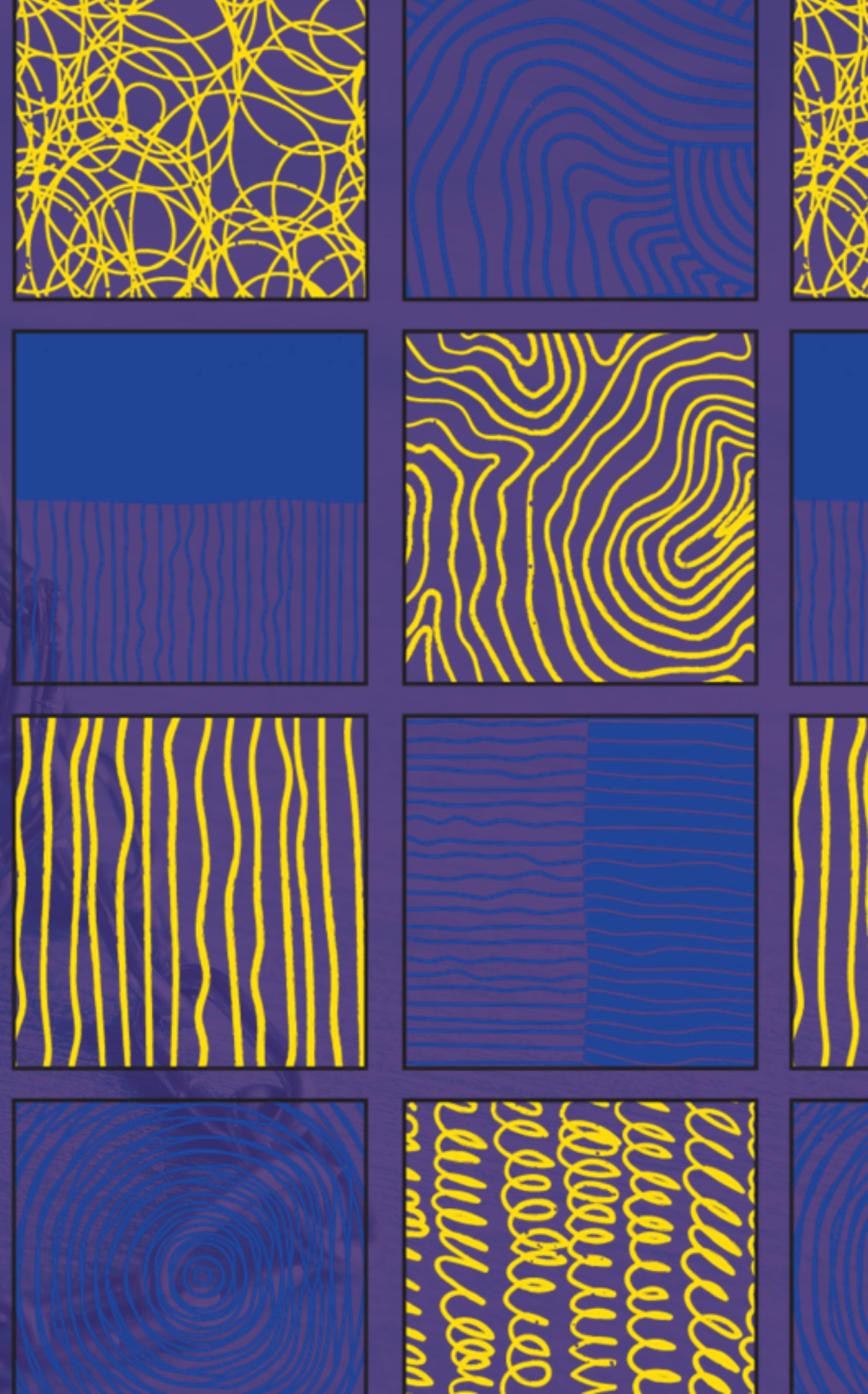


IP-CHALLENGES IN CONFLICT AREAS - UKRAINE

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Deputy Director, UANIPIO

UBVA Symposium 2024
Copenhagen, Denmark
7 November 2024



Impacts of Russia's war of aggression against Ukraine

War has significantly impacted the innovation and creativity sector and ecosystem in Ukraine





