

Extending the Protection of Geographical Indications

Case Studies of Agricultural
Products in Africa

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Extending The Protection Of Geographical Indications

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Irene Calboli



Extending The Protection Of Geographical Indications Extending The Protection Of Geographical Indications:

Extending the Protection of Geographical Indications Michael Blakeney, Thierry Coulet, Getachew Mengistie, Marcelin Tonye Mahop, 2013-03-05 The TRIPS Agreement for trade related intellectual property rights provides for the general protection of geographical indications GIs of product origin including for example the special protection of wines and spirits and for the creation of a multilateral register for wines The African Group of countries has been in the forefront of countries agitating in the World Trade Organization TRIPS Council for the extension of this special protection and of the multilateral register to industries which are of interest to developing countries primarily agriculture The so called extension question is the central feature of the Doha Development Agenda at both the WTO and World Intellectual Property Organization This book provides some empirical evidence and applied legal and economic reasoning to this debate It provides both a general review of the key issues and a series of case studies from six Anglophone and four Francophone countries in Africa These focus on major agricultural commodities such as coffee cotton cocoa and tea as well as more specific and local products such as Argan oil and Oku white honey

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Extending the Protection of Geographical Indications Within and Beyond the EU. Enrico Bonadio, Nicola Lucchi, Magali Contardi, 2022 The short paper is structured as follows It first delves into the recent case law from the Court of Justice of the European Union on the scope of GI protection a scope which has been significantly widened It then highlights the differences between the GI protection regimes adopted by the EU

Old World and several countries which were former colonies of European states including US Canada Australia and Chile New World The focus subsequently shifts to the GI provisions of the 2018 EU Japan Economic Partnership Agreement this case study provides a good example of how the EU manages to use bilateral trade or economic partnership agreements to protect its GI intensive industries in international markets Extension of the Additional Geographical Indications for Wines and Spirits to Other Products Felix Maonera,2003 **Expanding the Protection of Geographical Indications of Origin Under Trips** Irene Calboli,2014 Geographical indications of origin GIs their definition and rationale for protection have historically been the subjects of heated debates in the international community Fierce defenders of GIs protection European countries have traditionally advocated that GIs should not be used by unrelated parties because GIs identify the unique qualities characteristics and reputation of the products to which they are affixed To this claim the United States and other "new world" countries have generally responded by pointing out that many GIs are generic terms on their soil and thus consumers could not be confused as to the origin of the products identified by these terms The adoption of the Agreement on Trade Related Aspects on Intellectual Property Rights TRIPS in 1994 marked an important victory for the European approach by establishing general minimum standards for GI protection for all of its signatories Distinguishing it from any previous international agreement TRIPS required all signatories to establish minimal protections for GIs through their national laws and to provide extra protection for GIs that identify wines and spirits Member countries also had to agree to TRIPS "build in agenda" to take part in future negotiations that would expand this enhanced protection This essay analyzes the issue of GI protection pre and post TRIPS and considers whether extension of the protection set forth by TRIPS is desirable for the international community The recent developments on the debate on GI are explored particularly for wine and spirits with an eye to whether the advantages of extending the current protection could outweigh the disadvantages of such an extension Finding that enhanced GI protection in all areas could be more beneficial than detrimental for economic and agricultural development in most TRIPS countries this essay suggests that there should be a "reasonable" expansion of the current GI protection among member countries of TRIPS **The Hastings Law Journal** ,2006

Intellectual Property Harmonisation Within ASEAN and APEC Christoph Antons,Michael Blakeney,Christopher Heath,2004 In several major areas of international trade particularly software and technology transfer a harmonised regime of intellectual property law is a crucial prerequisite to success Yet this legal concept appears to be extraordinarily difficult to establish on any agreed upon basis among countries And nowhere has the sought for harmonisation proven more intractable than in the countries of the Asia Pacific region Intellectual Property Harmonisation in ASEAN and APEC investigates the complex issues that lie at the root of this major block to the unhampered global flow of commerce based on intangible assets By highlighting the background of Asian legal systems both in terms of culture and intellectual property systems the authors suggest how the current obstacles towards greater harmonisation and integration may be overcome Defining the accepted

principles enshrined in TRIPS the Paris Convention and other international agreements the presentation describes the relatively successful European experience and then goes on to develop strategic variations geared to relate more precisely to harmonisation integration and co operation in the East Asian region Among the important elements of the problem and its potential solutions discussed in this book are the following the strong influence of legal culture in the different Asian countries the limits of IP harmonisation in Europe the importance of understanding the political and cultural perceptions that prevail in the various Asian countries the non uniform approach of different Asian countries due in part to bilateral free trade agreements and the experience of patent office cooperation and its potential as a model for smaller countries The contributing authors have all worked in the IP field for more than a decade and have followed closely the developments of intellectual property law since the advent of the TRIPS Agreement Their collective expertise includes both academic and practical considerations on IP harmonisation Intellectual Property Harmonisation in ASEAN and APEC will be of great value and interest to policymakers seeking effective enforcement of intellectual property rights to international lawyers counseling clients on Asia and to academics working in the fields of intellectual property or Asian law

MAX PLANCK SERIES ON ASIAN INTELLECTUAL PROPERTY LAW 10 *Guide to Geographical Indications* Daniele Giovannucci, 2009 Study dealing with geographical indications GIs documenting best practices and drawing lessons from a number of case studies in this area explores the development potential for countries wishing to use GIs outlines the elements of a successful GI strategy and examines the different mechanisms available for protecting and fostering new GI products and services

Journal of the Patent and Trademark Office Society, 2005

World Trade and Development Report 2007 Research and Information System for the Non-aligned and Other Developing Countries, 2007 The report evaluates the emerging world trading system as a consequence of multilateral trade negotiations The trends and asymmetries are examined from the perspective of developing countries in different sectors Problems are identified and policy options are suggested that can be pursued to build a responsive trading system

Economic and Political Weekly, 2005-09

Development and Policy Research, 2002

The Development Dimension Agriculture and Development Organisation for Economic Co-operation and Development, 2005-11-17 Agriculture and Development OECD 2005 discusses the extent to which OECD country agricultural and agricultural trade policies are coherent with and supportive of the achievement of the Millennium Development Goals particularly the elimination of extreme poverty and hunger

The Trade-mark Reporter, 1929

New Directions in Copyright Law Fiona Macmillan, Kathy Bowrey, 2005 As one of the most flexible of the intellectual property rights copyright law is under constant pressure to adapt and expand in the face of new and sometimes unforeseen developments This text brings together perspectives on copyright from law politics economics cultural studies and social theory

International Encyclopaedia of Intellectual Property Treaties Alfredo Ilardi, Michael Blakeney, 2004 This major new volume is a complete reference tool for intellectual property specialists interested in the complex system of conventions treaties and agreements

which protect intellectual property The book features a comprehensive collection of the key intellectual property treaties concluded at international and regional level including all such treaties of relevance to the US and Europe The full text of each treaty is reproduced in English and supplemented by editorial commentaries explaining the significance of each instrument its drafting history principle provisions and listings of the relevant member states and when they joined

Country Trade Sourcebook ,2007 **International Trade Reporter** ,2005 **Annual Report 2014** World Tourism Organization,World Trade Organization WTO,Wto,2014-05-31 The Annual Report 2014 provides an overview of WTO activities in 2013 and early 2014 A brief summary of the year is followed by an in depth review of the WTO s main areas of activity

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