

The background of the slide is a collage of four images. The top-left image shows a busy street market with people and umbrellas. The top-right image shows a modern, curved skyscraper. The bottom-left image shows a panoramic view of a city skyline with many high-rise buildings. The bottom-right image shows an outdoor market stall with clothes hanging on racks and people browsing. In the center of the collage, the word 'JETRO' is written in large, blue, 3D-style letters.

# IPR Practices and Efforts to Protect IPR in Other ASEAN Countries

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# ASEAN Countries



Brunei



Myanmar



Cambodia



Philippines



Indonesia



Singapore



Laos



Thailand



Malaysia



Vietnam

# Countries Talked Today



Malaysia



Singapore



Thailand



Japan

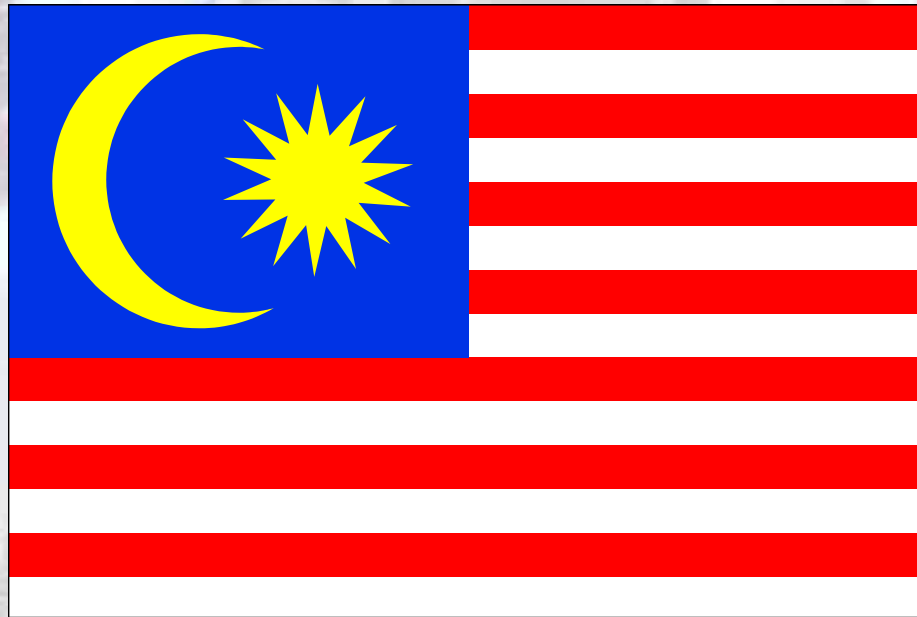


Developing Co-operation by JPO



JETRO Activities

# Malaysia





# Anti-Counterfeit Activities

- Mainly by Enforcement Division,  
Ministry of Domestic Trade and Consumer Affairs  
(MDTCA);
- Formed on 17<sup>th</sup> April 1972; 55 branches, 950 officers;
- To Eradicate Unethical Trade Practices;
- 44,884 Inspections,  
12,058 Cases,  
RM 114,950,164.00 Valued Goods Confiscated.  
(1 April 1999 - 25 February 2002)

according to MDTCA website & Mr. Shasngivarnam Ratnam in ASEM Seminar on 11<sup>th</sup>-13<sup>th</sup> February



# Optical Discs Act 2000

- The purpose of this Act is to supervise the manufacturing of optical disc in order to prevent the illegal copies being manufactured at source;
- Licence & Manufacturer's code are is required;
- Price of CD/VCD/DVD will be controlled under Price Control Act 1946 to lower its price (maximum RM 14.00 reportedly).

# Singapore





# Establishment of IP Court

- The Intellectual Property Court is established on 19 September 2002;
- IP Court is one of specialist commercial courts in the Supreme Court;
- Located in Technology Court 2 (2nd floor, Supreme Court Building);
- IP Court is presided by Judges or Judicial Commissioners with expertise in IP law.

According to Media Release by Singapore Supreme Court on 19 September 2002



# Brief History - IPRB

- IPR Warrant Enforcement Unit was set up in February 1995;
- Restructured in December 1999 to Intellectual Property Rights Branch to undertake enhanced and sustained approach to combat piracy in Singapore.

According to Mr. Deculan Goh in ASEM Seminar on 11<sup>th</sup>-13<sup>th</sup> February.



# Enforcement Strategies

- Police Initiated Approach;
  - Crippling of Piracy Syndicates;
  - Smashing of Piracy Icons.
- Co-operative and Collaborative Approach.

According to Mr. Deculan Goh in ASEM Seminar on 11<sup>th</sup>-13<sup>th</sup> February.



# Results

## Crippling of Piracy Syndicates



12 March 2004

JETRO Bangkok IP Dept.

11



# Results

## Smashing of Piracy Icons



12 March 2004

JETRO Bangkok IP Dept.

