

# How to protect GIs aboard: The Lisbon System and Geneva Act



## **WORKSHOP ON GI MANAGEMENT AND PROTECTION FOR POST-REGISTRATION PERIOD**

*October 12-13, 2022*

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Brands and Designs Sector, WIPO

**WIPO**  
WORLD  
INTELLECTUAL PROPERTY  
ORGANIZATION

# Presentation

- How to protect your geographical indication abroad?
- The Lisbon System:
  - *Main characteristics and benefits*
  - *Recent developments*



# How to protect your GIs abroad?



Luang Prabang Silk



Kampong Speau Palm Sugar



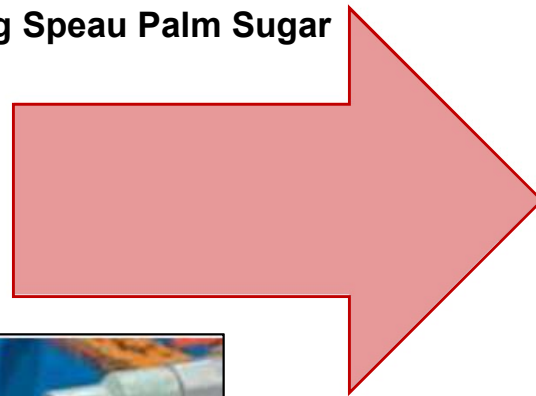
Country X



Bor Sang Umbrella



Phú Quốc



# How to protect GIs abroad ?

## ■ Direct applications in third countries

*Individual application*

## ■ Bilateral or pluri-lateral agreements

*Under such agreements two or more States or trading partners agree to protect each other's GIs (standard of protection + often GI-list)*

## ■ Multilateral agreements

- **TRIPS Agreement (WTO)**  
*Protection of GIs*

- **Madrid Protocol/Agreement (WIPO)**  
*Registration of TM*

- **Lisbon Agreement and Geneva Act (WIPO)**  
*Protection and registration of AOs and GIs under the Geneva Act*



# The Lisbon System

International Protection and Registration  
for Geographical Indications (GIs)

- ***Lisbon Agreement (1958 & 1967 Act)***

*30 Contracting Parties / 30 Countries*

- ***Geneva Act of the Lisbon Agreement (2015)***

*13 Contracting Parties / 37 Countries*

***Lisbon System overall protection in 57 countries***



# The Lisbon System

## Cost Effective

- Facilitates the international protection of AOs and GIs
- A single registration procedure (*“simple & cost effective”*)



# The Lisbon System

## Legal Benefits

- **Covers all kinds of products**
- **High level protection**
  - *against any “usurpation” and “imitation”*
  - *exceptions: refusal, invalidation, renunciation*
- **Indefinite protection in other Lisbon Members, including in futures ones**
- **Protection against “genericity”**
- **Title for taking legal action**

# The Lisbon System

## Flexibilities

- Inclusion of **geographical indications**, including **transborder geographical indications**

*no need to distinguish between AOs and GIs in domestic Law*

- Flexibility as to the **type of legislation** to protect **AOs/GIs** in Contracting Parties

*sui generis/GI system, trademarks system, etc.*

- Inclusion of **safeguards**

- *prior trademarks*; personal names used in business; plant variety or animal breed denominations;
- *generic terms*;
- *possibility for interested parties to request refusal*

