

Geographical Indications and International Trade

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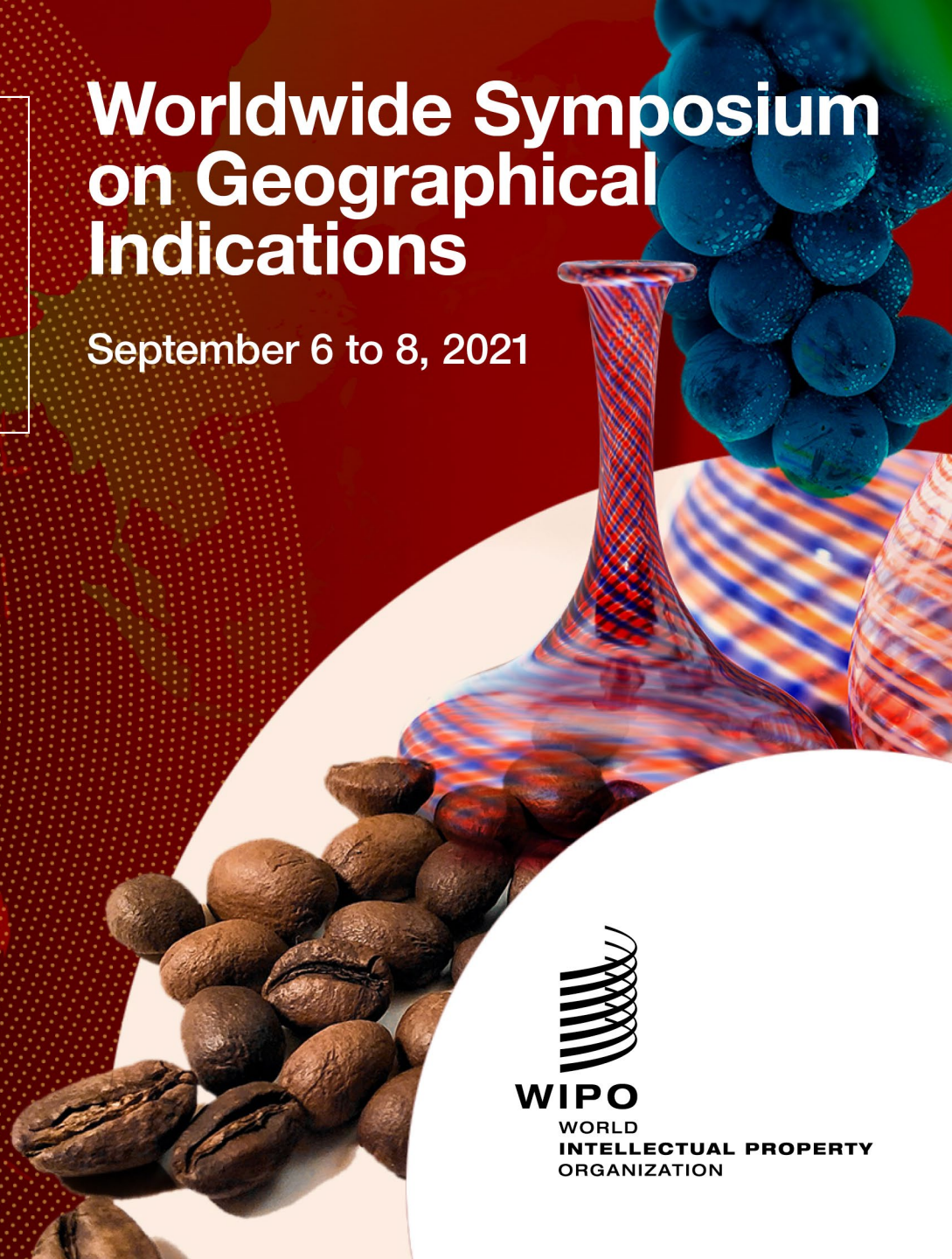
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Worldwide Symposium on Geographical Indications

September 6 to 8, 2021



WIPO

**WORLD
INTELLECTUAL PROPERTY
ORGANIZATION**

The Protection of GIs and International Trade



Dimensions of GI Protection (Law and Policy)

