



Standing Committee on **Trademarks**

2017



Date: 14th October 2017

REPORT Standing Committee on

Trademarks

Chair: Eléonore GASPAR
Responsible Reporter: Anne Marie Verschuur

1) Report on the activities of your Standing Committee during the reporting period

Please provide a general overview of the activities of your Standing Committee over the last 12 months, including at least:

- a) Internal meetings of the Standing Committee during the reporting period (whether by telephone, video conference or in person);
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The Standing Committee has an annual meeting during the AIPPI Congress. The last meeting at the congress was held in Milan in September 2016.

For the first time, the Standing Committee had another meeting during the INTA conference, in Barcelona, on May 23, 2017.

- b) any external representation on behalf of AIPPI by any member of your Standing Committee;
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WIPO

- 37th Session of the WIPO Standing Committee on the Law of Trademarks, Industrial Designs and Geographical Indications (WIPO), March 27-30, 2017, Elena Molina

EUIPO

- EUIPO User session, Elena Molina
- TM5 Mid year user session, May 22, 2017 in Barcelona, Eléonore Gaspar
- EUIPO Convergence Program - CP9 - Marieke Westgeest

IPC meeting - Torsten Bettinger

- c) any contribution by your Standing Committee to any external consultations; and
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- Comments on draft implementing EU regulation (Nov. 1, 2016) (coordinated by Stefano Vatti & Eléonore Gaspar)

- EUIPO ECP4 Convergence Questionnaire Survey (coordinated by Alexander von Mühlendahl - January 2017)
 - CP9 (representative: Marieke Westgeest)
- d) any studies or analyses undertaken or position papers prepared by your Standing Committee, with a brief summary of the outcome(s).
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We are currently working on the following topics :

- Implementation of the EU Directive: administrative procedures for revocation and invalidity (art. 45) of the EU 2015 Trade Marks Directive
- Impact of Brexit

2) Key issues/developments during the reporting period

Please include any significant case law, legislative or regulatory developments, or policy initiatives, including their relevance and/or any implications for the work of your Standing Committee or for AIPPI more generally.

- Implementation of the EU Trademark Package

Some provisions of the amended EU Trade Mark Regulation will enter into force on October 1, 2017.

- Brexit

3) Any recommendations for AIPPI involvement/action for the next 12 months

This need not be limited to recommendations for your Standing Committee but can be recommendations for AIPPI more broadly. For example, please include:

In each case, please explain why such involvement/action is recommended, by whom it should be undertaken and any relevant time frames.

- a) any recommendations for involvement/action in relation to any upcoming or foreshadowed case law, legislative or regulatory developments, or policy initiatives;
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The Standing Committee should continue its pending work on Brexit and administrative proceedings for revocation and invalidation of registered trade marks as required by the EU Trade Marks Directive.

In the context of meeting with external entities and organizations, including WIPO, it is important to (i) have the views and position of the Standing Committee/AIPPI regarding the topics to be discussed at each meeting and (ii) keep a dialogue with other user associations participating in such meetings.

Each meeting should preferably be attended by the same person in order to take advantage of the know-how acquired during the meeting.

- b) any other recommendations for AIPPI involvement/action;
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We have currently no recommendations.

- c) any recommendations for the work programme of your Study Committee.
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The Standing Committee should continue to :

- work on its pending papers

- respond to questions raised by EUIPO, WIPO or ICANN and try to submit position papers when possible,

- respond to WIPO's informal requests regarding various legal questions,

- represent AIPPI at meetings organised by EUIPO, WIPO and ICANN,

- submit contributions to eNews,

- be part of CP9 .

The Standing Committee should reinforce its cooperation with EUIPO and involvement in various working

working

groups.

- 4) Outline of the work programme of your Standing Committee for the next 12 months

Please set out specific activities and priorities having regard to the matters in 1) - 3) above, including any relevant time frames.

The Standing Committee, in addition to pursuing the ongoing activities described above, should study the question of the protection of country names currently under review by the WIPO SCT. See furthermore the activities described above.

Names and Functions of Committee Members

Chair(s)	Eléonore GASPAR	France
Co Chair(s)	Alexander VON MÜHLEND AHL	Germany
Secretary	Graciela PEREZ DE INZAURRAGA	Argentina
Members	Abdurrahim AYAZ	Turkey
	Murat BASMACI	Turkey
	Torsten BETTINGER	Germany
	Loreto BRESKY	Chile
	Tobias COHEN JEHORAM	Netherlands
	Cesare GALLI	Italy
	Bartosz KARKOWIAK	Poland
	Sheldon KLEIN	United States
	Eduardo KLEINBERG	Mexico
	S. Yong LEE	Republic of Korea
	Jorge LLEVAT	Spain
	Alana LONG	Australia
	Mark METZELING	Australia
	Elena MILLER	Bulgaria
	Anastasia MINDRUL	Ukraine
	Elena MOLINA LÓPEZ	Spain
	Masako NISHIMURA	Japan
	Chihiro ONISHI	Japan
	Avi ORDO	Israel
	Dennis PRAHL	United States
	Aleli A. G. QUIRINO	Philippines
	Michael REINLE	Switzerland
	Joaquin SAYOC	Philippines
	Lena SHEN	China
	Elisabeth SIEMSEN	Brazil
	Stoyan SIRAKOV	Bulgaria
Shane SMYTH	Ireland	
Howard TEFF	Israel	
Stefano VATTI	Italy	
Jan VLECK	United Kingdom	
Denis VOEVODIN	Russia	
Marieke WESTGEEST	Netherlands	
Peter WIDMER	Switzerland	