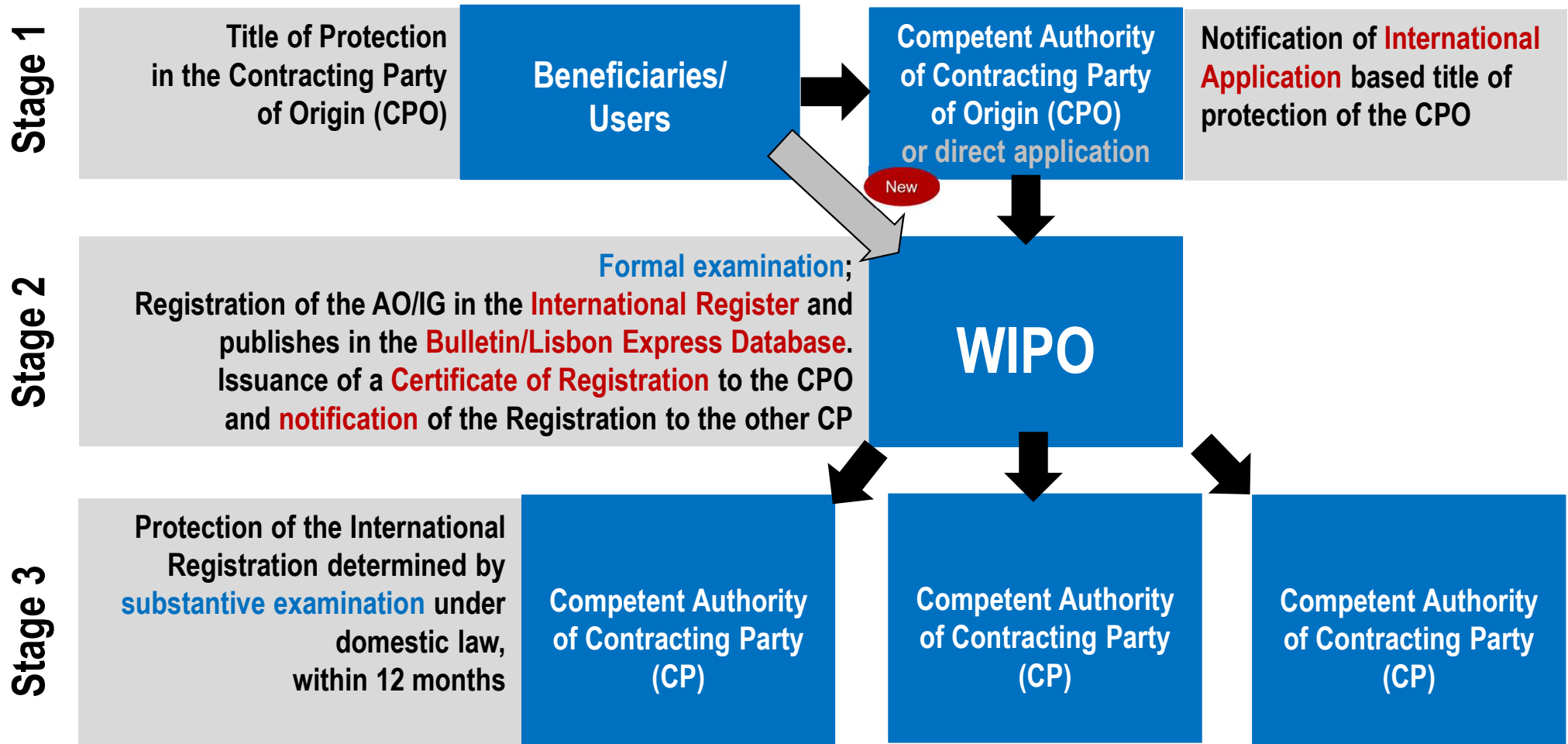
- Accession by **intergovernmental organizations**

