

Committee on Development and Intellectual Property (CDIP)

Thirty-Third Session
Geneva, December 9 to 13, 2024

**PROJECT ON CREATION OF AN OBSERVATORY OF NATIONAL INTELLECTUAL
PROPERTY STRATEGIES AT WIPO – PROJECT PROPOSAL SUBMITTED BY
BRAZIL**

prepared by the Secretariat

1. By means of a communication dated May 27, 2024, the Delegation of Brazil submitted a proposal for a project on “Creation of an Observatory of National Intellectual Property Strategies at WIPO”, for consideration of the thirty-third session of the CDIP.

2. The Annex to this document contains the said proposal, developed with the support of the WIPO Secretariat.

3. *The Committee is invited to consider the Annex hereto.*

[Annex follows]

1. Introduction of the Project
1.1 Project Code
DA_5_10_01
1.2 Project Title
Creation of an Observatory of National Intellectual Property Strategies at WIPO
1.3 DA Recommendations
<p><i>Recommendation 5:</i> WIPO shall display general information on all technical assistance activities on its website, and shall provide, on request from Member States, details of specific activities, with the consent of the Member State(s) and other recipients concerned, for which the activity was implemented.</p> <p><i>Recommendation 10:</i> To assist Member States to develop and improve national intellectual property institutional capacity through further development of infrastructure and other facilities with a view to making national intellectual property institutions more efficient and promote fair balance between intellectual property protection and the public interest. This technical assistance should also be extended to sub-regional and regional organizations dealing with intellectual property.</p>
1.4 Project Duration
24 months
1.5 Project Budget
The total Project budget is 355,000 Swiss francs, all related to non-personnel expenditures.
2. Description of the Project
The proposed project aims to enhance the capacity of WIPO Member States, especially developing and least developed countries, to develop and implement successful National Intellectual Property Strategies (NIPS) through the establishment of an Observatory of NIPS, comprising of an inventory of NIPS and NIPS-related capacity building and awareness-raising materials.
2.1 Project Concept
<p>According to WIPO's definition, a National Intellectual Property Strategy (NIPS) is "a set of policy measures formulated and implemented by a government to improve its IP and innovation ecosystem in line with social, cultural and economic development goals".</p> <p>In this context, WIPO assists Member States, particularly, developing and least developed countries, to elaborate NIPS. Thus, the organization offers policy advice, data and analysis, best practices and customized guidance. In the framework of a DA project on "Improvement of National, Sub Regional and Regional IP Institutional and User Capacity", WIPO developed the "Methodology for the Development of National Intellectual Property Strategies" in 2012 (the Methodology). The Methodology was revised in 2020 to suggest a more flexible process for the formulation of NIPS in line with broader innovation and socio-economic development priorities. In 2022, a renewed approach for the NIPS Program was piloted, guided by the</p>

principles of adding value and learning by doing. By the end of the 2022-2023 biennium, 10 strategies had been initiated and 18 had been finalized for adoption.

However, information on NIPS is currently scattered across countries and there is little consolidated information. This lack of a centralized collection of publicly available information may reduce the opportunity for building the knowledge base of the value and role of NIPS in IP and innovation policymaking.

The proposed project aims to create a “National IP Strategies (NIPS) Observatory”, ideally, on the WIPO NIPS webpage and provide WIPO Member States with systematized and easily accessible information and capacity building materials, so as to inspire interested Member States and better support their efforts in developing and implementing NIPS.

The NIPS Observatory will provide access to publicly available NIPS to be included in the WIPO Lex Database, case studies regarding NIPS development or implementation, training/capacity building and awareness-raising materials.

All WIPO Members States, especially developing and least developed countries, will be able to benefit from the proposed NIPS Observatory.

It is important to note that several international organizations have established thematic observatories for certain policies, in accordance with their mandate. These initiatives can serve as an example and inspiration for the creation of the WIPO NIPS Observatory.

2.2 Project Objective, Outcome and Outputs

The overall project **objective** is to enhance the capacity of WIPO Member States, especially developing and least developed countries, to develop and implement effective NIPS.

The project’s intended **outcomes** are:

- (1) enhanced understanding by WIPO Member States, including national project teams, IP policy decision-makers and any other stakeholders engaged in the development and implementation of NIPS, of the methodology and key factors for success for NIPS; and
- (2) enhanced capacity of national project teams and IP policy decision-makers to facilitate the successful development and implementation of NIPS.

The project will deliver the following **outputs**:

Output 1 – Inclusion of official and publicly available NIPS in the WIPO Lex Database.

Output 2 – Five case studies on the development or implementation of NIPS in selected Member States.

Output 3 – Training/capacity building materials on the role of IP in the sectors/clusters relevant to NIPS and a toolkit for country-led evaluation and/or monitoring of NIPS implementation.

Output 4 – Awareness-raising materials on key factors for success, examples of good practices for developing and implementing NIPS.

2.3 Project Implementation Strategy

The project outcomes and outputs will be achieved through the following activities:

Output 1 – Inclusion of official and publicly available NIPS in the WIPO Lex Database.