12



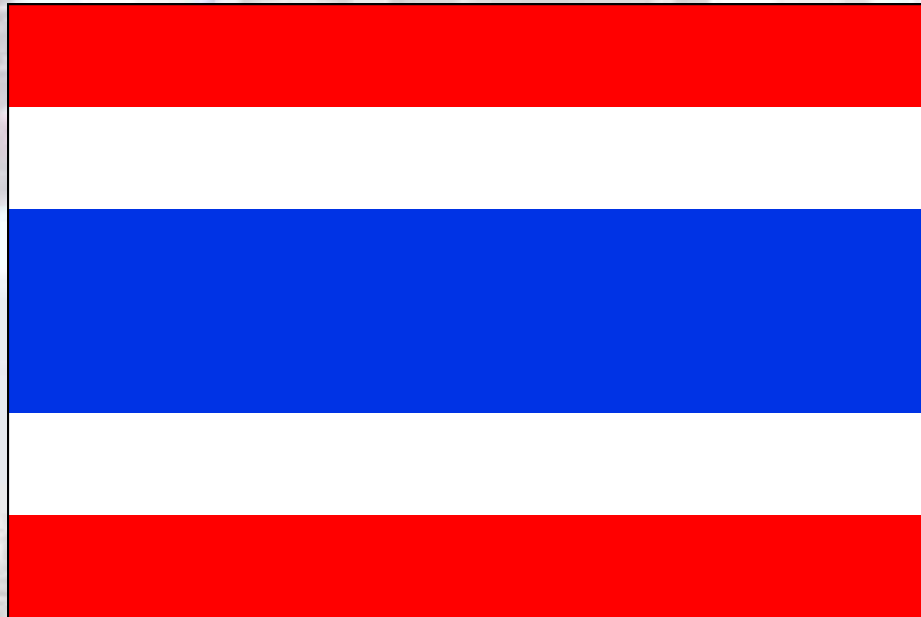
# Piracy Trends

- Piracy activities shifting to public housing heartland;
- Night Markets and Trade Fairs;
- Juveniles, Illegal Immigrants and over-stayers engaged to peddle products.



According to Mr. Deculan Goh in ASEM Seminar on 11<sup>th</sup>-13<sup>th</sup> February.

# Thailand





# Establishment of CIPITC

- The Central Intellectual Property and International Trade Court (CIPITC) is established on 1 December 1997;
- Jurisdiction over both Civil and Criminal Case and all over Thailand;
- Special Procedure, e.g. accepting English documents without translation as evidence, oral procedure with TV conference, etc.



# Number of Cases in CIPITC (2001)

	Left Over from 2000	Case Filed	Total	Case Disposed	Forward to 2002
International Trade	637	520	1157	659	498
IP Civil	87	138	225	90	135
IP Criminal	184	3252	3436	3122	314
Total	908	3910	4818	3871	947



# MoU for Anti-Counterfeit Activities (1/3)

- 1<sup>st</sup> MoU signed on 20 December 2002 between 13 Offices to facilitate the efficient enforcement of IPRs by strictly utilizing all the relevant laws:
  - Royal Thai Police,
  - Office of the Consumer Protection Board,
  - Customs Department,
  - Revenue Department,
  - Excise Department,
  - Department of Industrial Works,
  - Department of Foreign Trade,
  - Department of Business Development,
  - Department of Intellectual Property,
  - Special Investigation Department,
  - Metropolitan Electricity Authority,
  - Provincial Electricity Authority.



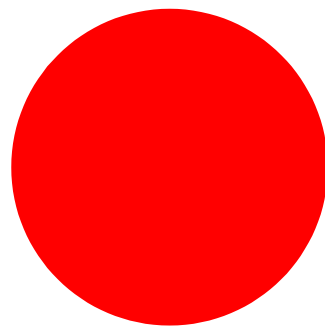
# MoU for Anti-Counterfeit Activities (2/3)

- 2<sup>nd</sup> MoU signed on 12 September 2003 between Government Agencies and Private Sectors (totally 20) to facilitate effective cooperation to “prevent and suppress the smuggling of infringing products”:
  - Government Agencies (DIP, Customs),
  - Private Companies (Grammy, R.S., SCE, Adidas, Nokia etc.),
  - Anti-Counterfeit Organisation (MPA, BSA etc.)
  - Private Law Firms (Tilleke & Gibbines, Pinkerton, Satyaporn, Domnern Somgiat & Boonma, Baker & McKenzie etc.).

# MoU for Anti-Counterfeit Activities (3/3)

- 3<sup>rd</sup> MoU signed on the same day between Government Agency and Private Sectors (totally 19) to facilitate effective cooperation to “prevent and suppress pirated products”:
  - Government Agency (DIP),
  - Private Companies (Grammy, R.S., SCE, Adidas, Nokia etc.),
  - Anti-Counterfeit Organisation (MPA, BSA etc.)
  - Private Law Firms (Tilleke & Gibbines, Pinkerton, Satyaporn, Domnern Somgiat & Boonma, Baker & McKenzie etc.).

# Japan





# Criminal Case (Arrested)

(Statistics by National Police Agency)

Number of Cases	1998	1999	2000	2001	2002
Fake Brands	89	94	125	119	178
Pirated DVD/Video	28	11	16	19	17
Pirated PC Software	17	13	34	31	22
Pirated CD/Tape	4	4	0	1	3
Fake Character Goods	0	8	1	0	0
Others	15	23	17	12	26
Total	153	153	193	173	246



# Recent Cases (1/2)

- Fakes are imported by international parcel or by hand-carry luggage,
- More than 1/3 arrests are foreigners who sell fakes on street.



according to NPA website.