- Possibility to request **individual fees**

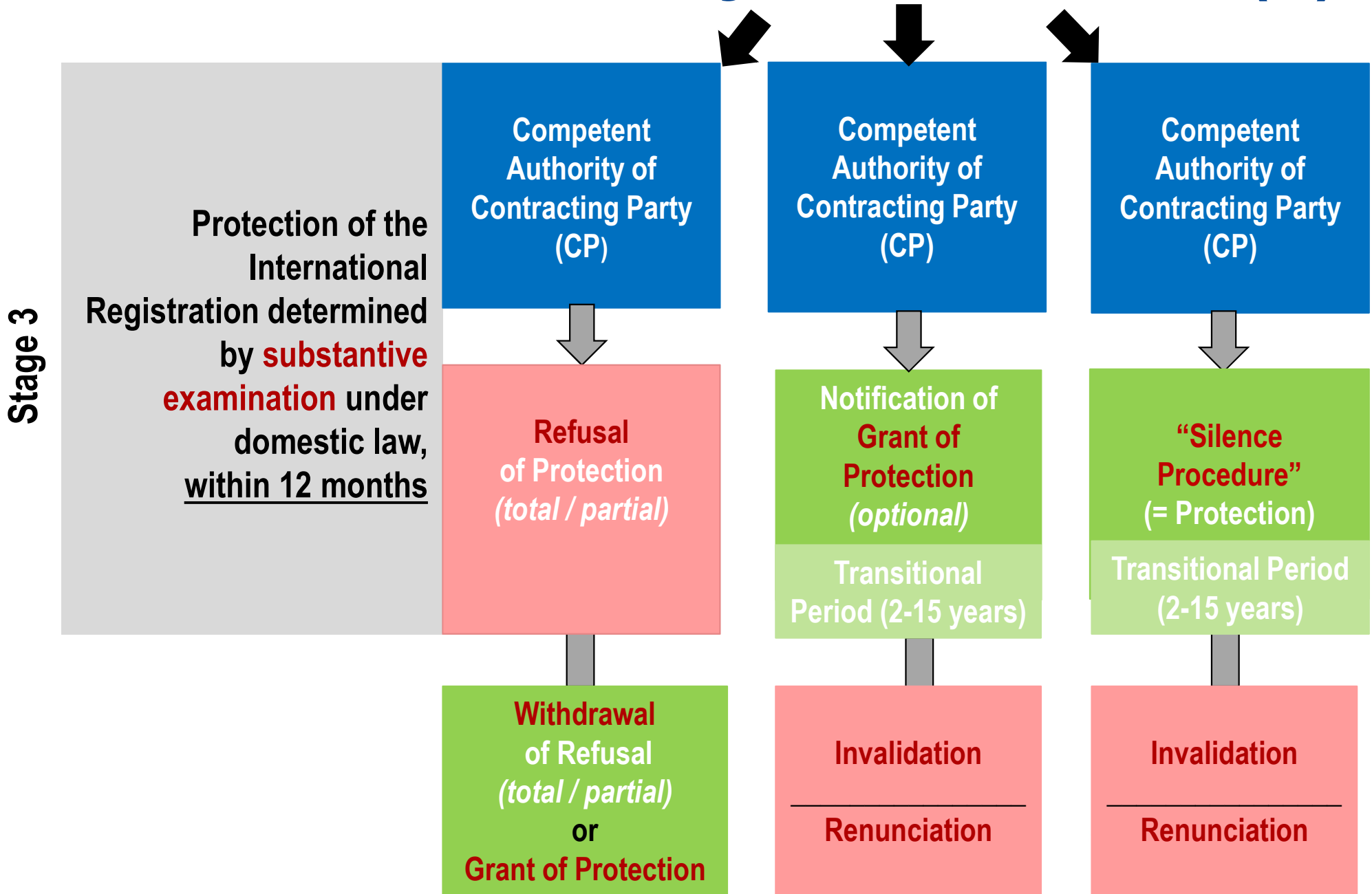


# How the Lisbon System Works (1)

## The international registration and protection process



# How the Lisbon System Works (2)



**With a Single Registration at WIPO  
already protection in more than  
50 countries under the Lisbon System  
and more to come...**





# Lisbon International Register



**KAMPOT PEPPER**  
(IG1152 / Cambodge)



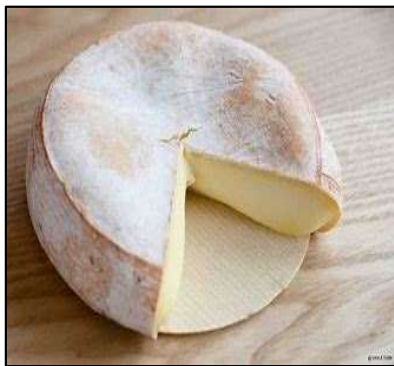
**BANANO DE COSTA RICA**  
(AO900 / Costa Rica)