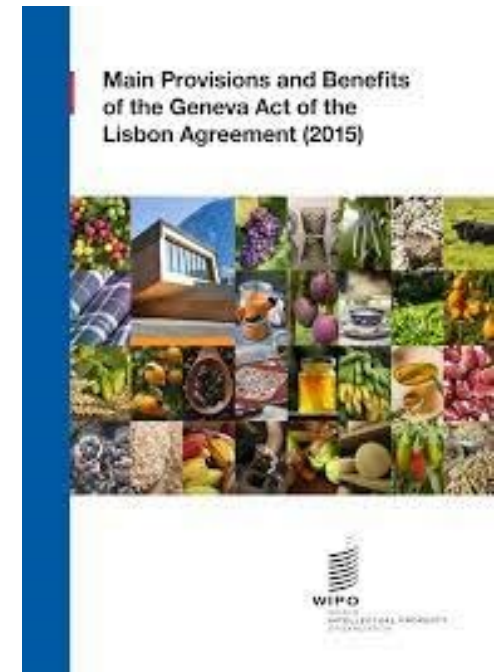


When Did GIs Became Part of the Trade Discussion?



TRIPS

Trade **Related** Intellectual Property **Rights**



When Did GIs Became Part of the Trade Discussion?



Problematic Issues in the International Trade Debate on GIs

“Generic” names

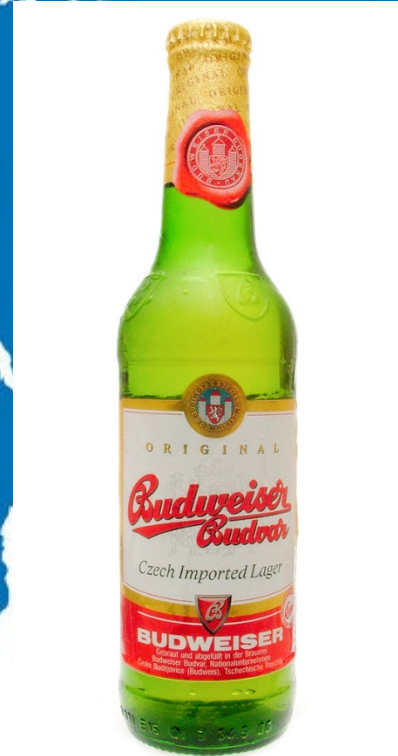
Wines and Spirits vs.
Other GIs

Prior Rights

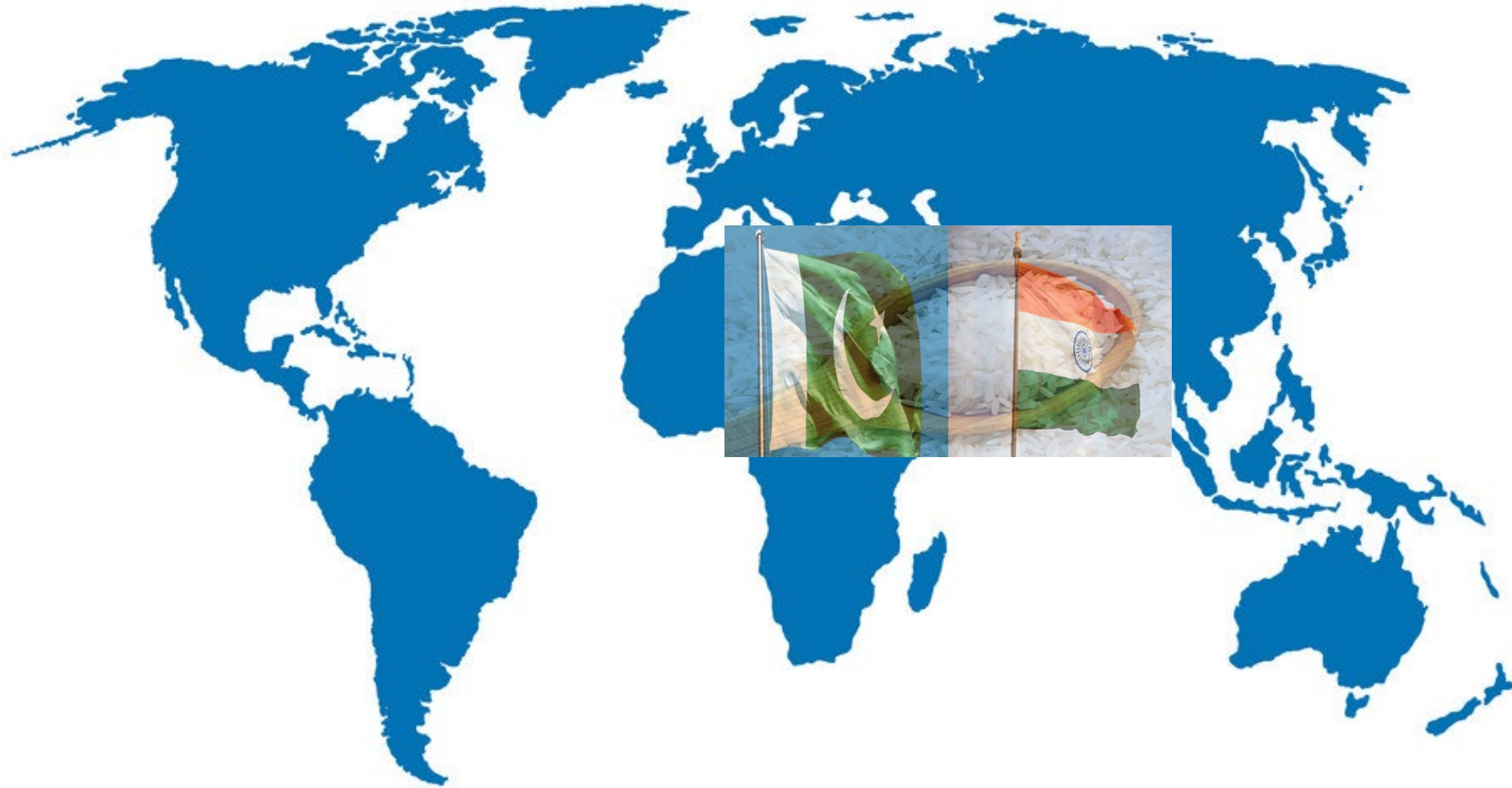
Recognition of Non-
Agricultural GIs

Homonymous Regions
and Products

GIs as Trade Conflicts



GIs as Trade Conflicts



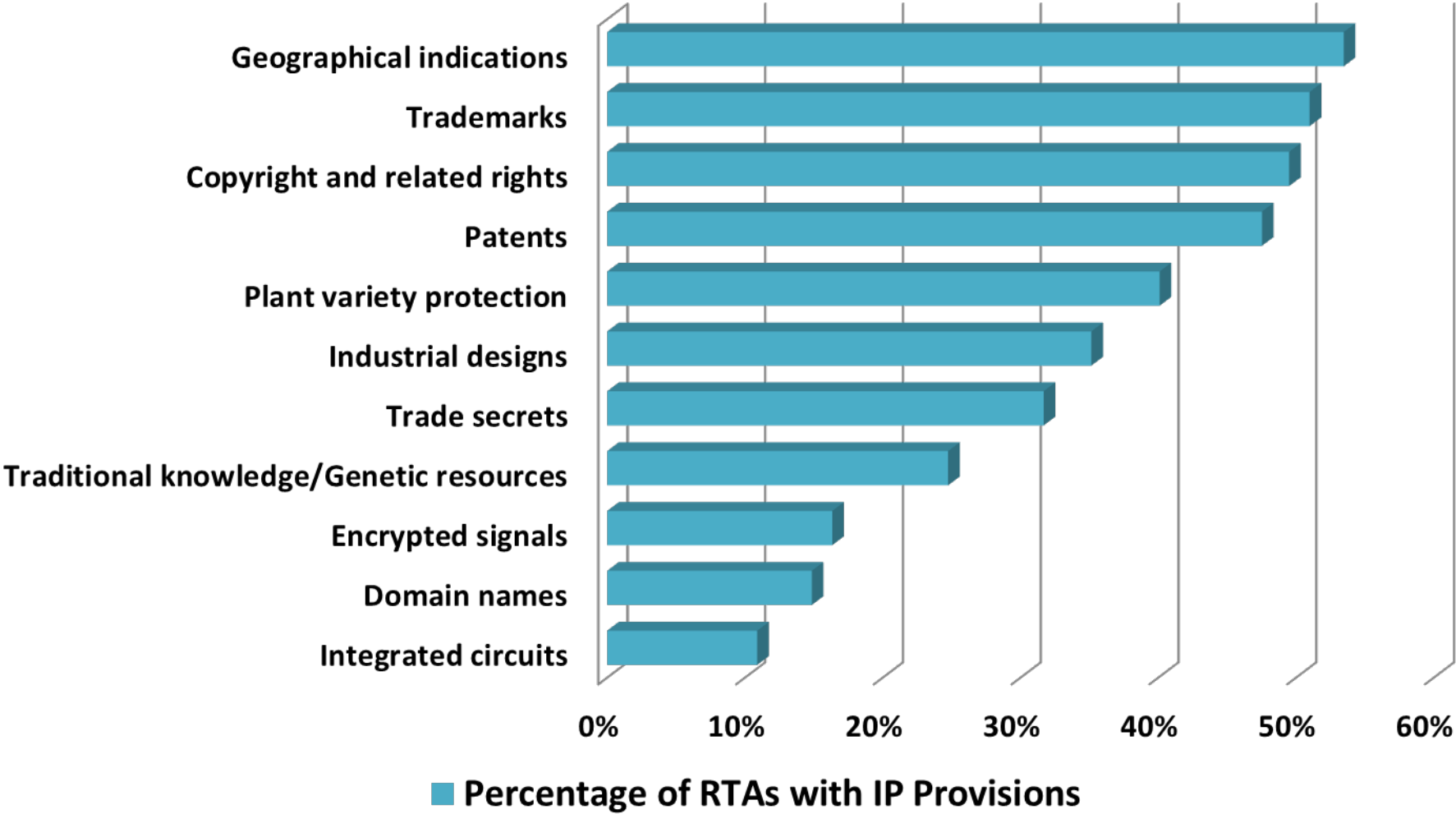
GIs as Trade Conflicts



GIs as Trade Conflicts



GIs and Trade post-TRIPS: FTAs with *Specific* IP Provisions



Source: WTO RTA Database



GIs and FTAs



