

Standing Committee on the Law of Trademarks, Industrial Designs and Geographical Indications

Thirty-sixth Session
Geneva, October 17 to 19, 2016

DRAFT SUMMARY BY THE CHAIR

AGENDA ITEM 1: OPENING OF THE SESSION

1. Mr. Francis Gurry, Director General of the World Intellectual Property Organization (WIPO), opened the thirty-sixth session of the Standing Committee on the Law of Trademarks, Industrial Designs and Geographical Indications (SCT) and welcomed the participants.
2. Mr. David Muls (WIPO) acted as Secretary to the SCT.

AGENDA ITEM 2: ADOPTION OF THE AGENDA

3. The SCT adopted the draft Agenda (document SCT/36/1 Prov.).

AGENDA ITEM 3: ADOPTION OF THE DRAFT REPORT OF THE THIRTY-FIFTH SESSION

4. The SCT adopted the draft Report of the thirty-fifth session (document SCT/35/8 Prov.).

AGENDA ITEM 4: INDUSTRIAL DESIGNS

Design Law Treaty (DLT)

5. The Chair recalled that "the [2016] WIPO General Assembly decided that, at its next session in October 2017, it will continue considering the convening of a diplomatic conference on the DLT, to take place at the end of the first half of 2018", and noted that all statements concerning the draft DLT would be recorded in the Report.

6. The Chair concluded that, while the DLT would remain on its Agenda, the SCT should abide by the decision of the General Assembly.

Graphical User Interface (GUI), Icon and Typeface/Type Font Designs

7. The SCT considered document SCT/36/2.

8. After discussions, the Chair requested the Secretariat to:

- invite Member States to submit additional and/or revised replies to the *Questionnaire on Graphical User Interface (GUI), Icon and Typeface/Type Font Designs*;
- invite accredited NGOs to submit comments and observations on the topic, from the perspective of their experience;
- compile all replies, comments and observations received in a revised document SCT/36/2, to be presented to the next session of the SCT; and
- prepare a document analyzing the replies, comments and observations received, for consideration of the SCT at its next session.

Information on the Digital Access Service (DAS) for Priority Documents

9. The SCT took note of document SCT/36/3 and the PowerPoint presentation on the Digital Access Service (DAS) for priority documents made by the Secretariat.

10. While encouraging Member States to consider using the DAS for the exchange of priority documents for industrial designs and trademarks, the Chair concluded that the SCT would take stock of the progress made in this regard at its future sessions.

AGENDA ITEM 5: TRADEMARKS

Protection of Country Names Against Registration and Use as Trademarks

11. The SCT considered documents SCT/35/4 and SCT/32/2.

12. The Chair noted that all statements concerning documents SCT/35/4 and SCT/32/2 would be recorded in the Report.

13. After discussions, the Chair concluded that this item would remain on the Agenda of the SCT; and requested the Secretariat to invite Members to submit, in priority, comments and observations to Areas of Convergence No. 1 (Notion of Country Name), No. 2 (Non-registrable if Considered Descriptive), No. 5 (Invalidation and Opposition Procedures) and No. 6 (Use as a Mark), including practical examples of how these principles are applied in their jurisdictions.

Update on Trademark-related Aspects of the Domain Name System (DNS)

14. The SCT considered document SCT/36/4 and requested the Secretariat to keep Member States informed of future developments in the Domain Name System (DNS).

AGENDA ITEM 6: GEOGRAPHICAL INDICATIONS

15. After discussions, the Chair concluded that:

- at SCT/37, an information session will take place in two parts addressing:
 - (a) the features, experiences and practices of the different national and regional geographical indication protection systems, and
 - (b) the protection of geographical indications on the Internet, and geographical indications and country names in the DNS;
- further discussions regarding the work program to support the General Assembly mandate will follow the information session; and
- all proposals on this item will remain on the Agenda.

AGENDA ITEM 8: CLOSING OF THE SESSION

16. The Chair closed the session on October 19, 2016.

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