

CENTRAL ASIA

INTELLECTUAL PROPERTY

CONSULTATIONS AND WORKSHOP

Geneva, Switzerland

February 13-16, 2023

**Organized by**

Commercial Law Development Program,

United States Department of Commerce

**In coordination with**

United States Customs and Border Protection

United States Patent and Trademark Office

United States Department of Justice

**Project made possible through funding by**

Department of State



**BACKGROUND**

# About CLDP

Commercial Law Development Program (CLDP) is a legal technical assistance office within the Office of the General Counsel of the United States Department of Commerce. Created in 1992, CLDP’s mandate is to work with emerging economies to improve the policy, legal, and regulatory conditions for trade, investment, and commercial activity. CLDP provides legal technical assistance, legislative and policy advisory services, and institutional capacity building to host country governments in support of their economic development goals.

**Objective**

These consultations and workshop are organized by CLDP in coordination with U.S. Patent and Trademark Office, U.S. Customs and Border Protection Agency, and U.S. Department of Justice. The government officials from Kazakhstan, Kyrgyz Republic, Tajikistan, Turkmenistan, and Uzbekistan will meet with the representatives of the World Intellectual Property Organization (WIPO), the World Trade Organization (WTO), the World Health Organization (WHO), International Road Transport Union (IRU), the Anti-Counterfeiting Network REACT and Transnational Alliance to Combat Illicit Trade (TRACIT) to discuss best practices related to combatting imports/exports of and illicit trade in counterfeit goods. Following the consultations, CLDP will work with the delegates to outline “next steps” aimed at improving the environment for promoting legitimate trade and combating proliferation of counterfeit goods in Central Asia.

**POINTS OF CONTACT**

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**Kate Casey,** *International Program Specialist, CLDP* *KCasey@doc.gov*

**CENTRAL ASIA DELEGATES**

Uzbekistan

* Tulkin Abdusattarov, Deputy Minister of Justice and Director of Intellectual Property Agency
* Akbar Musaev, Deputy Director General of the Strategic Reforms Agency
* Asadulla Kayumov, First Deputy Chairman of the Antimonopoly Committee
* Otabek Khasanov, Deputy Head, Main Department of the Custom Committee, Ministry of Economy and Finance
* Nargizakhon Abdurakhimova, Chief Counsel, Legal Department, Ministry of Investment, Industry and Trade

Tajikistan

* Solehzoda Ashurboy, First Deputy Minister of Economic Development and Trade
* Akbar Nasimzoda, Deputy Minister of Internal Affairs
* Joviddon Sharipov, Head of Control department, State Customs Service
* Bobonazar Rajabzoda, Chief Specialist, Finance Department, Executive Office of President

Kazakhstan

* Kairat Jumagulov, Deputy Chairman, State Revenue Committee, Ministry of Finance
* Askhat Dairov, Deputy Head of Customs Operations Division, Ministry of Finance
* Yermek Altynbekov, Head of Department for IP Rights,Ministry of Justice
* Aidos Rysbayev, Head of the Criminal Police Department, Ministry of Internal Affairs

Kyrgyz Republic

* Jibek Duisheyeva, Deputy Minister of Finance
* Samat Isabekov, Chairman, State Customs Service, Ministry of Finance
* Rahat Kerimbaeva, Director, State Agency for Intellectual Property and Innovation under

the Cabinet of Ministers of the Kyrgyz Republic

* Kamila Talieva, Parliament member

Turkmenistan

* Ata Annaniyazov, Head of the State Service for Intellectual Property, Ministry of Finance and Economy
* Nazarmuhammet Babaev, Head of the Department of International Relations, State Service for Intellectual Property, Ministry of Finance and Economy
* Khemra Annamukhammedov, Deputy Head of the Department of Combating Economic Crime, Ministry of Internal Affairs

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| **MONDAY, FEBRUARY 13****Day 1***Centre William Rappard, Room B* *Rue de Lausanne 154, 1202 Genève, Switzerland* |

**MORNING SESSION (10:00 – 13:00)**

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| **10:00 – 10:15** | **Welcome and Introductions** Opening Remarks: * Anthony Taubman, Director, Intellectual Property, Government Procurement and Competition Division, WTO
* [WIPO]
* [WHO]
* Zmarak Khan, Senior Counsel, CLDP
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| **10:15 – 11:00** | **Central Asia Delegation – Introductions**Kazakhstan Delegation Kyrgyz Republic Delegation Tajikistan Delegation Turkmenistan Delegation Uzbekistan Delegation**Geneva Participants - Introductions**IGOs: WTO, WIPO, WHONGOs: IRU, REACT, TRACIT**U.S. Delegation - Introductions** |
| **11:00 – 11:10** | **Program Overview** Speaker: Anna Mallett  |
| **11:10 – 11:30** | *Coffee break, WTO cafeteria* |
| **11:30 - 12:30** | **Central Asia - U.S. Delegation Meeting*** Objective of the Consultations and Workshop
* Priorities of Central Asian countries in combatting proliferation of counterfeit goods
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| **TUESDAY, FEBRUARY 14** **Day 2***Centre William Rappard, Room B* *Rue de Lausanne 154, 1202 Genève, Switzerland* |
| **MORNING SESSION (10:00 – 13:00)** |