Bilateral and free trade agreements

[Albania](#)[Georgia](#)[Mexico](#)[Australia](#)[Japan](#)[Serbia](#)[Bosnia-Herzegovina](#)[Republic of Korea](#)[Ukraine](#)[Canada](#)[Morocco](#)[United Kingdom](#)[Switzerland](#)[Moldova](#)[United States](#)[Chile](#)[Montenegro](#)[Kosovo](#)[Columbia and Peru](#)[North Macedonia](#)[South Africa](#)[Central America](#)

For example

...

AL – Albania

Interim Agreement – GI +Traditional terms + Oenological + Tariff – Applicable from 1 April 2009 - OJ L107 of 28/04/2009

[Council Decision of 12 June 2006](#) concerning the signing and conclusion of the Interim Agreement on trade and trade-related matters between the European Community, of the one part, and the Republic of Albania, of the other part

[Protocol 3 on reciprocal preferential concessions](#) for certain wines, the reciprocal recognition, protection and control of wine, spirit drinks and aromatised wine names (SAA protocol 3) (1/9/2006)

AU – Australia

Bilateral Wine Agreement - GI +Labelling, including Traditional Terms + Oenological +Tariff

2009 Agreement

[EU-Australia wine trade agreement](#) signed (press release, 1/12/2008)

[Agreement between the European Community and Australia](#) on trade in wine (30/1/2009)

[Council Decision of 28 November 2008](#) on the conclusion of the Agreement between the European Community and Australia on trade in wine

[Proposal for a Council Decision](#) on the conclusion of the Agreement between the European Community and Australia on trade in wine (17/10/2008)