Activities:

- (a) Collect official and publicly available NIPS.
- (b) Include official and publicly available NIPS in the WIPO Lex Database.
- (c) Add access to the WIPO Lex Database, ideally, *via* the WIPO NIPS webpage.¹

Output 2 – Five case studies on the development or implementation of NIPS in selected Member States.

Activities:

- (a) Identify five Member States that have developed NIPS.
- (b) Collect and document good practices, factors for success and challenges in selected Member State, in light of national realities, priorities and needs.

Output 3 – Training/capacity building materials on the role of IP in the sectors/clusters relevant to NIPS and a toolkit for country-led evaluation and/or monitoring of NIPS implementation.

Activities:

- (a) Undertake a literature review on the role of IP in the sectors/clusters relevant to NIPS.
- (b) Prepare training/capacity building materials based on the literature review.
- (c) Develop a toolkit for country-led evaluation and/or monitoring of NIPS implementation.

Output 4 – Awareness-raising materials on key factors for success, good practices for developing and implementing NIPS.

Activities:

- (a) Organize two workshops bringing together interested Member States and experts to exchange views on trends or good practices, share experiences on the development and implementation of NIPS and discuss trends or good practices.
- (b) Develop a Guide on Key Factors for Success, Examples of Trends or Good Practices for Developing and Implementing NIPS.

2.4 Project Indicators

<u>Project objective:</u>	<u>Objective indicator:</u>
<p>The overall project objective is to enhance the capacity of WIPO Member States, especially developing and least developed countries, to develop and implement effective NIPS.</p>	<p>- At least 70% of the participants in the project activities reported improved knowledge and skills to develop and implement NIPS at the end of the project implementation.</p>

¹ WIPO NIPS webpage is available at: <https://www.wipo.int/web/national-ip-strategies>.

<p style="text-align: center;"><u>Project outcomes:</u></p> <p>(1) Enhanced understanding by WIPO Member States, including national project teams, IP policy decision-makers and any other stakeholders engaged in the development and implementation of NIPS, of the methodology and key factors for success for NIPS.</p>	<p style="text-align: center;"><u>Outcome indicators:</u></p> <ul style="list-style-type: none"> - 40 unique visitors to the Guide on Key Factors for Success, Examples of Trends or Good Practices for Developing and Implementing NIPS, including visitors downloading, within the first year of its availability on the WIPO website. - 40 unique visitors, including downloads, to the NIPS in WIPO Lex within the first year of its availability on the WIPO website.
<p>(2) Enhanced capacity of national project teams and IP policy decision-makers to facilitate the successful development and implementation of NIPS.</p>	<ul style="list-style-type: none"> - At least 60% of Member States who sought WIPO's support with the development or implementation of NIPS within two years following the availability of the project's outputs reported that at least one of the outputs had helped them through NIPS development and implementation processes.
<p style="text-align: center;"><u>Project outputs:</u></p> <p>Inclusion of official and publicly available NIPS in the WIPO Lex Database.</p>	<p style="text-align: center;"><u>Output indicators:</u></p> <ul style="list-style-type: none"> - Official and publicly available NIPS are accessible in the WIPO Lex Database.
<p>Five case studies on the development or implementation of NIPS in selected Member States.</p>	<ul style="list-style-type: none"> - Publication of five case studies on the development or implementation of NIPS on the NIPS Observatory.
<p>Training/capacity building materials on the role of IP in the sectors/clusters relevant to NIPS and a toolkit for country-led evaluation and/or monitoring of NIPS implementation.</p>	<ul style="list-style-type: none"> - A document with literature review on the role of IP in the sectors/clusters relevant to NIPS. - Publication of the toolkit for country-led evaluation and/or monitoring of NIPS implementation on the NIPS Observatory.
<p>Awareness-raising materials on key factors for success, good practices for developing and implementing NIPS.</p>	<ul style="list-style-type: none"> - Two workshops organized to share experiences on the development and implementation of NIPS and discuss trends or good practices. - At least 70% of participants found the information disseminated in the workshops useful. - Publication of the Guide on Key Factors for Success, Examples of Trends or Good