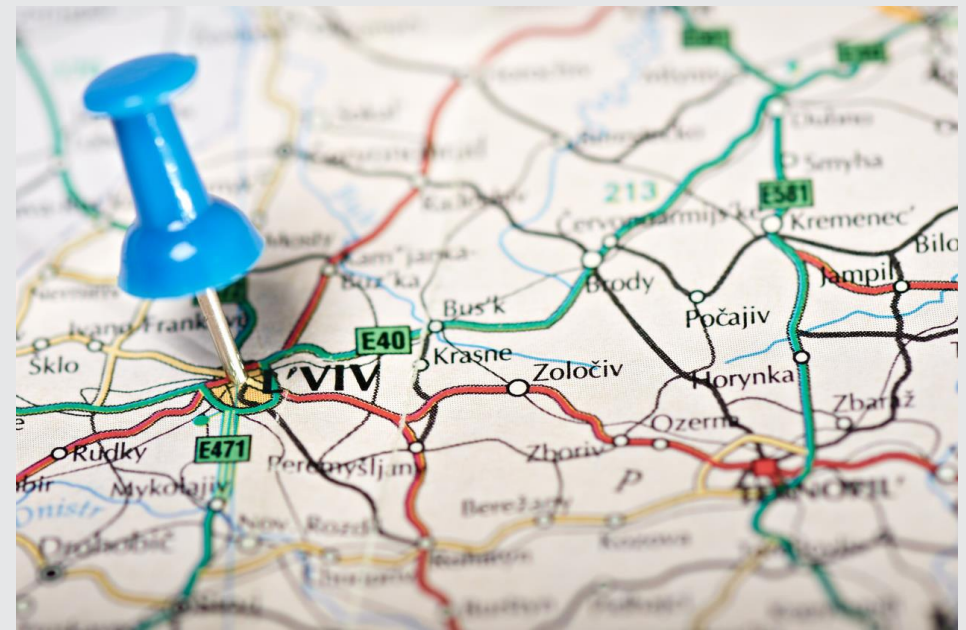
Assessment of impacts of the war on Ukraine's innovation and creativity sector and IP ecosystem

WIPO International Bureau, document A/64/8, June 7, 2023

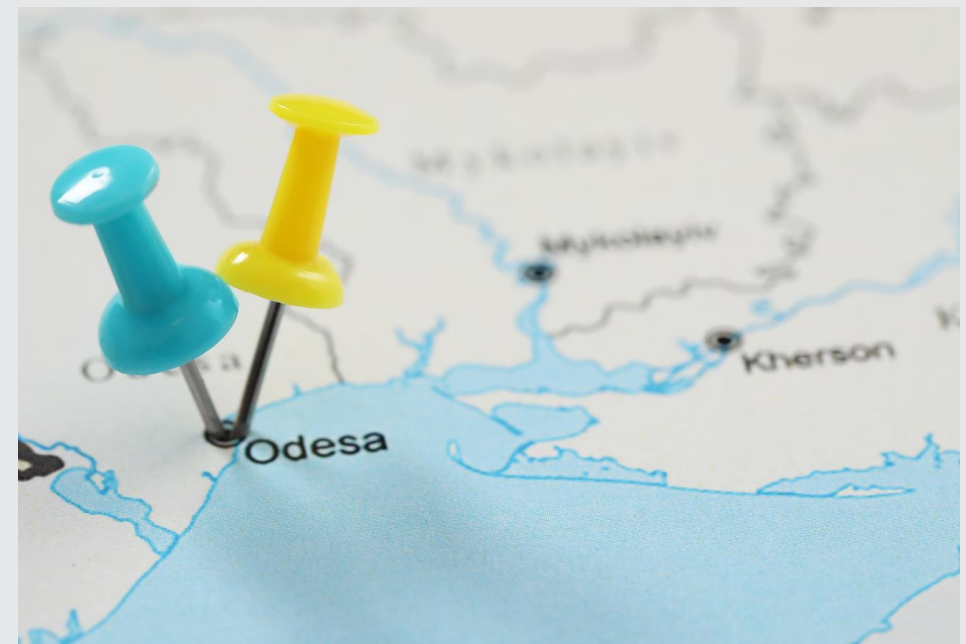
- Since 2014 **nearly 26%** of the territory of Ukraine remains occupied.
 - Some **10 million Ukrainians remain displaced**, including **3.7 million within Ukraine** and a further **6.3 million** who have sought safety abroad.
 - In 2023, Ukraine overcame **6,000 air alerts**.
 - Damaged or destroyed more than **190,000 civilian infrastructure facilities** – 152,587 residential buildings, 3,618 educational and 872 medical institutions 641 cultural and 198 religious buildings, and 7,936 water and electricity networks.
 - Damaged or destroyed **2,093 objects of cultural infrastructure**, including 746 libraries, 120 museums and galleries, as well as 1169 objects of cultural heritage. According to UNESCO, nearly **9 bln USD** will need to be raised between 2024-2033 to finance the recovery and reconstruction efforts.
 - The environmental crimes committed by Russia are causing long-term damage to our country. It will take decades, if not longer, to recover. The current damage to Ukraine's ecosystem is estimated at **65 bln USD**.
- 



➤ On **25 June** the ECHR found the Russian government responsible for the administrative practice of human rights violations in the TOT of the Autonomous Republic of Crimea and the city of Sevastopol.



