## WIPO-ASEAN Mediation Programme (AMP+)

As part of the collaboration between WIPO and ASEAN under the WIPO-ASEAN Memorandum of Understanding, ASEAN parties can benefit from the WIPO-ASEAN Mediation Programme (**AMP+**).

**AMP+** offers funding for intellectual property (**IP**) and technologyrelated mediations administered by the WIPO Arbitration and Mediation Center's (**WIPO Center's**) Office in Singapore.

#### Funding covers two types of situations:

- 1. Mediation for Disputes: Funding is provided for cases where parties are involved in an IP or technology dispute.
- 2. **Deal Mediation:** Funding is also available to facilitate contract negotiations where parties cannot agree on contractual terms.

Funding for both mediation types administered by the WIPO Center is available to Parties according to the following schedule of fees:

Type of Case	Funding Amount	Administration Fee
Any existing IP/technology negotiation or dispute involving a party who is an ASEAN national or entity	Up to SGD 3,000*	Waived
Where a Singapore-based mediator is appointed, the Intellectual Property Office of Singapore (IPOS) makes available additional funding of up to SGD 2,000.		
(*) The maximum amount of SGD 3,000 (or SGD 5,000 where a Singapore- based mediator is appointed) to be funded by the AMP+ includes all costs relating to the mediation (subject to submission of relevant invoices) and will be shared equally among negotiating parties unless otherwise agreed.		

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#### Conditions

- Parties may apply for funding under AMP+ until December 31, 2025 or until the AMP+ fund is drawn down, whichever is earlier.
- At least <u>one</u> party must be an ASEAN national or entity (the ASEAN Member States are Brunei Darussalam, Cambodia, Indonesia, Lao PDR, Malaysia, Myanmar, Philippines, Singapore, Thailand and Vietnam).
- The mediator must be based in an ASEAN Member State.
- Parties must provide feedback on the mediation experience.
- Parties must consent to named publicity (excluding details of settlement terms).
- A shadow mediator may be appointed to observe the mediation.
- Parties appointing a Singapore-based mediator may not claim both under AMP+ and under the <u>Revised Enhanced Mediation Promotion Scheme</u>

(<u>REMPS</u>) for costs in relation to the same or substantially the same dispute.

To submit a Request for WIPO Mediation, please <u>contact us</u> or <u>file online</u>.

The WIPO Singapore Office can provide meeting rooms for parties to hold their mediations, free of charge.

The WIPO Center also makes available a series of <u>online case</u> <u>administration tools</u>, including online tools for meetings and hearings, which may allow parties to conduct the mediation completely or partly online.

General queries: <u>arbiter.mail@wipo.int</u> Website: <u>www.wipo.int/amc/</u>

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### Frequently Asked Questions

#### **1.** Is there a time limit on the availability of AMP funding?

• To be eligible for funding under AMP+, a Request for WIPO Mediation and the request for AMP+ funding must be made to the WIPO Center before December 31, 2025. Funding under AMP+ will be available during that period or until the AMP+ fund is drawn down, whichever is earlier.

#### 2. Where can the mediation be held?

• The mediation can be held online or in person anywhere, as long as an ASEAN-based mediator is appointed.

#### 3. Must the mediation be successful for funding to be disbursed?

• No, parties can apply for funding under AMP+ as long as they have participated in the mediation, regardless of the outcome of the mediation.

#### 4. How do I apply for AMP+ funding?

• When you submit your Request for WIPO Mediation to the WIPO Center, please inform the WIPO Center that you would also like to apply for AMP+

funding. The WIPO Center will then provide further guidance regarding the conditions of AMP+ funding.

To find out how to submit a Request for WIPO Mediation, please contact arbiter.mail@wipo.int or visit

https://www.wipo.int/amc/en/mediation/filing/index.html

#### 5. How will AMP+ funding be provided?

- Parties will be reimbursed up to SGD 3,000 for each mediation case. Each party can potentially claim an equal share of up to SGD 1,500 (assuming two parties), unless otherwise agreed.
- Where a Singapore-based mediator is appointed, IPOS will fund an additional SGD 2,000, to be split equally among the parties.
- Reimbursement will be limited to mediation-related costs and will be subject to the parties complying with the AMP+ conditions and providing appropriate invoices for their mediation-related costs.

#### 6. Is AMP+ funding limited to disputes?

 No, parties may also utilise funding for "deal mediation" which refers to a mediation in which the mediator assists the parties in concluding an agreement. For example, such mediations may be appropriate in the context of ongoing patent licensing negotiations.

Any questions relating to AMP+ may be directed to arbiter.mail@wipo.int