



European Communities Trade Mark Association

Brussels, 15 June 2017

ECTA ACTIVITY REPORT June 2016 – June 2017

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I. Position Papers

ECTA provided Authorities with the following position papers. ECTA's position papers can be found on the Position Papers page of the ECTA website (www.ecta.eu).

A. With the support of the Anti-Counterfeiting Committee:

- **Committee itself:**

September 2016

- Report on the Implementation of Customs Regulation 608/2013

May 2017

- Free Trade Zones in Non-EU countries: contribution of information by ECTA

B. With the support of the Copyright Committee:

- **Committee itself:**

January 2017

- ECTA Position paper on the Review of Council Directive 93/83/EEC of 27 September 1993 on the coordination of certain rules concerning copyright and rights related to copyright applicable to satellite broadcasting and cable retransmission (Satellite and Cable Directive)
- ECTA Position paper on the Proposal for a Regulation of the European Parliament and of the Council on ensuring the cross-border portability of online content services in the internal market

C. With the support of the Design Committee:

- **Jointly with other Committees:**

January 2016

- ECP4 convergence analysis questionnaire on design topics

April 2017

- ECTA Comments on the main issues to be considered relating to the consequences of the Brexit for IP rights in the European Union (outline of key points)

- **Committee itself:**

October 2016

- Position paper on Rim Designs and the "Repair Clause"

C. With the support of the Geographical Indications Committee:

- **Jointly with other Committees:**

November 2016

- ECTA Comments regarding the Draft of the Commission Delegated Regulation supplementing Council Regulation (EC) No 207/2009 on the European Union trade mark repealing Commission Regulations (EC) No 2868/95 and EC No 216/96
- ECTA Comments and Proposals on the Draft European Union Trade Mark Implementing Regulation

January 2017

- ECTA Comments on WIPO's SCT/35/4 'Protection of country names against registration and use as trade marks. Practices, approaches and possible areas of convergence'

April 2017

- ECTA Comments on the main issues to be considered relating to the consequences of the Brexit for IP rights in the European Union (outline of key points)

- **Committee itself:**

November 2016

- ECTA Position paper on Opposability of collective marks identifying Geographical Indications

D. With the support of the Harmonization Committee:

- **Jointly with other Committees:**

September 2016

- ECTA Comments to EUIPO Consultation on the Draft Guidelines of Work Package
- ECTA Comments on the Draft WIPO examination guidelines concerning the classification of goods and services in international applications (Draft of May, 2016)

November 2016

- ECTA Comments regarding the Draft of the Commission Delegated Regulation supplementing Council Regulation (EC) No 207/2009 on the European Union trade mark repealing Commission Regulations (EC) No 2868/95 and EC No 216/96

- ECTA Comments and Proposals on the Draft European Union Trade Mark Implementing Regulation

January 2017

- ECTA Comments on WIPO's SCT/35/4 'Protection of country names against registration and use as trade marks. Practices, approaches and possible areas of convergence'

April 2017

- ECTA Comments on the main issues to be considered relating to the consequences of the Brexit for IP rights in the European Union (outline of key points)
- **Committee itself:**

May 2017

- Supporting SMEs in protecting their IP: ECTA compilation of answers from various jurisdictions

E. With the support of the Internet Committee:

- **Committee itself:**
 - ECTA Position paper on the revision of .eu regulations

F. With the support of the Law Committee:

- **Jointly with other Committees**

July 2016

- ECTA Position paper on the Dependency Issue and on the possibility of a central Electronic Filing for International Registrations and Some Deficiencies of the System

September 2016

- ECTA Comments to EUIPO Consultation on the Draft Guidelines of Work Package 1
- ECTA Comments on the Draft WIPO examination guidelines concerning the classification of goods and services in international applications (Draft of May, 2016)

November 2016

- ECTA Comments regarding the Draft of the Commission Delegated Regulation supplementing Council Regulation (EC) No 207/2009 on the European Union trade mark repealing Commission Regulations (EC) No 2868/95 and EC No 216/96

- ECTA Comments and Proposals on the Draft European Union Trade Mark Implementing Regulation

January 2017

- ECTA Comments on WIPO's SCT/35/4 'Protection of country names against registration and use as trade marks. Practices, approaches and possible areas of convergence'
- ECP4 convergence analysis questionnaire on trade mark topics

April 2017

- EUIPO Mediation Centre: Impact Analysis Questionnaire
- ECTA Comments on the main issues to be considered relating to the consequences of the Brexit for IP rights in the European Union (outline of key points)