➤ Ukraine is **one of the most mined countries**: since 2022 approximately 174,000 sq.km of Ukrainian territory of which 14,000 sq.km are water areas, have been contaminated with Russian mines and UXO, making **139,000 sq.km potentially dangerous**. ~6 mln people in Ukraine deal with mine danger to their lives and health.



➤ The **historic centers** of Lviv and Odesa have been damaged as a result of deliberate Russian actions. According to the **Declaration of the Congress of Local and Regional Authorities of the Council of Europe** on Russia's Destruction of Ukraine's Cultural Heritage, these attacks may be viewed as an attempt to **destroy Ukrainian identity**, which falls under the definition of genocidal policy





Історія повітряних тривог у Києві внаслідок російської військової агресії

З 24 лютого пролунало 1103 тривоги. небезпека тривала 1245 годин.

09:27 12.06.24 ● Відбій тривоги 35 хвилин

08:52 12.06.24 ● Повітряна тривога!

Since 24 February 2022, **1330 alarms** have been sounded in Kyiv.
The **danger lasted 1477 hours** (as of 01 November 2024).

Часові проміжки	00-01	01-02	02-03	03-04	04-05	05-06	06-07	07-08	08-09	09-10	10-11	11-12	12-13	13-14	14-15	15-16	16-17	17-18	18-19	19-20	20-21	21-22	22-23	23-24
Понеділок	✖			✖	✖	✖	✖	✖	✖	✖			✖	✖	✖	✖	✖	✖	✖			✖	✖	✖
Вівторок	✖	✖	✖	✖			✖	✖	✖	✖	✖	✖				✖	✖	✖	✖	✖	✖	✖		
Середа	✖	✖	✖	✖	✖	✖	✖			✖	✖	✖	✖	✖	✖	✖			✖	✖	✖	✖	✖	✖
Четвер	✖			✖	✖	✖	✖	✖	✖	✖			✖	✖	✖	✖	✖	✖	✖			✖	✖	✖
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Неділя	✖			✖	✖	✖	✖	✖	✖	✖			✖	✖	✖	✖	✖	✖	✖			✖	✖	✖
<div><input type="checkbox"/> Світло є</div> <div><input checked="" type="checkbox"/> Можливо відключення</div> <div><input checked="" type="checkbox"/> Світла немає</div>																								

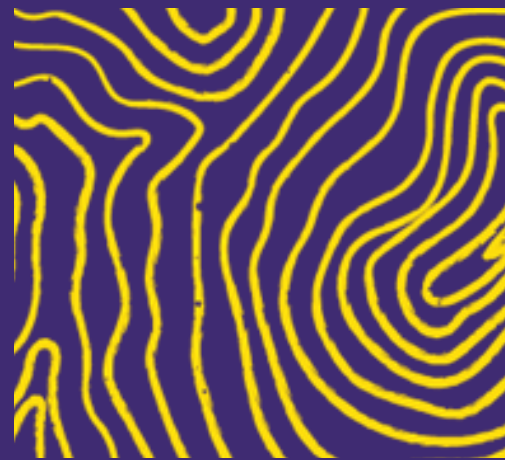
On 25th March, a Russian ballistic missile attack damaged the Mykhailo Boichuk Kyiv State Academy of Decorative Applied Arts and Design near Ukrainian IP Office.



Tentative scheme of power outages at premises of our office during summer time 2024



IP Institutional reform in Ukraine



Ukraine has completed the IP institutional reform and continues to update and improve the IP protection and enforcement system.



On June 16, 2020, the Law of Ukraine "On Amendments to Certain Laws of Ukraine on the Establishment of the National Intellectual Property Authority" No. 703-IX was adopted.



On August 24, 2022 UANIPIO was registered respectively to the Resolution of the Ministry of Economy of Ukraine No. 2673 of August 22, 2022.



On November 8, 2022 UANIPIO was empowered with the functions of the National Intellectual Property Authority, respectively to the Resolution of the Cabinet of Ministers of Ukraine No. 943 of October 28, 2022.



