



Global Affairs
Canada

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Canada



Welcome to the IP table:

Behind the scenes on the
trade negotiation process

FICPI World Congress
Trade related aspects of IP
June 7, 2018



Trade in the headlines



NAFTA talks: Trump administration announces Aug. 16 start date in D.C.

1st round of negotiations will be followed by additional talks in Mexico, Canada

Janyce McGregor - CBC News - Posted: Jul 19, 2017 12:15 PM ET | Last Updated: July 19, 2017



NAFTA partners close to agreement-in-principle with a heavy focus on auto sector

Source says agreement could be negotiated in a matter of weeks


Katie Simpson, John Paul Tasker - CBC News - Posted: Apr 06, 2018 1:43 PM ET | Last Updated: April 6



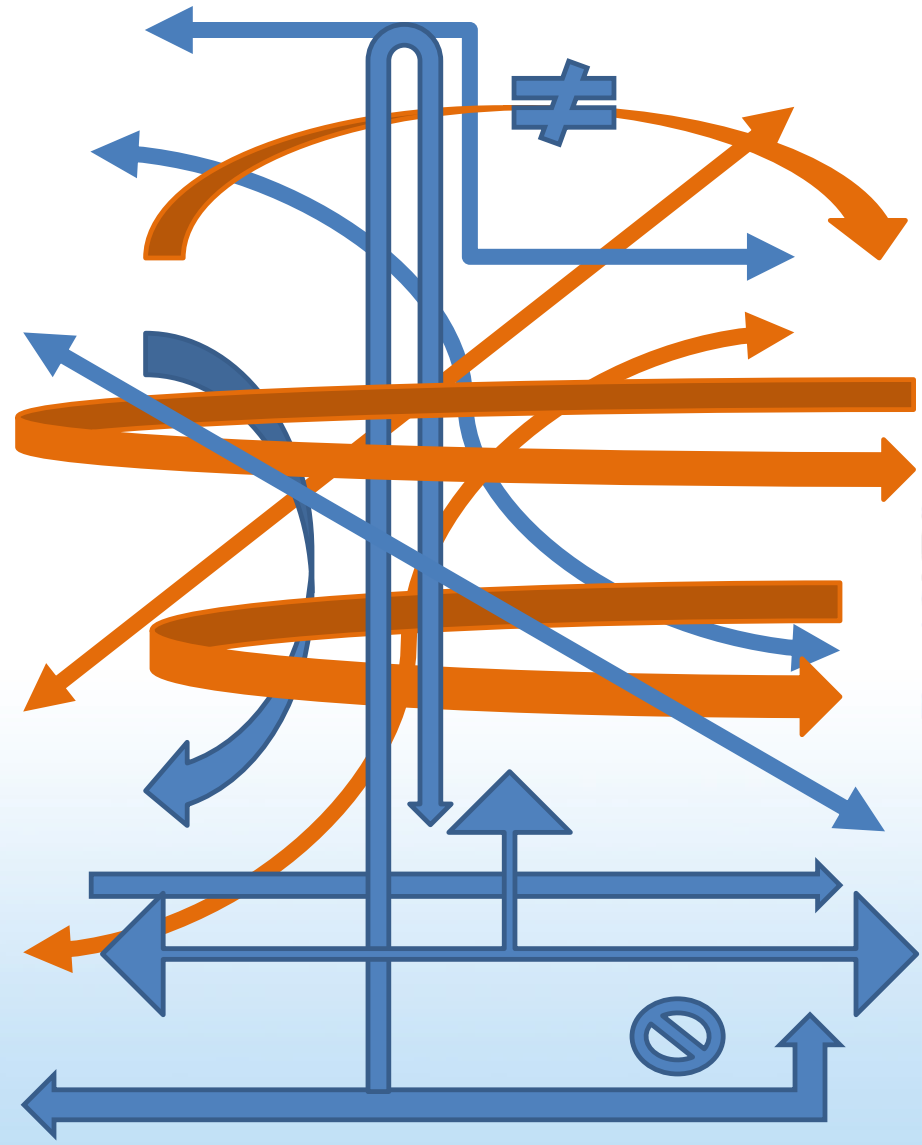


Trade in the

NAFTA talks: Trump administration announces
Aug. 16 start date in D.C.