# Recent Cases (2/2)

- Number of cases, ordinary people, i.e. office workers or students, producing and selling pirated CD/DVD is being increased.



according to NPA website.



# Number OF CASES of Suspension

by provenance (Statistic by Customs)

	1998	1999	2000	2001	2002
S. Korea	1,222	1,399	1,103	2,177	5,334
P. R. China	63	133	234	202	552
Hong Kong	121	133	108	231	476
Thailand	35	60	53	68	242
Philippines	20	21	21	48	140
Italy	0	2	0	37	110
Taiwan	16	8	37	16	40
U.S.A.	15	12	4	9	23
Vietnam	0	0	6	2	13
Singapore	5	7	14	2	8
Others	10	19	9	20	40
Total	1,507	1,794	1,589	2,812	6,978



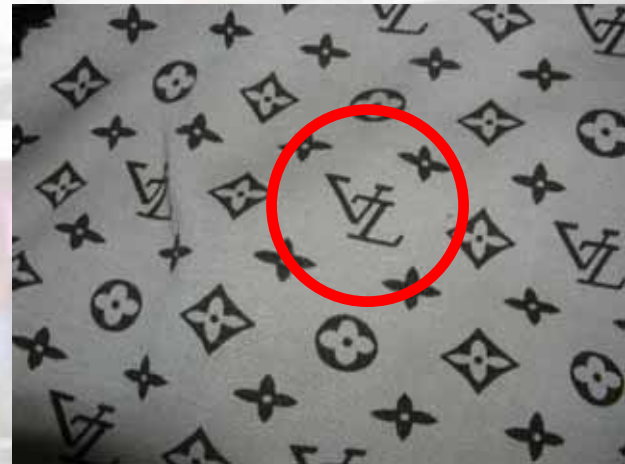
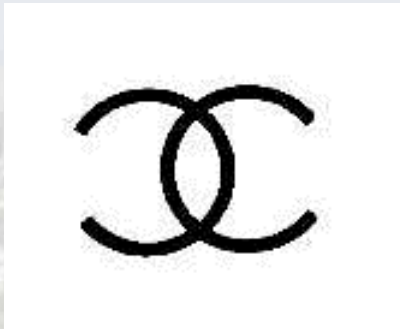
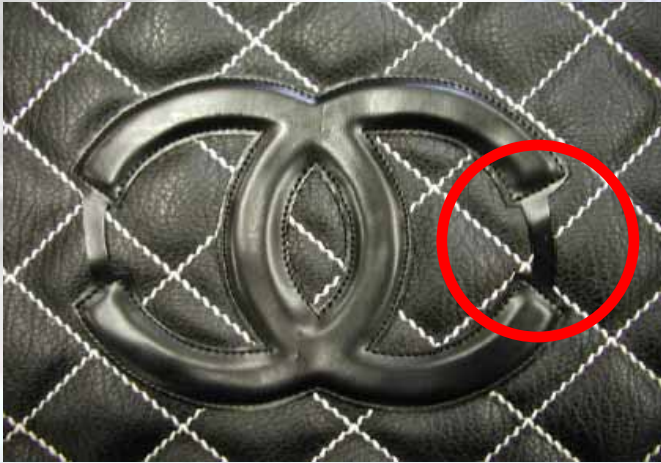
● Number of the Import  
Suspension Applications to  
Customs

(– Dec. 2003)

<b>Patent Rights</b>	10
<b>Utility-Model Rights</b>	1
<b>Design Rights</b>	45
<b>Trade Mark Rights</b>	100
<b>Copyrights</b>	7
<b>Copyright-related Rights</b>	0
<b>Plant Breeders' Rights</b>	1
	<b>163</b>



# Similar or Different ?





# Training Course for Customs Officers by Right Holders





# Developing Co-operation by JPO

- 1856 trainees from both public and private sectors invited between 1996 to 2003 under AOTS, JICA or WIPO;
- 400 long and short term experts by JICA or WIPO dispatched;
- Resident Representative in Bangkok, Beijing, Seoul (2) and Taipei.

also in Düsseldorf (2) and New York (2)



# Activities of JETRO in Asia

- Establishment of Intellectual Property Division in JETRO HQ on 1<sup>st</sup> October 2003;
- Distributing Anti-Counterfeit Manual for CN, ID, KR, MY, PH, SG, TH, VN, etc.;
- Dispatching IP Experts;
  - Bangkok: 25<sup>th</sup> October 2003 to 24<sup>th</sup> March 2004;
  - Ho Chi Minh City: 25<sup>th</sup> February to 24<sup>th</sup> March 2004.
- Conducting Seminars.
  - Manila: 12<sup>th</sup> March 2004;
  - Ho Chi Minh City: 19<sup>th</sup> March 2004;
  - Thailand: 6 seminars in industrial estates, monthly mini-seminar at BSCT.



JETRO

Thank you

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