

ITEM 14 PROPOSED PROGRAM AND BUDGET FOR THE 2014/15 BIENNIUM

1. The Assemblies of the Member States of WIPO and of the Unions administered by it, each as far as it is concerned,

- (i) approve the Proposed Program and Budget for the 2014/15 Biennium as contained in document A/51/7 REV. subject to the following agreed changes, in respect of:
  - (a) The formulation of targets in the Results Framework of Program 2, as reflected in Annex I;
  - (b) The formulation of targets in the Results Framework of Program 4, as reflected in Annex II;
  - (c) The formulation in Program 20, of paragraphs 20.8 and 20.21, as amended in Annex III to reflect the inclusion of two additional offices (one in the Latin American and Caribbean region and one in India);
  - (d) Additional allocation of non-personnel resources to Program 20 from unallocated.
- (ii) adopt the General Guiding Principles Regarding WIPO External Offices (Annex IV); and
- (iii) note the comments made by Member States on the request for additional information concerning the IP and Global Challenges program (Program 18) and requested the Program to inform Member States at the 12th session of the CDIP on the development-related aspects of its activities and to inform Member States at the 20th session of the SCP on the patent-related aspects of its activities.

[Annexes follow]

## ANNEX I

### PROGRAM 2      TRADEMARKS, INDUSTRIAL DESIGNS AND GEOGRAPHICAL INDICATIONS

#### RESULTS FRAMEWORK

Expected Results	Performance Indicators	Baselines	Targets
I.1 Enhanced cooperation among Member States on development of balanced international normative frameworks for IP and agreement on specific topics on which international instruments are agreed	Agreement on a normative framework for industrial design registration and maintenance procedures	No normative framework for industrial design registration and maintenance procedures	Adoption of a Design Law Treaty by a <u>possible</u> Diplomatic Conference
	Progress towards agreement on current issues on the SCT Agenda	Draft Reference Document on the Protection of Country Names Against Registration and Use of Trademarks	SCT agreed Outcomes
	No. of ratifications/accessions to the Singapore Treaty	29 Contracting Parties (end 2012)	Eight new ratifications/accessions
I.2 Tailored and balanced IP legislative, regulatory and policy frameworks	No. and % of Member States/regional organizations providing positive feedback on the legislative advice offered in the area of trademarks, industrial designs and geographical indications	11 Member States/regional organizations received legislative advice out of which three provided positive feedback on legislative advice received in 2012	Legislative advice provided to 10 Member States/regional organizations. 90% of respondents satisfied with the advice offered.
I.3 Increased protection of State emblems and names and emblems of International Intergovernmental Organizations	No. of requests for communication under Article 6ter dealt with	70 requests for communication under Article 6ter dealt with in 2012	140 requests for communication under Article 6ter dealt with
	No. of signs published in Article 6ter database	75 signs published in Article 6ter database in 2012	150 signs published in Article 6ter database

[Annex II follows]

ANNEX II

**PROGRAM 4 TRADITIONAL KNOWLEDGE, TRADITIONAL CULTURAL EXPRESSIONS AND GENETIC RESOURCES**

RESULTS FRAMEWORK

Expected Results	Performance Indicators	Baselines	Targets
I.1 Enhanced cooperation among Member States on development of balanced international normative frameworks for IP and agreement on specific topics on which international instruments are agreed	Agreement in the IGC's negotiations on an international legal instrument(s) on TK, TCEs and GRs.	Negotiations underway under IGC mandate for 2012-2013 and workprogram for 2013	Adoption of an international legal instrument(s) by a possible Diplomatic Conference
III.2 Enhanced human resource capacities able to deal with the broad range of requirements for the effective use of IP for development in developing countries, LDCs and countries with economies in transition	% of participants in WIPO activities which report enhanced capacity to understand and use IP principles, systems and tools for the protection of TK and TCEs, and for management of the interface between IP and GRs	Not yet available	80%

[Annex III follows]

## ANNEX III

### PROGRAM 20 EXTERNAL RELATIONS, PARTNERSHIPS AND EXTERNAL OFFICES

#### EXTERNAL OFFICES

##### PLANNING CONTEXT

20.8 During informal consultations held with Member States in 2011 and 2012, the following principles emerged: (1) External offices should add value and undertake activities that can be performed more efficiently or effectively than at Headquarters; (2) external offices could have different mixes of functions in response to regional priorities and specificities, (3) a new external office should only be established if it is financially feasible for the Organization to do so; (4) a phased and prudent approach should be adopted towards the establishment of functions and corresponding resourcing in the external offices. Following informal consultations during the WIPO Assemblies 2013 Member States adopted General Guiding Principles Regarding WIPO External Offices.