Handshake icon



headlines

NAFTA partners close to agreement-in-principle
with a heavy focus on auto sector



Handshake icon



Who we are and what we do



Global Affairs
Canada's
**Intellectual
Property Trade
Policy Division**
(TMI)

TMI is responsible for:

- Negotiating Canada's international IP-related agreements;
- Managing trade-related aspects of Canada's IP regime;
- Promoting Canadian IP interests with Canada's trading partners abroad

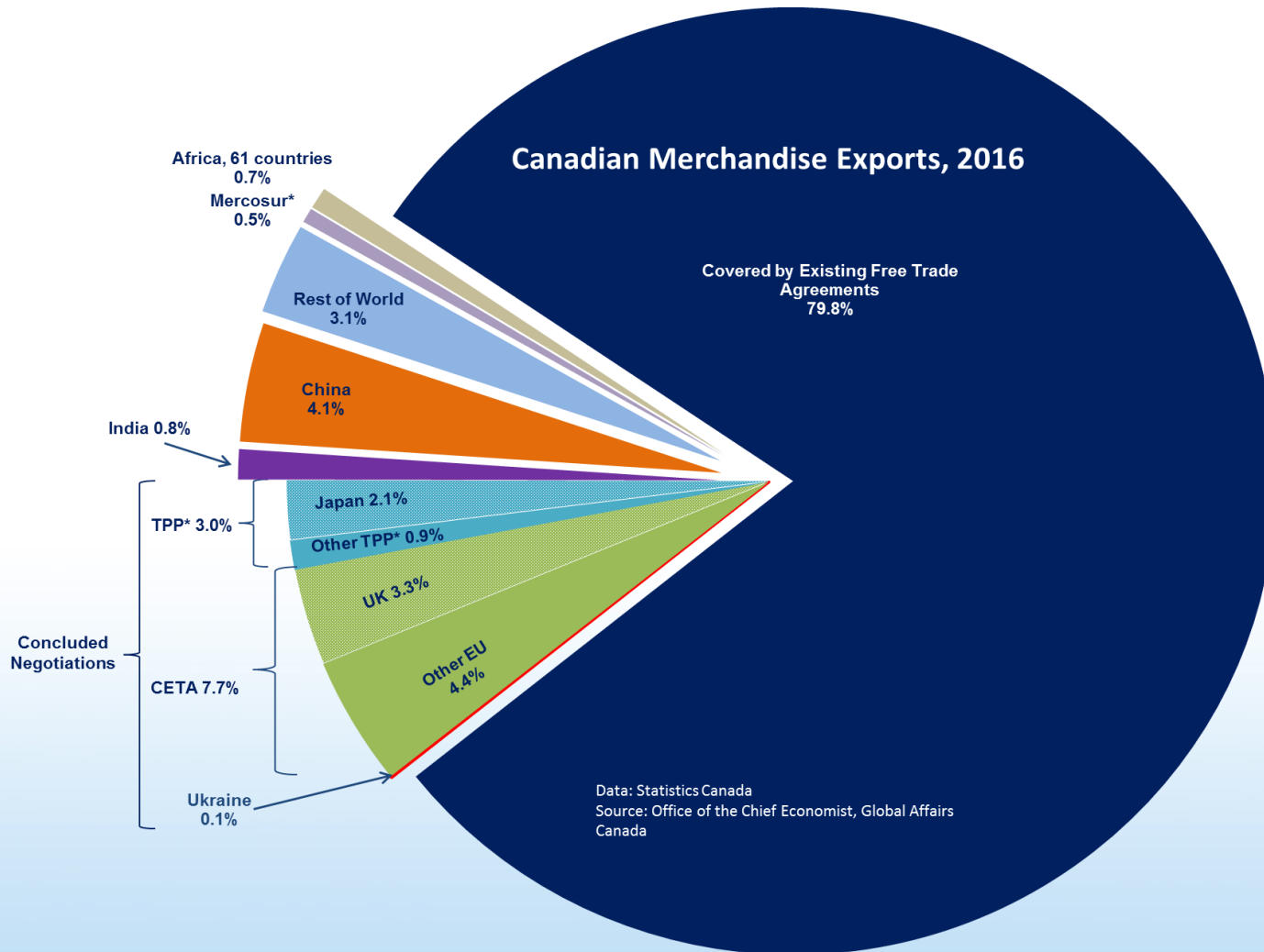


Who we are and what we do





Trade negotiations – the big picture





Trade negotiations – the big picture



CANADA-EUROPEAN UNION
COMPREHENSIVE ECONOMIC AND TRADE AGREEMENT



Canada **MERCOSUR**

Country Facts

BILATERAL TRADE IN 2017

\$95.9 million
Canadian exports to Uruguay

\$78 million
Canadian imports from Uruguay

URUGUAY

GDP (2016) of **\$69.4 billion**
Population of **3.48 million**



BILATERAL INVESTMENT IN 2016

\$11 million
Foreign direct investment in Canada

\$693 million
Canadian direct investment in Uruguay

NORTH AMERICAN FREE TRADE AGREEMENT

COMPREHENSIVE AND PROGRESSIVE AGREEMENT FOR

TRANS-PACIFIC PARTNERSHIP (CPTPP)