**FIGUES DE DJEBBA**  
(AO1155 / Tunisie)



**CAFE VERACRUZ**  
(AO840 / Mexique)



**REBLOCHON**  
(AO458 / France)



**VAZISUBANI**  
(AO871 / Géorgie)



**VINHO VERDE**  
(AO564 / Portugal)



**SPECK ALTO ADIGE**  
(AO941 / Italy)



**HEREND**  
(AO737 / Hongrie)



**CHULUCANAS**  
(AO869 / Pérou)

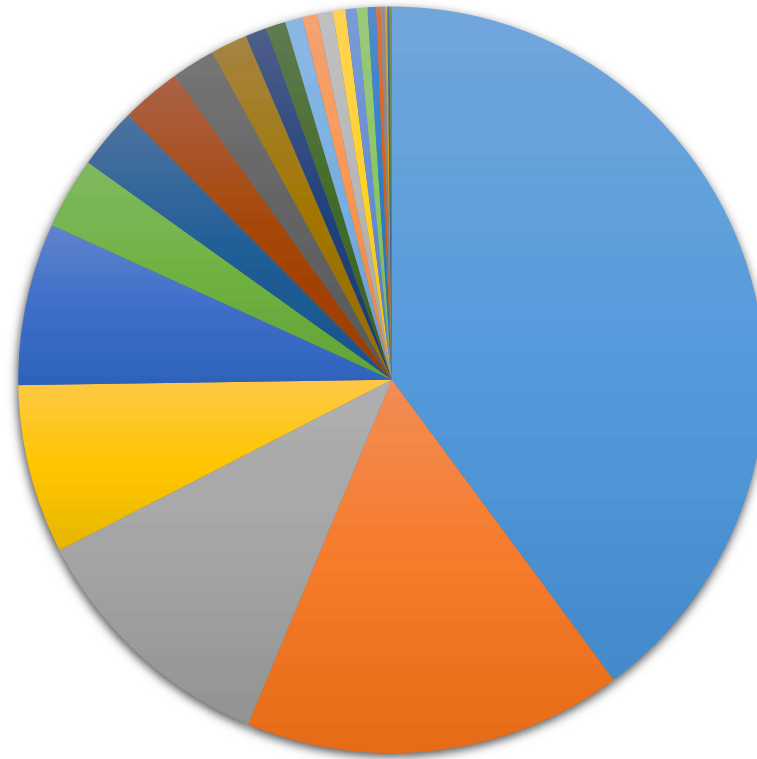


**IRAN'S KORDESTAN  
MARBLE** (AO1105 / Iran)



**SAROUGH HANDMADE  
CARPET** (AO956 / Iran)

# Lisbon International Register



**1067**  
**International**  
**Registrations**  
 (in force, including  
 applications, 31.12.2021)

France	Italy	Union européenne	Iran (Islamic Rep.)	Czech Rep.
Bulgaria	Georgia	Hungary	Cuba	Mexico
Peru	Tunisia	Slovakia	Algeria	Portugal
DPR Korea	North Macedonia	Serbia	Bosnia-Herzegovina	Costa Rica
Montenegro	Cambodge	Israel	Rep. of Moldova	Congo
Albania	Burkina Fasso	Dominican Republic	Gabon	Haiti
Lao PDR	Nicaragua	Oman	Samoa	Togo





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# Lisbon Agreement's Geneva Act Receives First Geographical Indication: Kampot Pepper from Cambodia

January 18, 2021

Cambodia has recorded Kampot Pepper as the first geographical indication (GI) registered via the [Geneva Act of WIPO's Lisbon System](#), which provides protection for names identifying the geographic origin of products such as coffee, tea, cheese, wine, pottery, and cloth.

