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From: Presidency
To: Delegations

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Subject: 23rd Session of the WIPO Committee on Development and Intellectual
Property (CDIP), Geneva, 20 - 24 May 2019
- Draft EU / Member States' Statements

Delegations will find in the Annex a set of draft EU/Member States statements for the above mentioned WIPO meeting, to be discussed at the Intellectual Property Working Party meeting on 10 May 2019.

COMMITTEE ON DEVELOPMENT AND INTELLECTUAL PROPERTY

23rd Session

WIPO, Geneva, 20-24 May 2019

Draft EU/Member States Opening Statement

Mr. Chair,

Romania is honoured to deliver this statement on behalf of the European Union and its Member States.

The EU and its Member States welcome you, Mr. Chair, and your Vice-chairs, and express confidence in your wisdom to make this session a successful one.

We would like to thank the Director General and the Secretariat for their excellent work in preparing this session, the rich documentation made available testifying to the outstanding efforts deployed by WIPO in this field.

We are pleased to note that the agenda of the session includes a wide range of topics related to Intellectual Property and Development and we are ready to constructively engage in discussions on every agenda item.

The EU and its Member States take note of the Director General's Report on the Implementation of the Development Agenda as well as of the information contained in the comprehensive progress reports regarding several DA projects and in the evaluation reports of the two Projects already completed. We are looking forward to discussing WIPO's DA projects and activities and the new CDIP agenda item on "IP and Development".

We also appreciate the clear and comprehensive structure of the Secretariat's Proposal on Modalities and Implementation Strategies for the Adopted Recommendations of the Independent Review and Options as Regards the Reporting and Reviewing Process (document CDIP/23/8) and we are of the view that it can serve as a good basis for our discussions.

Chair, the EU and its Member States are hopeful to have a successful meeting under your guidance. We look forward to continuing working and contributing constructively in the discussions during this session.

Thank you.

Draft statement by the European Union and its Member States
Committee on Development and Intellectual Property
23rd Session
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Director General's Report on the Implementation of the Development Agenda
(document CDIP/23/2)

Chair,

The EU and its Member States take note of the Director General's Report on the Implementation of the Development Agenda (document CDIP/23/2) which provides a very comprehensive overview of the Organization's activities during the previous year. It also shows that the DA Recommendations are at the core of the various activities carried out by the Organization.

In particular, we note with satisfaction that WIPO's TA and capacity-building activities undertaken by the WIPO Development Sector and the Division for LDCs have been developed as part of WIPO's regular program. This includes activities on the development of national IP and innovation strategies, IP development plans, awareness-raising on the importance of IP, provision of legislative advice, capacity-building, and a series of activities pertaining to sharing best practices and exchange of useful experience. The EU and its member states are pleased to observe that these activities were demand-driven and development-oriented and encourage the active engagement of the Technology and Innovation Support Centers (TISCs) in WIPO projects.

The EU and its Member States acknowledge and value the contribution of WIPO and the Secretariat to the implementation of SDGs and the associated targets. We continue to be strongly committed to supporting the achievement of the SDGs, as they are important and relevant both to developed countries and to developing ones.

We also appreciate WIPO's Academy continued work to facilitate access to education in the field of IP. In this regard, we are pleased by the increase, to 208, of the number of distance learning courses offered in 2018, as well as by the completion of seven Joint Master's Programs and twelve editions of the WIPO Summer School Program in 2018.

The EU and its Member States are pleased to note WIPO's active engagement with other international organizations, and encourage the Organization to continue to play an active role in supporting Member States.

Thank you.

Draft statement by the European Union and its Member States
Committee on Development and Intellectual Property
23rd Session
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**Member States Additional Inputs on the Way Forward on the Modalities and Implementation
Strategies for the Adopted Recommendations of the Independent Review (take note)**
(document CDIP/23/3)

Chair,

The EU and its Member States would like to thank the Secretariat for the preparation of the compilation of the recent contributions contained in document CDIP/23/3 and the delegations for their inputs.