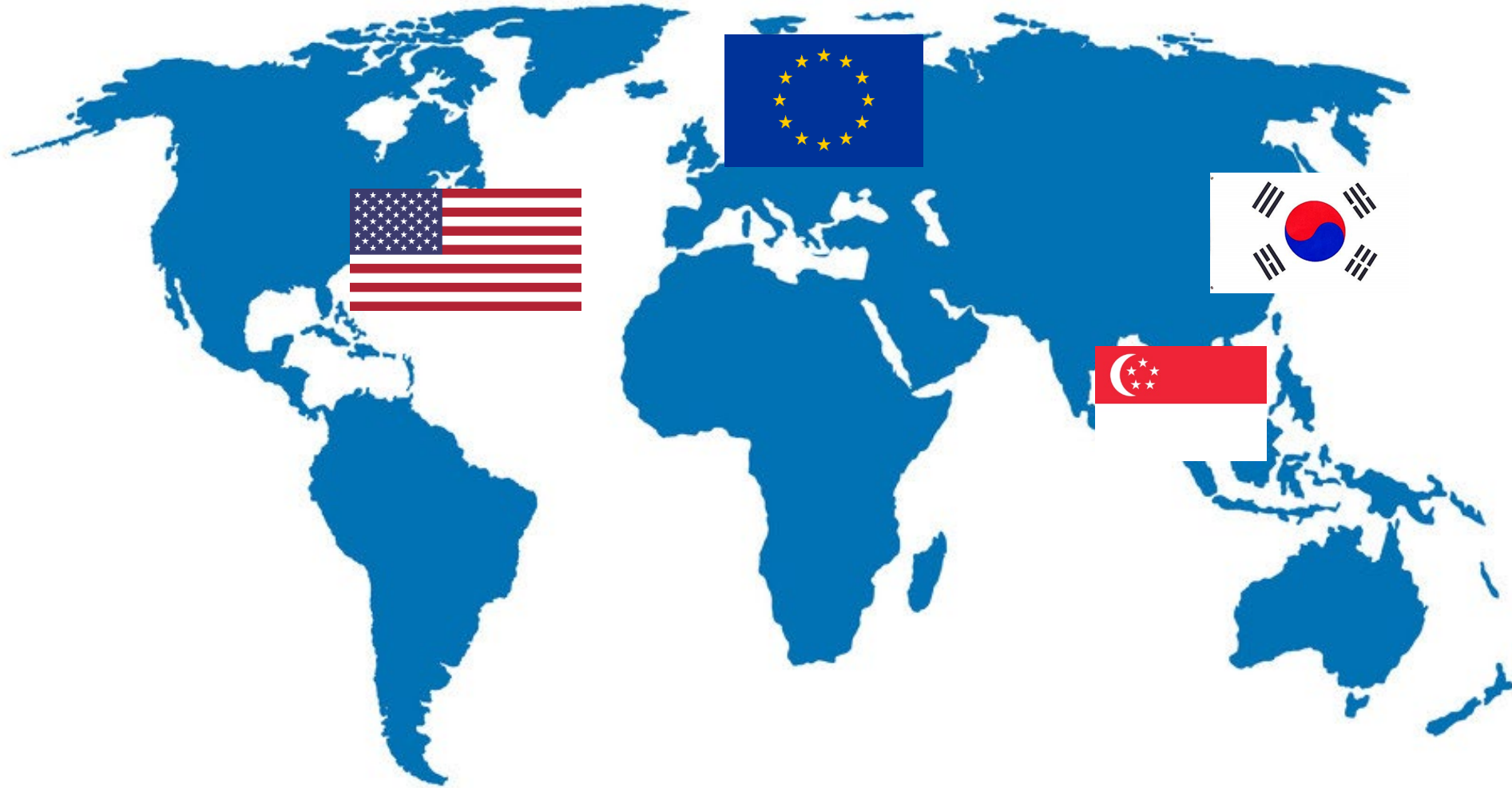
[Proposal for a Council Decision](#) on the conclusion of the Agreement between the European Community and Australia on trade in wine (20/11/2007)

1994 Agreement

[Council Decision of 24 January 1994](#) concerning the conclusion of an Agreement between the European Community and Australia on trade in wine

[Agreement between the European Community and Australia](#) on trade in wine (31/3/1994)

The FTAs GI “Maze”



Conclusions

- GIs are increasingly relevant for national and local development in a larger number of countries
- This is translated in growing relevance of GIs as tools to promote international trade
- Market access is an important part of the GI debate
- GI protection has been steadily increasing in the world, in particular in developing countries
- Few GIs remain very controversial, but specific case-by-case solutions have been negotiated in several FTAs

Geographical Indications at the Crossroads of Trade, Development, and Culture

Focus on Asia-Pacific

Edited by Irene Calboli
and Ng Loy Wee Looi



<https://www.cambridge.org/core/books/geographical-indications-at-the-crossroads-of-trade-development-and-culture/3E2DD2994578FC243041D3EEFFEC39B3>

Open Access Book!



Thank you

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