0:00



## 2 examples of French AO which benefited of Lisbon registrations

- The appellation Champagne was registered in 1967, very early
  - it strengthens the reputation of the appellation in the world, regarding genericity cases, among others
  - It enhanced the level of legal protection in countries Members of the system
- The appellation *huile essentielle de lavande Haute-Provence* is a small production, which was registered in 1985 before WIPO
  - The registration was a great way to promote and increase the notoriety of the appellation
  - It made easier protection cases at the international level given the small size of the group of producers





# International Protection of Djebba Figs (Tunisia) at the heart of local development



Lisbon International Registration – **AO 1155** دجبة تاييد / Figues de Djebba

# Registered Appellations of Origin

## The *LISBON EXPRESS* Database

**WIPO**  
**IP PORTAL**

MENU

*Lisbon Express*

### Recherche appellations d'origine et indications géographiques

Cette base de données contient des informations sur toutes les appellations d'origine et indications géographiques inscrites au registre international tenu par le Bureau international de l'OMPI conformément au système de Lisbonne concernant la protection des appellations d'origine et des indications géographiques.

options ☐ résultats ☐

Recherche structurée

» Recherche =

AND ☐ Numéro =

AND ☐ Nom de ☒ AO ☒ IG =

AND ☐ Pays d'origine =

AND ☐ Aire de production =

AND ☐ Produit =

AND ☐ Catégorie =

AND ☐ Classification de Nice =

AND ☐ Bénéficiaire =

AND ☐ Date ☒ Tout ☐ Entre:

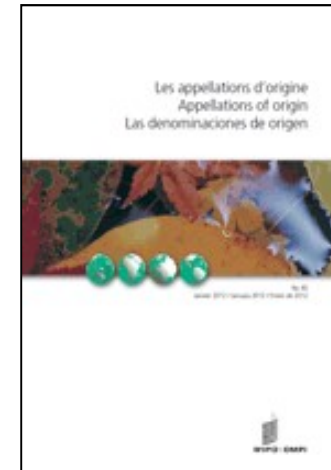
et:

AND ☐ Statut par pays =

☒ Voir documents radiés

**Chercher**

## The Bulletin



The Bulletin is the official publication of the Lisbon System. It is issued by WIPO for the publication of new registrations and other recordings in the International Register, as well as information concerning changes in the legal framework of the Lisbon System. In addition, the Bulletin contains statistical information concerning registered appellations of origin and geographical indications.