As a preliminary remark we would like to point out that, when deciding the way forward on the modalities and the implementation strategies for the adopted recommendations, we have to pay attention to the possible overload of this organization with administrative tasks and burdens that would only bind resources which could be better used in other important activities.

We are prepared to listen with an open mind to further comments from other delegations in this respect.

Thank you.

Draft statement by the European Union and its Member States
Committee on Development and Intellectual Property
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Completion Report of the Project on Strengthening and Development of the Audiovisual Sector in Burkina Faso and Certain African Countries – Phase II (take note)
(document CDIP/23/5)

Chair,

The EU and its Member States thank the Secretariat for document CDIP/23/5 featuring the Report of the Development Agenda project on Strengthening and Development of the Audiovisual Sector in Burkina Faso and Certain African Countries – Phase II.

Carried out between June 2016 to October 2018 in Burkina Faso, Cote d'Ivoire, Kenya, Morocco and Senegal, Phase II aimed at accelerating the development of the African audiovisual sector through technical assistance and capacity building for increased understanding and use of the copyright system.

We took note with interest that all planned activities were implemented in accordance with the approved timeframe, also taking into account the priorities and needs of beneficiary countries, and in full respect of the foreseen budget.

Furthermore, we are pleased that large number of stakeholders as national institutions and authorities, film professionals, audiovisual regulatory authorities, judges and lawyers as well as international experts, including some from EU countries and associations have been involved and collaborated to the successful implementation of this project. We share the view that a wide and diversified cooperation represents a fundamental element for reaching fruitful results in projects of this nature.

Providing a meaningful opportunity for showing a practical example and laying foundations for increased use of copyright in the audiovisual sector in some African countries, we assess the project in reference as a major achievement and we support the follow-up recommendations of the Report.

Thank you.

Draft statement by the European Union and its Member States
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Evaluation Report of the Project on Strengthening and Development of the Audiovisual Sector in Burkina Faso and Certain African Countries – Phase II (take note)
(document CDIP/23/6)

Chair,

The EU and its Member States would like to express gratitude for the great work detailed in document CDIP/23/6 and that was carried out by the Secretariat and Mr. Daniel Keller, who acted as Consultant.

The independent Evaluation Report of the Project on Strengthening and Development of the Audiovisual Sector in Burkina Faso and Certain African Countries - Phase II, highlights important findings and assessments.

We consider relevant this Evaluation Report and we encourage the beneficiaries to duly take into consideration and make efforts to implement its recommendations.

Thank you.

Draft statement by the European Union and its Member States
Committee on Development and Intellectual Property
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Secretariat's Proposal on Modalities and Implementation Strategies for the Adopted Recommendations of the Independent Review and Options as Regards the Reporting and Reviewing Process (consideration)
(document CDIP/23/8)

Chair,

The EU and its Member States would like to thank the Secretariat for the preparation of the document CDIP/23/8, which presents several proposals on the modalities and implementation strategies for the adopted recommendations, using inputs received from Member States, as well as options for the reporting and reviewing process.

We are of the view that the prepared document offers a good basis for our discussions.

EU and its Member States are looking forward to a fruitful debate during this session especially with regard to the proposals aimed at enabling the exchange of strategies, lessons learned and best practices of Member States in IP and development matters.

We also believe that the idea of further use of the new agenda item “IP and Development” to hold high-level discussions on the work of the Organization on new emerging issues related to IP could be an option to be explored in our further debates.

The EU and its Member States would like to express their continued engagement in constructive discussions on the modalities and implementation strategies for the adopted recommendations.

Thank you.

Draft statement by the European Union and its Member States
Committee on Development and Intellectual Property
23rd Session
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Prototype of a Web-Forum on Technical Assistance (consideration)
(document CDIP/23/9)

Chair,

The EU and its Member States would like to thank the Secretariat for the preparation of this document as well as for the presentation provided to us, showing the functioning of each of the two proposed options.