June 2017

- Questionnaire on TM5 ID list/ Taxonomy

- **Committee itself:**

June 2016

- Paper on Intellectual Property issues arising from proposals by EU Member States for 'plain packaging' legislation

November 2016

- ECTA feedback for the 19th EU-China IP Working Group

January 2017

- ECTA Submission to the European Union Member States concerning Brexit and implications on registered EU wide IP rights

H. With the support of the ECTA – EUIPO Link Committee:

- **Jointly with other Committees:**

January 2017

- ECP4 convergence analysis questionnaire on design topics
- ECP4 convergence analysis questionnaire on trade mark topics

April 2016

- EUIPO Mediation Centre: Impact Analysis Questionnaire

June 2017

- Questionnaire on TM5 ID list/ Taxonomy

- **Committee itself:**

September 2016

- User Associations' consultation on the new quality criteria of the Office and involvement in the Stakeholder Quality Assurance Panels project

October 2016

- ECTA Comments and Proposals on the Draft European Union Trade Mark Implementing Regulation

I. With the support of the Professional Affairs Committee:

- **Jointly with other Committees:**

September 2016

- ECTA Comments to EUIPO Consultation on the Draft Guidelines of Work Package

April 2017

- ECTA Comments on the main issues to be considered relating to the consequences of the Brexit for IP rights in the European Union (outline of key points)

- **Committee itself:**

June 2016

- Joint Position paper on IPR helpdesks and other initiatives

June 2017

- ECTA compilation of answers from various jurisdictions in respect of the EUIPO Observatory study relating to IP insurance products

J. With the support of the WIPO Link Committee:

- **Jointly with other Committees:**

July 2016

- ECTA Position paper on the Dependency Issue and on the possibility of a central Electronic Filing for International Registrations and Some Deficiencies of the System

September 2016

- ECTA Comments on the Draft WIPO examination guidelines concerning the classification of goods and services in international applications (Draft of May, 2016)

November 2016

- ECTA Comments regarding the Draft of the Commission Delegated Regulation supplementing Council Regulation (EC) No 207/2009 on the European Union trade mark repealing Commission Regulations (EC) No 2868/95 and EC No 216/96
- ECTA Comments and Proposals on the Draft European Union Trade Mark Implementing Regulation

January 2017

- ECTA Comments on WIPO's SCT/35/4 'Protection of country names against registration and use as trade marks. Practices, approaches and possible areas of convergence'

II. Participation in Multilateral and Bilateral Meetings with the EUIPO, European Commission, and entities linked to the European Commission

September 2016

- Bilateral meeting with DG Growth, 15 September 2016, Brussels, Belgium.
- Bilateral meeting with DG Trade, 15 September 2016, Brussels, Belgium.
- Bilateral meeting with the Permanent Representation of the Slovak Republic to the EU, 15 September 2016, Brussels, Belgium.
- Bilateral meeting with the Permanent Representation of Estonia to the EU, 15 September 2016, Brussels, Belgium.
- Bilateral meeting with the Permanent Representation of the United Kingdom to the EU, 15 September 2016, Brussels, Belgium.

November 2016

- EUIPO MBBC Meeting, 15 November 2016, Alicante, Spain.

March 2017

- Bilateral meeting with DG Growth, 8 March 2017, Brussels, Belgium.
- Bilateral meeting with DG Connect, 9 March 2017, Brussels, Belgium.
- Bilateral meeting with DG Taxud, 9 March 2017, Brussels, Belgium.
- Bilateral meeting with DG Trade, 9 March 2017, Brussels, Belgium.
- Bilateral meeting with the Permanent Representation of the United Kingdom to the EU, 9 March 2017, Brussels, Belgium.
- Bilateral meeting with the Permanent Representation of Estonia to the EU, 9 March 2017, Brussels, Belgium.
- Bilateral meeting with EUIPO, 31 March 2017, Alicante, Spain.

June 2017

- Meeting between Task Force for the Preparation and Conduct of the Negotiations with the UK under Article 50 TFEU, ECTA and other associations (AIM, APRAM, BusinessEurope, CITMA, INTA, MARQUES and UNION IP), 13 June 2017, Brussels, Belgium.
- EUIPO MBBC Meeting, 6-8 June 2017, Alicante, Spain.