# WIPO IP PORTAL....

*eLisbon !*

## WIPO IP PORTAL





# **The Geneva Act (2015):** ***Recent developments and perspectives***



# **LISBON Geneva Act:**

## ***Key dates and figures***

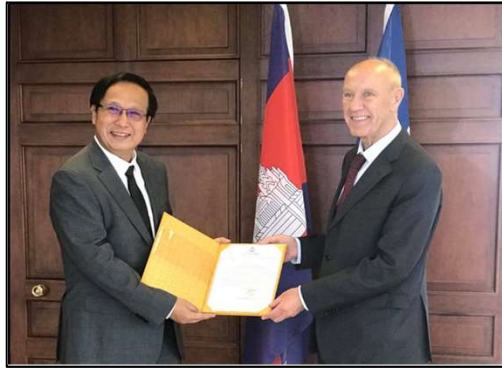


**2015:  
Adoption**

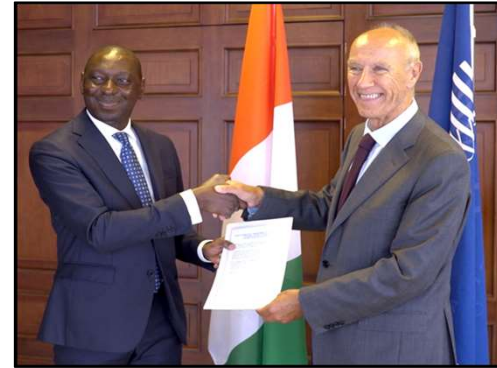
**2020:  
Entry into  
force**

**2022:  
37  
countries  
covered!!**

# Accessions & ratifications to the Geneva Act of the Lisbon Agreement



**Cambodia**  
(March 9, 2018)



**Côte d'Ivoire**  
(September 28, 2018)



**Albania**  
(June 26, 2019)



**Samoa**  
(October 2, 2019)



**DPR Korea**  
(October 8, 2019)



# Accession of the European Union

## Novembre 26, 2019



**The Geneva Act entered into force  
on February 26, 2020 !!!**

# The Geneva Act of the Lisbon Agreement



**Lao PDR**



**France**



**Hungary**



**Cabo Verde**



**Czech Rep.**



**Switzerland**



**Ghana**



**Oman**



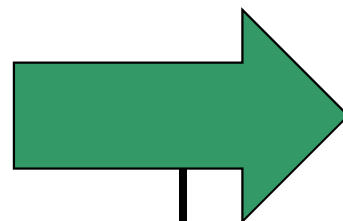
# and Peru on July 18, 2022



# Members of the Lisbon System

## Lisbon Agreement (30 countries)

- **Asia (3)**: **DPR Korea**; Iran (Isl. Rep.); Israel
- **Americas (7)**: Costa Rica; Cuba; Haiti; Mexico; Nicaragua; **Peru**; Dominican Rep.
- **Africa (6)**: Algeria; Burkina Faso; Congo; Gabon; Togo; Tunisia
- **Europe (14)**: **Albania**; Bosnia and Herzegovina; Bulgaria; **Czech Rep.**; **France**; Georgia; **Hungary**; Italy; Moldova (Rep); Montenegro; Portugal; Serbia; Slovakia; North Macedonia



## Geneva Act (37 countries)

- **Asia/Pacific (5)**: **Cambodia**; **DPR Korea**; **Lao PDR**; **Oman**; **Samoa**
- **Americas (1)**: **Peru**
- **Africa (2+1)**: **Cabo Verde**; **Ghana**; [*Côte d'Ivoire\**]
- **Europe (6)**: **Albania**; **Czech Rep.**; **European Union (= 27 countries)**; **France**; **Hungary**; **Switzerland**

**Lisbon System overall protection in 57 countries**

# Accessions Outlook...



# GI-Projects : Development, protection and commercialization of origin products

- *Koh Trung Pomelo* (Cambodia)
- *Madd de Casamance* (Senegal)
- *Kampot Sea Salt* (Cambodia)
- *Riz de Kovié* (Togo)
- etc...



## WIPO MAGAZINE

Supporting environmental sustainability with GIs: The case of Madd de Casamance

June 2020

By Piap-Tahirou Kanouté, agricultural economist, ETDS, Ziguinchor, Senegal, and Michele Evangelista, Lisbon Registry, WIPO

Amid the ongoing climate crisis, the need to preserve the natural environment has become a focus of growing public concern. Consumers, especially young people, are calling on governments and the private sector to actively commit to implementing strategies and policies that support environmental sustainability.



Madd (or *Saba senegalensis*) is a wild species of fruit, a berry with a hard, yellow peel that can be found predominantly in the woodlands and certain savannas of Buthia Fatic, Senegal, Guinea, Guinea-Bissau, Mali, Ghana and Côte d'Ivoire. The plant is a climbing vine with tendrils that allow it to cling to the trunks and branches of trees in the forest, where it grows wild. (Photo: Courtesy of ETDS)



