## CONSULTATIONS ON CANADIAN INTELLECTUAL PROPERTY INTERESTS IN SELECTED MARKETS JUNE 2007

On June 7<sup>th</sup>, 2007, the Government of Canada announced the launch of free trade agreement negotiations with Peru, Colombia and the Dominican Republic. Exploratory talks have also been held with the Ecuador and Caribbean Community (CARICOM) Member States (Antigua and Barbuda, the Bahamas, Barbados, Belize, Dominica, Grenada, Guyana, Haiti, Jamaica, Montserrat, Saint Lucia, St. Kitts and Nevis, St. Vincent and the Grenadines, Suriname, and Trinidad and Tobago) but no negotiations are scheduled at this time. The Government of Canada is seeking the views of Canadians to assess the extent of Canadian intellectual property interests in these markets.

The Government's interest in intellectual property (IP) stems from the increasingly important role intellectual property plays in the knowledge-based economy in Canada and abroad. The competitiveness of Canadian firms and other creators or owners of IP often depends on their ability to protect their intellectual assets and enforce their rights. As Canadians become more active in foreign markets in areas involving patents, trade-marks, copyrights or other forms of IP, the Government wants to ensure that the interests of Canadians are protected.

To the extent that you or your company are involved in knowledge-based sectors or other activities involving intellectual property, we invite you to take a few moments to complete the questionnaire below to share your experiences and interests in these countries. The information you provide will help the Government of Canada develop its approach to intellectual property in these negotiations. Please provide your input by **August 17, 2007**.

For more information, please visit: Regional and Bilateral Initiatives (at <a href="http://www.international.gc.ca/tna-nac/reg-en.asp">http://www.international.gc.ca/tna-nac/reg-en.asp</a>) and Trade and Intellectual Property (at <a href="http://www.international.gc.ca/tna-nac/FO/intellect\_property-en.asp">http://www.international.gc.ca/tna-nac/FO/intellect\_property-en.asp</a>).

If you would like to discuss these initiatives further or learn more about the Government's approach to intellectual property in trade and investment negotiations, please contact:

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## PRIVACY NOTICE

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## PART I ACTIVITIES AND INTERESTS

	you or your company involved in the knowledge-based sectors or in any other vity that involves intellectual property?
	Yes No
If so	o, please describe why intellectual property is important to you or your business.
Are	you currently active in any of these markets from a trade or investment perspective?
	Yes No
If so	o, please indicate in which countries you are active and describe your activities
are mar of p	ase also describe your approach to intellectual property in these markets. For example you involved in: (a) research and development; (b) technology transfer; (c) export or nufacture of patented, trade-marked or copyrighted goods; (d) registration or licensing patents, trade-marks or copyrights; (e) use of a trade-mark in association with a price; or (f) other activities relevant to intellectual property?

	investment perspective?
	Yes No
	Please provide further details.
4.	Do you see growth prospects in the knowledge-based sectors in these markets? YesNo
4.	Yes
4.	Yes No

	If you have interest or experience in these markets, are your prime competitors?
	Local Foreign
	If foreign, which countries are they from?
<b>5</b> .	Have you experienced any competitive disadvantage in relation to intellectual property protection or enforcement in these markets? If so, please describe.
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## PART II INTELLECTUAL PROPERTY CONCERNS

Delays in obtaining a patent Copyright piracy Counterfeiting of trade-marks Patent infringement Loss of goodwill through the passing off of Canadian trade-marks Inadequate remedies for intellectual property enforcement Lack of transparency in intellectual property legislation, regulations or administration Gaps in legal protection
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Problems with the judicial system
Others problems

	disincentives from an intellectual property perspective?
	Yes No
	Please describe.
3.	Have you or your company been involved in co-operative activities or partnerships with partners (public or private) in these markets (i.e. S&T co-operation)? If so, have you experienced any problems from an intellectual property perspective?
4.	Have you experienced any intellectual property related problems due to local corporate/commercial laws or practices in these countries?

(a)	Assistance from the Department of Foreign Affairs and International trade
(4)	(in Canada or abroad)
(b)	Information on intellectual property laws and regulations in these countries
(c)	Greater co-operation on intellectual property on a government to government level (e.g. policy dialogue, technical assistance, the sharing of contact points and other information)
(d)	A consultation mechanism that would allow the Government of Canada to address potential intellectual property problems directly with the other government
(e)	Substantive obligations on intellectual property in a free trade agreement (regarding, for example, the level of protection)
(f)	Recourse to a state-to-state dispute settlement mechanism in a free trade agreement
(g)	Recourse to an investor-state dispute settlement mechanism in a free trade
	agreement
(h) Pleas	agreement Other e provide details.
` '	Other
` '	Other
` '	Other
. ,	Other
. ,	Other

5.

7.	Can we contact you re	egarding intellectual property issues and updates in the future?
	Yes No	
	Contact Information	
	Name:	
	Name: Organization: Phone Number:	
	Name: Organization:	
	Name: Organization: Phone Number:	