III. Participation in Projects Linked to the European Commission, European Parliament, EUIPO Observatory, OLAF, EURid and the EUIPO

October 2016

- EUIPO 16th Liaison Meeting on Trade Marks, 3-4 October 2016, Alicante, Spain.
- EUIPO 15th Liaison Meeting on Designs, 6-7 October 2016, Alicante, Spain.

November 2016

- EUIPO Observatory Working Group Meetings, 29 November – 2 December 2016, Milan, Italy.

February 2017

- Anti-Scam Network meeting, 28 February 2017, Alicante, Spain.

March 2017

- EUIPO 12th Liaison Meeting on technical cooperation, 1-3 March 2017, Alicante, Spain.
- ECP Working Group Meetings, 27- 30 March 2017, Alicante, Spain.

April 2017

- EUIPO User Group Meeting, 6 April 2017, Alicante, Spain.
- EUIPO 17th Liaison Meeting on Trade Marks, 25-26 April 2017, Alicante, Spain.

May 2017

- EUIPO Observatory Working Group Meetings, 3-5 May 2017, Alicante, Spain.
- General Assembly of EURid, 9 May 2017, Stockholm, Sweden.
- TM5 Mid-term meeting, 22 May 2017, Barcelona, Spain.

IV. Participation in Multilateral and Bilateral Meetings of International Organisations

June 2016

- Working Group on the Legal Development of the Madrid System for the International Registration of Marks and Madrid Working Group Roundtable, 13-17 June 2016, Geneva, Switzerland.
- Working Group on the Legal Development of the Hague System for the International Registration of Industrial Designs, 20-22 June 2016, Geneva, Switzerland.

April 2017

- WIPO Working Group for the Preparation of Common Regulations under the Lisbon Agreement, 3-5 April 2017, Geneva, Switzerland.
- Bilateral Meeting with WIPO, 6 April 2017, Geneva, Switzerland.

June 2017

- Working Group on the Legal Development of the Madrid System for the International Registration of Marks and Madrid Working Group Roundtable, 19-22 June 2017, Geneva, Switzerland.
- Worldwide Symposium on Geographical Indications organized by WIPO, 29 June – 1 July 2017, Yangzhou, China.

V. Meetings with Associations

September 2016

- 22nd NGO Coordination Meeting at AIPPI, 17 September 2016, Milan, Italy.

October 2016

- APAA 66th Council Meeting, 8-11 October 2016, Bali, Indonesia.
- GRUR Annual Meeting, 12-15 October 2016, Munich, Germany.
- AIPLA Annual Meeting, 27-29 October 2016, Washington, USA.

November 2016

- BMM Autumn Meeting, 17-18 November 2016, Leuven, Belgium.

December 2016

- ASIPI XIX Work Sessions and Administrative Council, 4-7 December 2016, Buenos Aires, Argentina.

March 2017

- European Sister Organisations meeting, 23-24 March 2017, Paris, France.

May 2017

- 23rd NGO coordination meeting at INTA Conference, 23 May 2017, Barcelona, Spain.
- Anticounterfeiting associations meeting, 23 May 2017, Barcelona, Spain.

VI. ECTA Round Tables and Workshops

September 2016

- ECTA/EUIPO Workshop on the EU Trade Mark reform/IP implications of Brexit, 14 September 2016, Brussels, Belgium.

October 2016

- ECTA Round Table – Recent case law on trade marks designs and a taste on the protection of wines, 21 October 2016, Bordeaux, France.

December 2016

- ECTA Workshops "Implementation of Trade Mark Directive" and "IP implications of the Brexit", 8 December 2016, Riga, Latvia.

March 2017

- ECTA Workshop – The operation of the EU law on the detention of counterfeit goods in transit/ Update on the EU Trade Mark implementing package, 8 March 2017, Brussels, Belgium.
- ECTA Round Table (at EUIPO) – Hot Design Topics, 30 March 2017, Alicante, Spain.

VII. Publications

December 2016

- *'Halloumi : la propriété intellectuelle du fromage emblématique de Chypre', ECTA Vice-President, Sozos-Christos Théodoulou, Francophone Review of Intellectual Property (online version), December 2016*

May 2017

- *'Technological Development, Business Models and the role of Intellectual Property Rights', ECTA Secretary General, Max Oker-Blom, World Intellectual Property Review, May 2017.*

VIII. Other

Conferences – ECTA representatives at booth

- 7th China IP Annual Forum, 13 January 2017, Beijing, China.
- 139th INTA Annual Meeting, 20-24 May 2017, Barcelona, Spain.