

WIPO



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WORLD INTELLECTUAL PROPERTY ORGANIZATION
GENEVA

PERMANENT COMMITTEE ON COOPERATION FOR DEVELOPMENT RELATED TO INTELLECTUAL PROPERTY

First Session
Geneva, May 31 to June 4, 1999

RULES OF PROCEDURE

Prepared by the International Bureau

1. At its sixteenth (3rd extraordinary) session of September 1998, the WIPO Conference approved the merger of the Permanent Committee for Development Cooperation Related to Industrial Property (PC/IP) and the Permanent Committee for Development Cooperation Related to Copyright and Neighboring Rights (PC/CR) into a single body, namely the Permanent Committee on Cooperation for Development Related to Intellectual Property (“the PCIPD”) (see document WO/CF/16/2 , paragraph 13).
2. Each of the former PC/IP and the former PC/CR were established under Organizational Rules which were originally adopted by the WIPO Conference in 1976.¹ The effect of the decision of the WIPO Conference in September 1998 to merge the PC/IP and the PC/CR into a new, single body is that Organizational Rules of the former bodies lapse.
3. In keeping with the practice adopted in relation to WIPO Standing Committees, it is proposed that separate rules of procedure should not be adopted for the PCIPD. If separate rules of procedure are not adopted, the WIPO General Rules of Procedure would, by virtue of Rule 1(1) of those General Rules of Procedure, apply to the PCIPD.² It would be necessary, however, to adopt one special rule to supplement the General Rules of Procedure, namely, a rule governing the composition of the PCIPD, since this question is left open by the WIPO General Rules of Procedure. A draft special rule envisaging that the membership of the PCIPD would consist of all States members of WIPO is set out in the Annex to this document.

4. *The Permanent Committee is invited to adopt the Rules of Procedure contained in the Annex to the present document.*

[Annex follows]

¹ See WIPO Permanent Program for Development Cooperation Related Industrial Property - Organizational Rules, WIPO Publication P1/95/Rev.3, and WIPO Permanent Program for Development Cooperation Related to Copyright and Neighboring Rights – Organizational Rules, WIPO Publication DA/35/Rev.2

² Rule 1(1) of the WIPO General Rules of Procedure is in the following form: “These General Rules of Procedure shall apply to the bodies of the World Intellectual Property Organization (WIPO), to the bodies of the various international Unions whose administrative tasks it performs, to the bodies established under international agreements whose administration it assumes, to the subsidiary bodies of any of the said bodies, and to the ad hoc committees of experts convened by the Director General of WIPO, to the extent that the said General Rules of Procedure are not in conflict with the international treaties having created such bodies or the special rules of procedure of such bodies, subsidiary bodies or committees.”

ANNEX

Permanent Committee on Cooperation for Development Related to Intellectual Property

Draft Rules of Procedure

Rule 1: Application of the General Rules of Procedure

The Rules of Procedure of the Permanent Committee on Cooperation for Development Related to Intellectual Property (“the Permanent Committee”) shall consist of the General Rules of Procedure of WIPO, supplemented by the provisions set forth hereinafter.

Rule 2: Composition

(1) The Permanent Committee shall be composed of all member States of the World Intellectual Property Organization.

(2) The Director General shall invite intergovernmental organizations which have an interest in questions concerning the objectives of the Permanent Committee, and of which at least one of the member States is a member of the Permanent Committee, to be represented by observers at the meetings of the Permanent Committee.

(3) The Director General may, and, if so requested by the Permanent Committee, shall, invite other intergovernmental and international non-governmental organizations to be represented by observers at meetings of the Permanent Committee where the nature of the questions included in the agenda makes their participation desirable.

[End of Annex and of document]