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| **10:00 – 10:10** | Introduction to WTO Technical Assistance on IP for WTO Members and accession candidatesSpeaker: Natalie Carlson, Legal Analyst, Intellectual Property, Government Procurement and Competition Division, WTO |
| **10:10 – 10:35** | General Introduction to the TRIPS Agreement and information resources:* Overview and Basic Principles (incl. MFN and national treatment)
* e-TRIPS: notifications and access to information - TRIPS Council work on enforcement
* making use of the enforcement checklist as a policy tool

Speaker: Natalie Carlson |
| **10:35 – 10:55** | Overview of Part III (Enforcement) of the TRIPS Agreement* relevant dispute settlement cases
* accession and RTA provisions relevant to the region

Speaker: Anna Caroline Müller, Legal Affairs Officer, Intellectual Property, Government Procurement and Competition Division, WTO |
| **10:55 – 11:10** | Q&A |
| **11:10 – 11:30** | *Coffee break, WTO cafeteria* |
| **11:30– 11:50** | Border measures under the TRIPS Agreement: mandatory and optional/permissive provisionsSpeaker: Anna Caroline Müller |
| **11:50 – 12:15** | Regional and international cooperation on enforcement under the TRIPS Agreement• Information sharing• contact pointsSpeaker: Antony Taubman, Director, Intellectual Property, Government Procurement and Competition Division, WTO |
| **12:15 – 12:30** | Q&A |
| **12:30 – 12:50** | Tackling illicit trade in medical products: presentation of a recent WTO studySpeakers: Anna Caroline MüllerLauro Locks, Counsellor, Trade and Environment Division, WTO |
| **12:50 – 13:00** | Q&A |

**13:00 - 14:30 LUNCH – WTO cafeteria**

**AFTERNOON SESSION (14:30 – 16:30)**

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| **14:30 – 14:45** | WIPO’s Role and Activities in Building Respect for IPSpeaker: Thomas Dillon, Legal Counsellor, Building Respect for IP Division, WIPO |
| **14:45 – 15:00** | Contemporary Challenges in IP Enforcement Speaker: Thomas Dillon |
| **15:00 – 15:15** | WIPO Awareness-Raising Activities on Respect for IPSpeaker: Cécile Benbachir, Program Officer, Building Respect for IP Division, WIPO |
| **15:15 – 15:55** | Implementation of TRIPS Enforcement ProvisionsSpeaker: Thomas Dillon |
| **15:55 – 16:10** | WIPO ALERT Database ProjectSpeaker: Maria Beyeler Sapiente, Legal Officer, Building Respect for IP Division, WIPO |
| **16:10 – 16:30**  |  Discussion |

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| **WEDNESDAY, FEBRUARY 15** **Day 3***Centre William Rappard, Room B* *Rue de Lausanne 154, 1202 Genève, Switzerland*  |

**MORNING SESSION (09:00 – 12:00)**

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| **09:00 – 12:00** | **WHO Topics: TBD****WHO Speakers: TBD** |

**12:00 – 13:00 LUNCH –WTO cafeteria**

**AFTERNOON SESSION (13:00 – 16:30)**

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| **13:00 – 14:00** | **International Road Transport Union (IRU)*** IRU – CLDP cooperation
* Security of trade and transit:
* the role of global UN conventions
* creating ecosystem of trust through efficient PPP
* digitalization in transport and transit – TIR digitalization in Central Asia; e-CMR as a means to elevate trade transparency

Speakers: Tatiana Rey-Bellet, Director, TIR & Transit, IRUVakhtang Zarandia, Senior Adviser, TIR & Transit Services, IRU |
| **14:00 – 14:15** | *Coffee break, WTO cafeteria* |
| **14:15 – 15:15** | **Anti Counterfeiting Network REACT*** Public and Private Partnership in Combatting counterfeit trade
* Challenges in the region and solutions from the perspective of Rights holders
* Best global practices
	+ Focus of customs
	+ Customs recordals and seizure procedures
	+ Product authentication
	+ Control of Transit Shipments
	+ Postal/courier consignments
	+ Liability of intermediaries
	+ Market control
	+ Criminal proceedings
	+ Storage and destruction

Speakers: Ronald Brohm, Managing Director, REACT Kazimieras Sarzickas, Regional Director North East Europe & Central Asia, REACT |
| **15:15 – 15:30** | *Coffee break, WTO cafeteria* |
| **15:30 – 16:30** | **Transnational Alliance to Combat Illicit Trade (TRACIT)**Topics: TBDSpeakers: Esteban Guidici, Director of Programs, TRACITCyndi Braddon, Head of Communications and Public Policy, TRACIT |

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| **THURSDAY, FEBRUARY 16****Day 4***Centre William Rappard, Room B* *Rue de Lausanne 154, 1202 Genève, Switzerland*  |

**MORNING SESSION (09:00 – 12:00)**

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| **09:00 – 10:30** | **CLDP Workshop*** Recap of Day 2 and Day 3
* Q&A/Discussion lead by U.S. experts
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| **10:30 – 10:45** | *Coffee break, WTO cafeteria* |
| **10:45 – 12:00** | **CLDP Workshop - Continued*** Outline and Discussion of “next steps” aimed at countering illicit trade in counterfeit goods
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| **12:00** | **END OF PROGRAM** |