	Practices for Developing and Implementing NIPS on the NIPS Observatory.
2.5 Sustainability Strategy	
<p>Publicly available NIPS will be included in the WIPO Lex Database accessible from the NIPS Observatory, ideally, on the WIPO NIPS webpage.² Therefore, the information will be easily accessible to all interested Member States.</p> <p>Training materials will further contribute to the building and sustainability of Member States' capacity to develop and implement NIPS. A literature review on IP in the sectors/clusters relevant to NIPS will serve to inform Member States of the range of considerations to be accounted for when formulating NIPS. A toolkit for country-led evaluation and/or monitoring of NIPS implementation will support Member States in the development, implementation and review/revision of NIPS.</p> <p>Workshops (for both policymakers from Member States, as well as experts) and a Guide to be updated as needed, will contribute to increasing the knowledge base of NIPS, help enhance the capacity of Member States to develop NIPS and serve as a forum for exchange and awareness-raising. Further, the inventory of publicly available NIPS will be promoted as a technical assistance resource to facilitate comparative research and analysis of the content of NIPS.</p> <p>To promote a sustainable impact, dedicated staff will ensure the functioning and updates of the official and publicly available NIPS in the WIPO Lex Database and of the Guide on a continuing basis, which is not limited by the implementation timeline of this project. On the other hand, Member States will periodically update the CDIP when a new NIPS has been adopted or changes introduced in existing ones by their government.</p> <p>Thus, from the creation of the Observatory as a specific activity at WIPO, Member States, especially developing and least developed countries, will have the opportunity to update the CDIP on their main elements of adopted NIPS.</p>	
2.6 Selection Criteria for Pilot/Beneficiary Countries	
All Member States may benefit from the NIPS Observatory and related materials.	
2.7 Implementing Organizational Entity	
IP and Innovation Ecosystems Sector.	
2.8 Links to other Organizational Entities	
Regional and National Development Sector.	
2.9 Links to other DA Projects	
DA Project on <i>Improvement of National, Sub Regional and Regional IP Institutional and User Capacity</i> (CDIP/3/INF/2)	
2.10 Contribution to Expected Results in WIPO's Program and Budget	
Link to Program and Budget 2024/25 Expected Results	

² WIPO NIPS webpage is available at: <https://www.wipo.int/web/national-ip-strategies>

3.1: Wider and more effective use of WIPO's global IP systems, services, knowledge, and data.

4.1: More effective use of IP to support growth and development of all Member States and their relevant regions and sub-regions, including through the mainstreaming of the Development Agenda recommendations.

2.11 Risk and Mitigation

Risk 1: The project partly relies on Member States' willingness to design, discuss and eventually adopt their NIPS, and thereafter officially make their NIPS and experiences publicly available.

Mitigation 1: The project manager will undertake careful consultations with the concerned Member States and as appropriate will request the involvement of consulted parties in the elaboration of the project's outputs. It should be noted that the participation of Member States and the information they provide will allow the project's outputs to be more specifically tailored to their needs.

Risk 2: Member States may not be interested in the final outputs of the project and may choose to follow their own process instead.

Mitigation 2: When disseminating the project's outputs, the project manager will emphasize the benefits of following its guidelines and the impact this should have on the chances of success in developing and implementing effective NIPS.

3. TENTATIVE IMPLEMENTATION TIMELINE

Project Deliverables	Quarters							
	Year 1				Year 2			
	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4
Pre implementation activities: ³ - Consultation with group coordinators and interested Member States								
Inclusion of official and publicly available NIPS in the WIPO Lex Database.	X	X	X	X	X	X	X	X
Five case studies on the development or implementation of NIPS in selected Member States	X	X	X	X	X			
Literature review on the role of IP in the sectors/clusters relevant to NIPS				X	X	X		
Toolkit for country-led evaluation and/or monitoring of NIPS implementation					X	X	X	
Two workshops for interested Member States	X	X	X	X	X	X	X	
Guide on Key Success Factors for Developing and Implementing NIPS					X	X	X	
Project evaluation								X
CDIP side event								X

³Implementation will start only once the pre-implementation activities have been delivered.

4. PROJECT BUDGET BY OUTPUT

<i>(in Swiss francs)</i>	Year 1	Year 2	Total
Project Outputs	Non-Personnel	Non-Personnel	
Inclusion of official and publicly available NIPS in the WIPO Lex Database	35,000	-	35,000
Five case studies on the development or implementation of NIPS in selected Member States	30,000	20,000	50,000
Literature review on the role of IP in the sectors/clusters relevant to NIPS	5,000	15,000	20,000
Toolkit for country-led evaluation and/or monitoring of NIPS	-	30,000	30,000
Two workshops for interested Member States	75,000	75,000	150,000
Guide on Key Success Factors for Developing and Implementing NIPS	-	40,000	40,000
Project evaluation	-	15,000	15,000
CDIP side event	-	15,000	15,000
Total	145,000	210,000	355,000

5. PROJECT BUDGET BY COST CATEGORY

<i>(in Swiss francs)</i>	Travel, Training and Grants		Contractual Services					Total
	Staff Missions	Third-party Travel	Conferences	Publishing	Individual Contractual Services	WIPO Fellowships	Other Contractual Services	
Activities								
Inclusion of official and publicly available NIPS in the WIPO Lex Database.	-	-	-	-	35,000	-	-	35,000
Five case studies on the development or implementation of NIPS in selected Member States	-	-	-	-	50,000	-	-	50,000
Literature review on the role of IP in the sectors/clusters relevant to NIPS	-	-	-	-	20,000	-	-	20,000
Toolkit for country-led evaluation and/or monitoring of NIPS	-	-	-	5,000	20,000	-	5,000	30,000
Two workshops for interested Member States	20,000	80,000	10,000	-	15,000	-	25,000	150,000
Guide for Developing and Implementing NIPS	-	-	-	5,000	35,000	-	-	40,000
Project evaluation	-	-	-	-	15,000	-	-	15,000
CDIP side event	-	-	15,000	-	-	-	-	15,000
Total	20,000	80,000	25,000	10,000	190,000	-	30,000	355,000

[End of annex and of document]