On July, 2023 the PCT Union Assemblies have approved that UANIPIO continues to perform the functions of the International Searching Authority (ISA) and the International Preliminary Examining Authority (IPEA).

Ukrainian National Office for Intellectual Property and Innovations (UANIPIO)

UANIPIO as a one-stop shop IP public service in Ukraine:

- examination and registration of IP rights (patents, utility models, trademarks, designs, GIs, semiconductors, copyright);
- maintenance of IP state registers;
- ISA/IPEA;
- international cooperation;
- providing services and consultations in the IP sphere;
- certification of patent attorneys;
- consultations for representatives of creative industries;
- monitoring CMO activities;
- support for innovation activity.

Appeals Chamber

“Ukraine” Commission on TM

International cooperation



National IP&Innovations Hub

serves as a platform for developers and investors, providing assistance to authors, inventors, and creators in showcasing their solutions, obtaining IP protection, and receiving guidance on commercialization strategies

Division for Promotion of IPRs and Innovations in the Security and Defense Sector

IPR'S Infringement Monitoring Center

IP Academy

Mediation Center

IP Law Development Center

IP Office Recent Developments



Strategic Development Plan 2024-2028.



Information Dashboard 2023.



Interactive dashboards of IP and innovation development in Ukraine.



European Integration IP Digest.



Recommendations on responsible use of AI in relation to IP.



Recommendations on digitalization of museum collections in relation to IP.



Development of a National IP Strategy 2030.

Statistics. General trends, 2023



Industrial property

Compared to 2022, the number of applications increase is the following:

- ✓ for inventions: **+5.5%**
- ✓ for utility models: **+47.4%**
- ✓ for industrial designs: **+34.8%**
- ✓ for trademarks: **+55.4%**



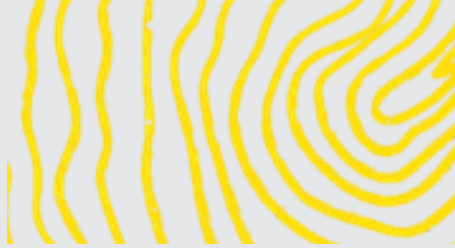
Copyright

In 2023, 8,580 applications for the state registration of copyright in a work were received, which is **49.5%** more than in 2022.

And the number of contracts concerning the author's right in a work is **68.8%** higher



Addressing challenges



Project for creative industries '34 Poles of Creativity'

- Exceptions and limitations for online learning

Seminars on IP for Archives, Museums, Libraries, Designers, Painters, Photographers, Theaters, Book Publishers.

- Exceptions and limitations for preservation of cultural heritage

Webinar “Marrakesh Treaty and the role of libraries in its implementation”

- Standard contracts for museums

Manuals and check-lists for Archives, Museums, Libraries, Designers, Painters, Photographers, Theaters, Book Publishers on IP

- Standard contracts for designers

- Online voluntary registration of copyright and contracts related (repository)

Cooperation with the EU Institutions



- March 2023, signing of the **Declaration of Intent** on Intellectual Property with the EU patent offices of **Poland, Lithuania, Latvia, and Estonia**;
- July 2023, MoU on bilateral cooperation between UANIPIO and **EUIPO**;
- July 2023, Reinforced technical and strategic partnership between UANIPIO and **EPO**;
- October 2023, EUIPO – UANIPIO **Working Plan** for 2024-2025;
- January 2024, UANIPIO representatives were elected to the committees of the **EU's Horizon** Europe research and innovation program;
- In March 2024, Ukraine joined the **EU4IP** project;
- April 2024, UANIPIO participated in negotiation with the **EFTA** Member States on revising the provisions of the Free Trade Agreement;
- UANIPIO participates in the meetings of the annual **EU-Ukraine IPR Dialogue** and its subcommittees on GIs;
- UANIPIO participates in the **EU-Ukraine Explanatory Meeting** on Chapter 7 “Intellectual Property”





What's next?

Ukraine made good progress in IP: European Commission's Ukraine 2023 Report on Enlargement Package Policy (November, 2023)

The European Council decided to start negotiations on Ukraine's accession to the EU (December, 2023)

Ukraine continues to actively improve its enforcement system (e.g. WIPO ALERT and introduces a list of web resources that raise IP rights concerns, and cooperation with WIPO Judicial Institute) (March, 2024)

Ukraine is actively working to align its legislation with the EU acquis

Development of Ukraine's National IP Strategy 2030





Q&A Session

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