

## **Analytical Study on the Consistency of Intellectual Property Laws and Regulations in Each Country with TRIPS Agreement**

This report summarizes the matters examined by the "Study Group on International Intellectual Property Systems" in fiscal 2022.

In this fiscal year, the study group discussed the situation surrounding intellectual property in international frameworks, the situation surrounding intellectual property in bilateral and regional economic partnership agreements, and the situation surrounding intellectual property systems in each country.

First, with regard to the situation surrounding intellectual property in the international framework, in Chapter 1 section I "Status of Recent Discussions on Pharmaceutical Products", the study group discussed the IP system trend surrounding novel COVID-19 infections, the proposal by India and South Africa for exemption from certain obligations under the TRIPS Agreement, and the status of recent discussions on pharmaceutical products. In section II "Major Pandemic Responses by International Organizations (WTO, WHO, and WIPO)," the study group mainly discussed the WTO Ministerial Declaration, the Pandemic Convention at WHO, the revision of the International Health Regulations, and the joint WTO/WHO/WIPO efforts related to pandemics, including their problems and the measures Japan should take. In section III "Status of Discussions at WIPO, WTO/TRIPS Council, and Other Specialized Forums for Intellectual Property," the study group discussed the trends of discussions at the TRIPS Council and WIPO, and WTO dispute cases.

Second, with regard to the situation surrounding IP in bilateral and regional economic partnership agreements, in Chapter 2 section I "Comparison of IP-related provisions other than the IP chapter in recent RTAs," the study group conducted comparative analysis about the investment chapter, e-commerce chapter, dispute settlement chapter, and exceptions and general provisions chapter of the CPTPP, EU-Japan EPA, UK-Japan EPA, and RCEP.

Third, with regard to the situation surrounding IP systems in each country, in Chapter 3 section I "Analysis of Treaties and Agreements (TRIPS Agreement, Japan-Russia Investment Agreement, etc.) and Legal Systems of Major Countries Related to IP-related Issues Concerning the Situation in Russia and Ukraine," the study group analyzed the TRIPS Agreement related to security, measures Russia has taken related to IP systems and their impact, and treaties related to investment in Russia.