

Combating counterfeiting and piracy Structures and Strategies

**June 2010
Madrid**



- **Working Group on Intellectual Property Rights**
 - Objectives and achievements
 - Agenda for 2010
- **Service for coordination of Public Ministry activities in IPR Field**
 - Roles and responsibilities
 - Achievements
- **New strategy**
 - Next steps
 - Conclusions

Working Group on Intellectual Property Rights - 2006

- **Strong communication between enforcement agencies and industry representatives necessary**
- **Combating counterfeiting and piracy**
- **Identify gaps, analyzing and propose solutions to improve the enforcement of IPR**
- **Support the implementation and respect of National Strategy in IPR field**

Working Group on Intellectual Property Rights – 2006

Achievements

- **Important contribution in legislation improvement - new trademark law adopted**
- **Input for the new IPR Strategy**
- **Training for law enforcement**
- **Investigators and information used in criminal successful procedure**
- **Awareness common actions**

Working Group on Intellectual Property Rights – 2006

Agenda 2010

- **Continue training for law enforcement with special focus on internet piracy**
- **Improving IPR legislation – e.g. REACT coordinate a working group which will analyse the criminal relevant legislation, AIMR and MPA for internet piracy**
- **Increase efficiency in criminal investigations – manuals for police and prosecutors**
- **Raising awareness - private industries concept project presented**

Service for coordination of Public Ministry activities in IPR Field

Roles and responsibilities

- **Coordinating the institutions involved and the WGIPR**
 - **Management and development of Common database**
 - **Regular meetings and data analysis**
 - **Coordination of Bulletin of Jurisprudence**

- **Coordinating and support the activity of the prosecutors countrywide**
 - **Unitary approach of IPR crimes**
 - **Deliver/prepare training to prosecutors**
 - **Develop training manuals for specific IPR crimes**

- **Ensuring the communication and cooperation between institutions and anti-piracy and anti-counterfeit associations**
 - **Seminars and meetings**
 - **Debates regarding legislation improvement**
 - **Share best practices and specific methods of investigation**

Service for coordination of Public Ministry activities in IPR Field

Achievements

Common data base: Police, Customs, Prosecutors, ORDA and OSIM

- **Functional since February 2009**
- **Access to all criminal files under investigation or solved and to customs seizures to all IPR police officers and prosecutors.**
- **Access to all registers of national offices**
- **Access to all institutions beneficiaries to National Trade Register Office**
- **Needs trademarks classification**
- **Reports and statistics**

Successful cases:

- **Counterfeiting medicines**
- **Internet piracy**
- **Moral persons convictions**

New strategy - Main Objectives

- **Promote a culture in IPR field**
- **Integrate IPR into the SME innovation strategies and business plan**
- **Harmonize relevant legislation with acquis communautaire and international framework**
- **Develop an efficient infrastructure of enforcement of IPR, to combat counterfeiting and piracy.**

Conclusions

- **Unitary approach of IPR offences**
- **Closer collaboration with all partners**
- **Strengthen cooperation by exchanging information**

Thank You!

**Monica POP
IPR Chief Prosecutor**