@CanadaTrade



Trade negotiations – the big picture



- TRIPS Council;
- Working Group on Trade and Transfer of Technology;
- Ministerial Conferences

- WIPO General Assembly
- Program and Budget Committee (PBC)
- Standing Committee on the Law of Trademarks, Industrial Designs and GIs (SCT);
- Standing Committee on Copyright and Related Rights (SCCR);
- Standing Committee on the Law of Patents (SCP);
- Committee on Development and IP (CDIP)
- Intergovernmental Committee on IP and Genetic Resources, Traditional Knowledge and Folklore (IGC)



Consulting Canadians

Informing the big picture



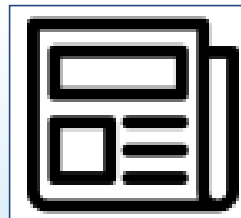
Outreach mechanisms

- Online questionnaires;
- *Canada Gazette*;
- Meetings, roundtables, etc.

NAFTA consultations As of December 2017, more than...



23,000 online
submissions



21,000 Canada
Gazette submissions



975 stakeholder meetings
and roundtables



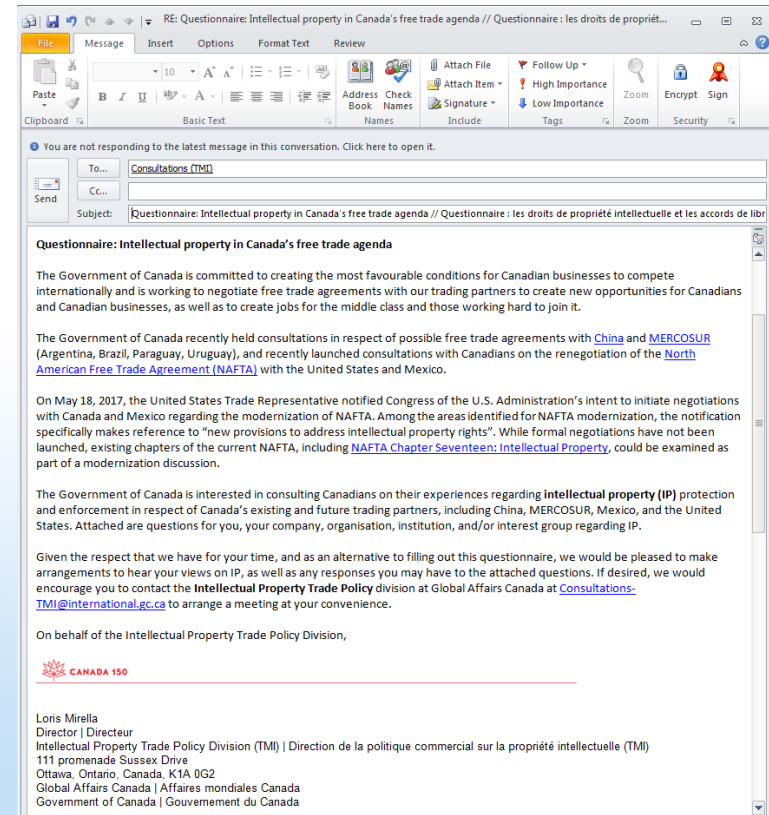
Consulting Canadians

Informing the big picture



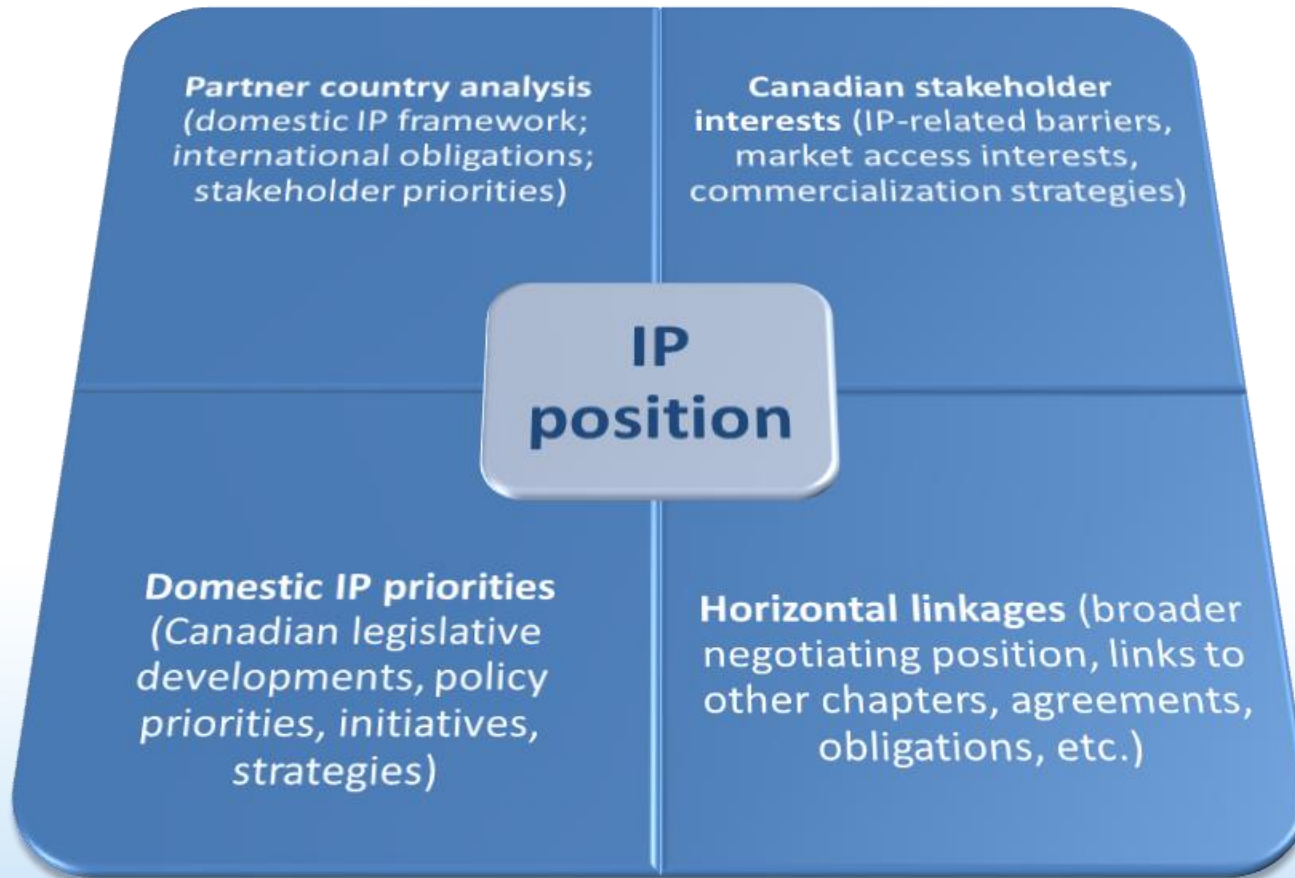
Consulting on IP

- IP questionnaire;
- Consultation mailbox;
- IP roundtables;
- Stakeholder meetings;
- Post-round teleconference updates.





Developing Canada's negotiating position on IP





A seat at the (IP) table



*Exploratory
discussions*

Formal
negotiations

Decision
points



Negotiating the Canada-EU CETA

2007

- Canadian and EU leaders agree to conduct a joint study

2008

- Canada and EU issue joint study; *Canada Gazette* notice published

2009

- Joint study finalized; launch of negotiations announced; first round held in Ottawa

2010

- Canadian and EU trade ministers meet to take stock of progress

2011

- Nine formal rounds of negotiations completed

2012

