

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

**Twenty-Eighth Session**  
**Geneva, December 10 to 14, 2012**

SUMMARY BY THE CHAIR

*adopted by the Committee*

### **AGENDA ITEM 1: OPENING OF THE SESSION**

1. The Chair opened the twenty-eighth session of the Standing Committee on the Law of Trademarks, Industrial Designs and Geographical Indications (SCT), welcomed the participants and invited Mr. Francis Gurry, Director General of WIPO, to deliver an opening address.
2. Mr. Marcus Höpferger (WIPO) acted as Secretary to the SCT.

### **AGENDA ITEM 2: ADOPTION OF THE AGENDA**

3. The SCT adopted the draft Agenda (document SCT/28/1 Prov.) with the addition of one sub-item in item 4, entitled "Study on the Potential Impact of the Work of the Standing Committee on the Law of Trademarks, Industrial Designs and Geographical Indications (SCT) on Industrial Design Law and Practice" (document SCT/27/4).

### **AGENDA ITEM 3: ADOPTION OF THE DRAFT REPORT OF THE TWENTY-SEVENTH SESSION**

4. The SCT adopted the draft report of the twenty-seventh session (document SCT/27/11 Prov.), with amendments as requested by the Delegations of China and Peru and the Representative of INTA.

## **AGENDA ITEM 4: INDUSTRIAL DESIGNS**

### *Industrial Design Law and Practice - Draft Articles and Draft Regulations*

5. Discussion was based on documents SCT/28/2 and 3.
6. The Chair stated that the SCT had made good progress on the draft Articles and draft Rules. All statements made by delegations would be recorded in the report of the twenty-eighth session. The Secretariat was requested to prepare revised working documents for consideration of the SCT at its twenty-ninth session, which should reflect all comments made at the present session and highlight the different proposals put forward by delegations by using square brackets, strikethrough, underlining or footnotes.

### *Technical Assistance and Capacity Building Provisions in Line with the General Assembly Decision*

7. The African Group submitted a proposal for draft articles on technical assistance and capacity building to be integrated in the Industrial Design Law and Practice Treaty.
8. The Representative of the European Union, on behalf of the European Union and its member States, presented a proposal for a Resolution by the Diplomatic Conference Supplementary to the Treaty on Industrial Design Law and Practice.
9. The SCT requested the Secretariat to publish them as SCT working documents for further consideration by the Committee at its twenty-ninth session.
10. The Chair concluded that the Secretariat was requested to revise document SCT/28/4, to include the text of the provisions on financial assistance in the treaties referred to in Section I of document SCT/28/4. The document should be complemented with detailed information concerning the current practice, in WIPO, of financing the participation of delegations in meetings of the Assemblies of treaties administered by WIPO.

### *Study on the Potential Impact of the Work of the Standing Committee on the Law of Trademarks, Industrial Designs and Geographical Indications (SCT) on Industrial Design Law and Practice*

11. Following informal consultations among delegations, the Chair concluded that, without prejudice to the work on the Draft Design Law Treaty, the Secretariat was requested to extend for an additional period of two months the surveys that were conducted in preparing the Study (document SCT/27/4), in order to increase the available data sample by way of new responses, as well as by way of the possibility of amending or completing earlier responses. The Study should be updated for consideration of the SCT at its twenty-ninth session, taking into account additional replies received. The general structure of the Study should be maintained. Some delegations were of the view that such a request was on an exceptional basis.
12. The Chair further concluded that the Secretariat was requested to prepare a separate document describing the relationship between the Hague System for the International Registration of Industrial Designs and the draft Design Law Treaty.

**AGENDA ITEM 5: GEOGRAPHICAL INDICATIONS**

13. The Chair noted that no intervention was made under that Agenda item.

**AGENDA ITEM 6: SUMMARY BY THE CHAIR**

*Twenty-Ninth Session of the Standing Committee on the Law of Trademarks, Industrial Designs and Geographical Indications (SCT/29)*

14. The Chair announced the week from May 27 to 31, 2013, as tentative dates for SCT/29.

15. The SCT approved the Summary by the Chair as contained in the present document.

**AGENDA ITEM 7: CLOSING OF THE SESSION**

16. The Chair closed the session on December 14, 2012.

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