We welcome the two options put forward by the Secretariat; our view is that any of these two options is worth considering as possible alternatives to be further explored. Each of them is intended to facilitate an exchange of views on technical issues that could benefit stakeholders and other interested parties.

We therefore believe that the document in front of us provides a good basis for discussion and we are willing to hear the preferences and comments of other delegations on the proposed options.

The EU and its Member States are ready to participate constructively in the debates under this agenda item.

Thank you.

Draft statement by the European Union and its Member States
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Report on WIPO's Contribution to the Implementation of the Sustainable Development Goals
and its Associated Targets (consideration)
(document CDIP/23/10)

Chair,

The EU and its Member States appreciate the opportunity to discuss the annual report on WIPO's contribution to the implementation of the SDGs and associated targets.

The EU is committed to support the achievement of the SDGs as they are vital both for developed and developing countries.

We note that the report underlines the responsibilities of the Member States for the implementation of the 2030 Agenda and for their own economic and social development. The amount of activities and initiatives undertaken by WIPO for the implementation of the DA is impressive in range and quantity.

The EU and its Member States encourage WIPO to continue to play an active role in supporting Member States and we reiterate our position that WIPO's support should remain focused on the implementation of SDGs relevant to its work and mandate, mainly SDG 9 on Industry Innovation and Infrastructure and SDG 17 on Global Partnerships for Sustainable Development.

Thank you.

Draft statement by the European Union and its Member States

Committee on Development and Intellectual Property

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**Updated Costing of Roadmap on Promoting the Usage of the Web Forum Established under the “Project on Intellectual Property and Technology Transfer: Common Challenges – Building Solutions” and its Integration into the New WIPO INSPIRE Platform
(consideration)
(document CDIP/23/11)**

Chair,

The EU and its Member States would like to thank the Secretariat for preparing the document CDIP/23/11 - Updated Costing of Roadmap on Promoting the Usage of the Web Forum Established under the “Project on Intellectual Property and Technology Transfer: Common Challenges – Building Solutions” and its Integration into the New WIPO INSPIRE Platform.

We appreciate the details provided by the Secretariat in relation to the possible integration of the Web Forum into the New WIPO INSPIRE Platform and we are of the view that the updated practical steps for the possible action set out in the document may be envisaged for our deliberations, being result-oriented and appropriate to promote the usage of this Web Forum.

We reiterate our suggestion to carry out the proposed actions in parallel, whenever possible. This will enable us to achieve more effective, fast and positive results.

The EU and its Member States note the alternative proposal to migrate the content from the Web Forum to the eTISC platform only, which doesn't require additional resources for implementation. We are of the view that the content of the web forum should be relevant and dynamic and also easy and convenient to use.

Thank you.

Draft statement by the European Union and its Member States

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**Follow-up Proposal to the Feasibility Study on Enhancing the Collection of Economic Data on
the Audiovisual Sector in a Number of African Countries (consideration)
(document CDIP/23/12)**

Chair,

On the outset, the EU and its Member States would like to commend the Secretariat for preparing the implementation plan of follow up activities to disseminate the results on enhancing data collection in Africa in the Audiovisual Sector.

Prepared in the context of the Project on Strengthening and Development of the Audiovisual Sector in Burkina Faso and Certain African Countries – Phase II, the “Feasibility Study on Enhancing the Collection of Economic Data on the Audiovisual Sector in a Number of African Countries”, provided relevant inputs on the topic. We take the opportunity to reiterate our gratitude for the work of the independent consultants, Ms. Deirdre Kevin and Ms. Sahar Ali which have prepared and presented the feasibility study during the 21st session of the CDIP.

The EU and its Member States have dully considered the proposal, as detailed in document CDIP/23/12. We apprise that not only the sub regional workshop to disseminate the study findings, but also the draft of a summary following the workshop, outlining the experiences in the area and some possible options for the beneficiary countries will represent useful tools on the matter.