##### IMPLEMENTATION STRATEGIES

###### New External Offices

20.21 During the next biennium, new external offices in the following locations/regions are planned: China, Russian Federation, United States of America, and two in Africa, one in the Latin American and Caribbean region and one in India. It is recognized that the establishment of external offices is a process that will not be complete in the 2014-2015 biennium. The existing offices and the newly established ones need to be monitored and the results achieved through them evaluated. Requests for further offices remain unsatisfied as yet. Ultimately, the number of external offices needs to be sustainable and ideally would constitute a limited global network of strategically placed offices.

[Annex IV follows]

## ANNEX IV

### General Guiding Principles Regarding WIPO External Offices

October 2, 2013, 18h00

#### I. General Guiding Principles

It was decided as follows:

The following principles shall guide the establishment of a small, efficient, strategically located and geographically representative (see paragraph (d) below) network of WIPO External Offices (EOs) that can add value by providing political and logistical support for the delivery of the strategic objectives of the Organization in a way that cannot be achieved through operations at WIPO HQ alone.

##### a. Transparency of the Procedure on Setting up WIPO External Offices

1. Any Member State wishing to host an EO in its national capacity, or on behalf of a group of countries or Regional Group, if so agreed by consensus, should notify the Director General in writing. The Director General should inform the Member States of the receipt of the notification without delay. This provision does not apply to those Member States, in their national capacity, or on behalf of a group of countries or Regional Group, if so agreed by consensus, which have already presented the written communications/notifications.
2. The Member State wishing to host an EO should submit a proposal, with the assistance of the Secretariat as requested by the Member State, to the Director General for consideration by the Program and Budget Committee (PBC). The Secretariat should submit to the PBC the notification and the proposal received from the Member State. The Secretariat should include the proposal received from the Member State in a report to the PBC and make observations on the feasibility of the proposed EO and its compliance with the principles. The PBC will consider the proposal in order to make any recommendation to the General Assembly.
3. Following the outcome of the PBC, the Coordination Committee (CoCo) will discuss a draft proposed agreement consistent with Article 12 of the WIPO Convention.
4. The General Assembly will consider the recommendations of the PBC and any outcome of the CoCo's discussions on the draft proposed agreement in order to take a final decision on the establishment of the new EO.

##### b. Rationale for Establishing New External Offices and their Purpose

The proposal to be submitted to the PBC, referred to above in (a), should provide a rationale, the need, purpose and added value of establishing the new EO, and assessment of the contributions to the Organization's programs and objectives, with particular regard to the following elements referred to in (c) and (d) below.

The scope of activities of the EO in a Member State may include:

- Collaboration with the concerned country's/region's IP system;
- Enhancement of innovation and creativity in the receiving country by promoting effective use of IP services;
- Raising awareness, understanding and respect for IP, advance its IP systems, streamline processes and develop its staff;

- If so desired by and agreed between the receiving state and other countries in the region; the Office may also provide services to the requested state in that region, through projects clearly defined and approved by relevant bodies of WIPO;
- The delivery of customer services to users of global IP services;
- Assistance for using IP as a tool for promoting development and transfer of technology.

It is understood that WIPO External Offices will not conduct any activities relating to processing (including, for example: receipt, transmittal, review, search and examination, handling, publication, assignment on transfer of rights on licenses, renewal, and/or storage) of international applications filed under the PCT, Madrid, and Hague systems, or any financial transactions related to such applications.

**c. Financial Sustainability/Budget Neutrality**

Recognizing the different level of development of Member States, and safeguarding adequate resources for regional bureaus, according to the different functions of the EO, the proposal should address the financial sustainability and budget neutrality of establishing the EO.

**d. Geographic Aspects/Locational Aspects**

In assessing the proposal, due consideration should be given to the principle of an equitable, efficient geographical network for the location of the proposed EO. Any given EO should clearly identify and define a geographical area where it will be operating. Due consideration should be given to developmental aspects, regions without an EO or locations where the users of WIPO Global Premier Services are located. Nevertheless, the existence of an EO in a region or even in a neighboring country, shall not by itself constitute a ground for denying a request put forward by a Member State in that region to be considered and decided by the General Assembly.

**e. External Offices' Accountability/Reporting**

All EOs are an integral part of WIPO's results-based management framework. Once the EO is established and operational, its performance and activities will be monitored and evaluated based on the performance indicators and targets, and reported to the PBC which will, in turn, transmit its recommendations to the General Assembly, as appropriate.

**II. Implementation**

It was decided to immediately apply the general guiding principles to all proposed, existing and future EOs to the extent applicable, provided that relevant decisions taken by the General Assemblies in the past and including the present one on the matter of EOs will remain in force.

[End of Annex IV and of document]