<https://www.wipo.int/ipadvantage/en/details.jsp?id=11582>





# The Lisbon System helps to strengthen the economic value and competitiveness of origin products (GIs) on third markets







**Bor Sang Umbrella**



**Luang Prabang  
Silk**



**Mebel Ukir Jepara**

## **The Lisbon System an Opportunity for your GIs to obtain Protection Worldwide!**



**Kampong Speau Palm  
Sugar**



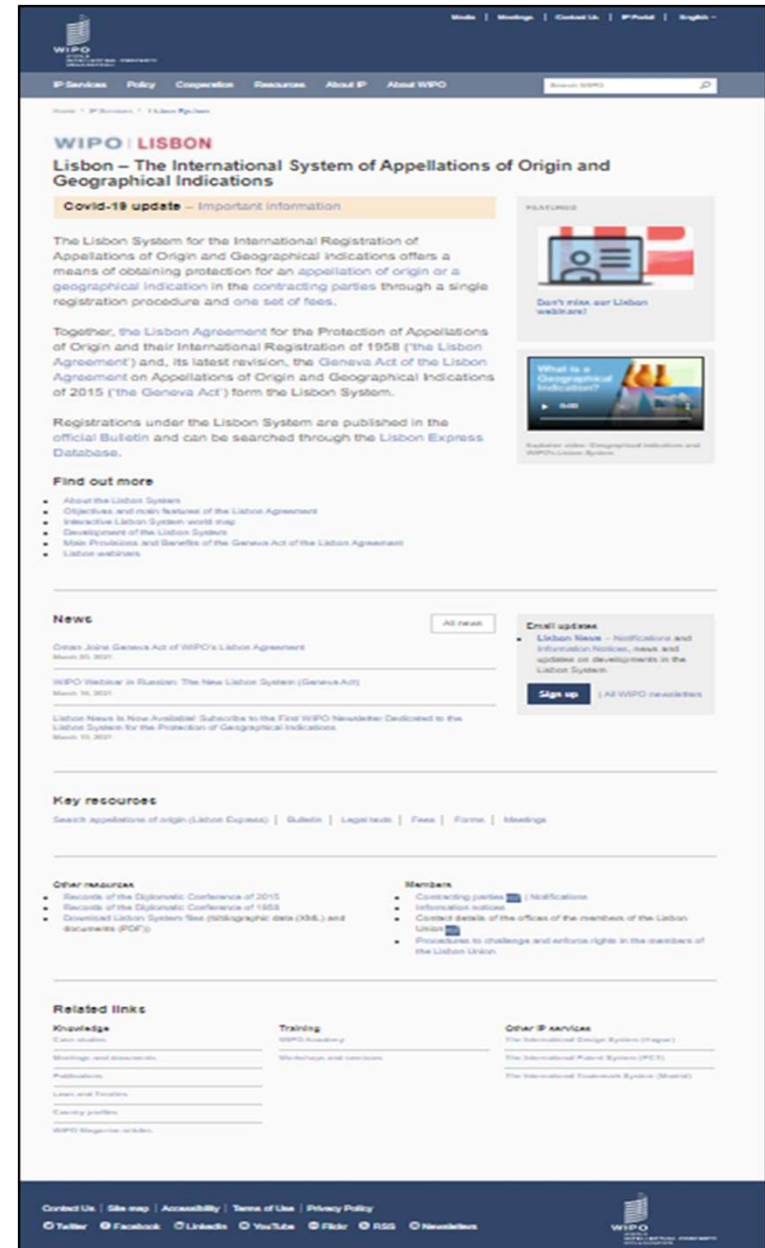
**Phú Quốc**



**Sabah Tea**

# More information on the Lisbon System

- **Web Page Lisbon System:**  
<https://www.wipo.int/lisbon/en/>
- **Newsletter - *Lisbon News*:**  
[https://www.wipo.int/newsletters-archive/en/lisbon\\_notices.html](https://www.wipo.int/newsletters-archive/en/lisbon_notices.html)
- **Webinars:**  
[https://www.wipo.int/meetings/en/topic.jsp?group\\_id=344](https://www.wipo.int/meetings/en/topic.jsp?group_id=344)



**More information on the Lisbon System:**  
**[www.wipo.int/lisbon](http://www.wipo.int/lisbon)**



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