- Canadian and EU trade and agriculture ministers meet to take stock of progress

2013

- Canadian and EU trade and agriculture ministers meet to narrow outstanding issues; Canada and EU announce **agreement in principle**

2014

- Canada and EU announce completed text, marking completion of negotiations; completed text published

2016

- Canada and EU announce completion of legal review; EC refers CETA to Council of the EU with proposal for approval and signature; Canada and EU sign CETA during EU-Canada Summit

2017

- European Parliament approves CETA; Canadian bill to implement CETA is granted Royal Assent; **provisional application** of CETA on September 21, 2017



Canada-EU CETA – IP outcome



- **Comprehensive IP chapter:**
 - Specific commitments on copyright and related rights, trademarks, industrial designs, geographical indications (GIs), patents and pharmaceuticals, IP rights enforcement measures (civil, criminal and border enforcement), and cooperation on IP.
- **Geographical indications (GIs)**
 - Recognition of 172 EU GI for agricultural and food products, including certain meats and cheeses;
 - Grandfathering provisions to limit impact on Canadian and other established companies in Canadian marketplace (ex. terms such as asiago, feta, fontina, gogonzola, munster will continue to be used in Canada in accordance with these provisions).
- **Pharmaceuticals**
 - Equivalent and effective right of appeal under patent linkage;
 - Additional period of protection for certain patented pharmaceutical products (new legal right known as a Certificate of Supplementary Protection or CSP).



Keeping us informed

(at all stages of the negotiation process)



TMI-Consultations@international.gc.ca