



WORLD TRADE  
ORGANIZATION

**SYMPOSIUM ON  
THE TRIPS AGREEMENT AND THE NATIONAL JUDICIARY**

Draft Program

Geneva, Switzerland

12 to 15 December 2017

**Tuesday, 12 December 2017**

- |               |                              |  |
|---------------|------------------------------|--|
| 8:30 – 8:45   | Registration of participants |  |
| 8:45 – 9:00   | <b>Opening Remarks</b>       |  |
| 9:00 – 9:30   | Introduction of Participants |  |
| 9:30 – 13:00  | <b>Theme 1</b>               | <b>Trends in intellectual property litigation</b> <ul style="list-style-type: none"><li>• The implications and impact of the TRIPS Agreement</li><li>• Overview of approaches to managing IP cases</li><li>• Comparative national experiences</li></ul>  |
| 13:00 – 14:00 | Lunch Break                  |  |
| 14:00 – 17:00 | <b>Theme 2</b>               | <b>Overview of how domestic courts have considered and applied TRIPS provisions</b> <ul style="list-style-type: none"><li>• Different theories of recognizing the TRIPS Agreement in domestic law</li><li>• The grant and exercise of rights</li><li>• Available remedies</li><li>• Exceptions and limitations</li></ul> |

**Wednesday, 13 December 2017**

- |              |                |  |
|--------------|----------------|--|
| 9:00 – 13:00 | <b>Theme 3</b> | <b>Trends in remedies for IP infringement</b> <ul style="list-style-type: none"><li>• Provisional measures</li><li>• Injunctions</li></ul> |
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- Border measures – the role of the courts
- Safeguards against abusive litigation

13:00 – 14:00 Lunch Break

14:00 – 17:00

**Theme 4**

**Assessment of damages**

- Principles and methodologies for calculating damages
- Parallels with WTO jurisprudence and investment arbitration

**Thursday, 14 December 2017**

9:00 – 13:00

**Theme 5**

**WTO dispute settlement and TRIPS**

- Outline and principles of WTO dispute settlement
- Key TRIPS disputes
- Questions of treaty interpretation

13:00 – 14:00

Lunch Break

14:00 – 16:00

**Theme 6**

**WIPO programs on dispute settlement and capacity building for the judiciary**

- WIPO Arbitration Center – overview of cases
- WIPO programme on respect for IP

**Friday, 15 December, 2017**

09:00 – 11:30

**Theme 7**

**The policy context for IP and the courts**

- Development and public policy questions
- Competition policy and IP
- The human rights dimension
- Future trends – round table discussion

11:30 – 12:30

**Evaluation and Closing Remarks**