Nevertheless, we strongly encourage the use of digital era means in order to broaden the impact and better achieve the targeted goals of raising awareness and disseminating the findings of the feasibility study on the importance of collecting market and legal data in the audiovisual sector.

Thank you.

Draft statement by the European Union and its Member States

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**Revised Project Proposal for the Development of the Music Sector and New Economic Models
of Music in Burkina Faso and in Certain Countries of the West African Economic and
Monetary Union (WAEMU) (consideration)
(document CDIP/23/13)**

Chair,

The EU and its Member States thank the Secretariat for preparing the revised version of the Project Proposal for the Development of the Music Sector and New Economic Models of Music in Burkina Faso and in Certain Countries of the West African Economic and Monetary Union (WAEMU), as contained in document CDIP/23/13.

Within the previous CDIP session, we have supported the idea behind the project, agreeing on the importance of capacity building and we are pleased to note that the revised version has taken into consideration the observations expressed by the WIPO member states.

We hold the view that at present, the proposal has clearer defined objectives, list of activities and outcomes, description of the main beneficiaries and stakeholders involved as well as budget information.

As music is one of the most promising economic sectors in Africa, the use of legal and regulatory frameworks of copyright and related rights in this industry, including the online use, are of key importance, particularly for new business models of music in the digital environment.

The EU and its Member States have considered the revised version of the project and we believe that it shall contribute to the development of the music sector and new economic models in Burkina Faso and in certain countries of the UEMOA zone.

Taking the opportunity to reiterate our gratitude for the assistance provided by the Secretariat to the delegation of Burkina Faso for preparing the revised version, we express our openness for further discussing various elements of the project.

Thank you.

Draft statement by the European Union and its Member States
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**Project Proposal Submitted by the Plurinational State of Bolivia for the Registration of the
Collective Marks of Local Enterprises as a Cross-cutting Economic Developing Issue**
(consideration)
(document CDIP/23/15)

Chair,

On behalf of the European Union and its Member States let me thank the distinguished delegation of Bolivia for presenting the project proposal on the Registration of the Collective Marks of Local Enterprises as a Cross-cutting Economic Developing Issue contained in document CDIP/23/15.

We note the aim of the project proposal to address challenges related to the protection of collective marks and raising awareness of the advantages of using a collective mark.

While in principle the project proposal seems interesting, we would like to point out that the project proposal is in an initial stage and further clarification and refinement are needed. In this respect, we would welcome further refinement of the proposal according to the traditional template, including additional details about the costing of the project.

Thank you.

Draft statement by the European Union and its Member States
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Proposal submitted by the Russian Federation on “IP and Development in the Digital Environment” (consideration)
(document CDIP/23/16)

Chair,

The EU and its Member States would like to thank the distinguished Delegation of Russian Federation for the proposal on the draft decision of the Committee on Development and Intellectual Property on the issue of IP and Development in the Digital Environment, contained in document CDIP/23/16.

As expressed on many occasions within various WIPO meetings, the European Union and its Member States believe that IP plays a foremost important role in the digital environment.

We recognize that digital technologies, including Artificial Intelligence technology, BigData, blockchain technology, 3D modeling are common challenges to all countries and we believe that the discussion on this topic can provide countries with solutions and possible ways of addressing those challenges.

The EU and its Member States find this topic worth exploring and we express our readiness in engaging in related discussions as technologies are constantly transforming our lives and have a serious impact on IP and development.

Thank you.

Draft statement by the European Union and its Member States

Committee on Development and Intellectual Property

23rd Session

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Summary of the Study on the Use of the Intellectual Property System in the Mining Sector in

Brazil and Chile

(document CDIP/23/INF/2)

No formal statement.

Draft statement by the European Union and its Member States
Committee on Development and Intellectual Property
23rd Session
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**Summary of the Study on Intellectual Property, Tourism, and Culture: Supporting
Development Objectives and Promoting Cultural Heritage in Egypt**
(document CDIP/22/INF/4)

No formal statement.
