

**MULTILATERAL TRADE
NEGOTIATIONS
THE URUGUAY ROUND**

RESTRICTED

MTN.GNG/NG11/W/15
26 October 1987

Special Distribution

Group of Negotiations on Goods (GATT)

Original: French

Negotiating Group on Trade-Related
Aspects of Intellectual Property Rights
including Trade in Counterfeit Goods

SUGGESTION BY SWITZERLAND FOR
ACHIEVING THE NEGOTIATING
OBJECTIVE

The following communication, dated 22 October 1987, has been received from the delegation of Switzerland.

1. In accordance with the negotiating plan, the Swiss delegation herewith submits to the Negotiating Group on Trade-Related Aspects of Intellectual Property Rights a concept that might constitute a framework for negotiations concerning intellectual-property matters. The concept is based on the following elements:

- definition of the nature of the commitment of the contracting parties under the General Agreement and determination of modalities contributing to better observance and better application of international rules regarding intellectual property;
- creation of a body within GATT to implement the commitment under the General Agreement thus defined; the body will identify shortcomings, as regards effects on trade, of intellectual-property norms and will seek the assistance of WIPO in overcoming them. If this is unsuccessful, it would itself take the initiative for the purpose of strengthening or, if need be, of developing international norms regarding intellectual property;
- establishment of a link between the intellectual-property provisions of the General Agreement and its dispute-settlement machinery;
- preparation of provisions concerning technical assistance;
- determination of co-operation with WIPO on all of the above elements.

2. The Swiss delegation suggests that participants communicate their ideas concerning each of the above elements by the next meeting of the Negotiating Group.