

**MEMORANDUM OF COOPERATION**

**between**

**the JAPAN PATENT OFFICE - JPO**

**and**

**the INSTITUTO NACIONAL DA PROPRIEDADE INDUSTRIAL - INPI**

## 1. Objectives

1. The objective of this Memorandum of Cooperation is to further cooperation between the Japan Patent Office (JPO) and INSTITUTO NACIONAL DA PROPRIEDADE INDUSTRIAL (INPI)(hereinafter referred to as "the Offices") in the Industrial Property (IP) field, based on the responsibilities of the Offices.

2. Within the limits stated in this Memorandum of Cooperation, the Offices will cooperate for the improvement of IP protection, including transparent and streamlined procedures concerning IP and the public awareness of IP protection, which contributes to the promotion of the economic growth of Japan and Brazil.

## 2. Technical Cooperation

Specific focal areas of the technical cooperation in the IP field will include:

**(a) Information Exchange on IP Protection Systems and Practices:** Information exchange on laws, regulations, guidelines/manuals, and practices;

**(b) Use of Information Technology (IT):** Cooperation in the use of IT; In particular, provision by the JPO to INPI of access to the Advanced Industrial Property Network (AIPN) to make JPO's patent examination-related information available to INPI, and where appropriate, of support in the use of the AIPN;

**(c) Data Exchange:** Exchange of patent document data contained in the Offices' databases to the extent decided by the Offices;

**(d) Statistical Data Sharing:** Sharing of statistical data on IP administration to the extent decided by the Offices;

**(e) Information Dissemination:** Experience-sharing in the provision of IP information to the general public through communication means including the Internet;

**(f) Human Resource Development:** Training of personnel in Japan or Brazil for IP administration, including examination within the availability of resources;

**(g) Exchange of Experiences and Knowledge about the Role of the Offices:** Exchange of experiences and knowledge about the role of the Offices as official entities engaged in promoting policies for the development of the industry, technology and economy;

**(h) Exchange of Experiences on General Management:** Exchange of experience in general management of the Offices including human resources, qualification, finances, and quality control; and

**(i) Expert Missions and Other Visits:** Expert missions and other visits to discuss matters or carry out activities related to, *inter alia*, the items mentioned in the present paragraph, based on the need of the Offices and within the limit of the availability of resources.

### **3. Financial Resources**

The Offices will bear the travel expenses, daily allowances, and any further costs incurred by their respective staff members involved in the activities resulting from this Memorandum of Cooperation, subject to the availability of the required funds in the annual budgets of each Office.

### **4. Joint Committee**

A joint committee will be created with a view to discussing and carrying out the cooperation activities under the present Memorandum of Cooperation. The meetings of the joint committee will take place, on dates decided by the Offices, alternatively in Japan and in Brazil, based on the needs of the Offices and within the limit of the availability of resources.

### **5. Modifications**

This Memorandum of Cooperation may be modified by mutual consent of the Offices in writing.

### **6. Domestic Laws and Regulations**

The Cooperation activities under this Memorandum of Cooperation will be carried out in accordance with all the applicable laws and regulations in both countries.

### **7. Review**

The Offices will carry out, upon mutual consent, a review of the activities carried out under this Memorandum of Cooperation. The first review may be done before the end of the first year of the cooperation.

### **8. Duration and Termination**

(1). The cooperation under this Memorandum of Cooperation will last for two (2) years.

(2). Either Office may, at any time, notify the other of its intention to terminate the cooperation under this Memorandum of Cooperation. The cooperation will be terminated ninety (90) days after the date of the notification and will not affect the ongoing cooperation activities under this Memorandum of Cooperation, unless otherwise decided by the Offices.

### **9. Commencement of Cooperation**

The cooperation under this Memorandum of Cooperation will commence on the date when the signatures by the Offices are completed.

## 10. Consultation

Either Office will hold consultations with the other Office, where appropriate, on any issues that may arise in the course of cooperation under this Memorandum of Cooperation. In that process, the English version of this Memorandum of Cooperation will be primarily referred, as necessary.

Signed at (*city*)\_\_\_\_\_, (*date*)\_\_\_\_\_, by the Japanese side and at (*city*)\_\_\_\_\_, (*date*)\_\_\_\_\_, by the Brazilian side, in duplicate, in the Japanese, Portuguese and English languages.

For the Japan Patent Office - JPO

For the Instituto Nacional da Propriedade  
Industrial of Brazil - INPI

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Tetsuhiro Hosono  
Commissioner

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Jorge Avila  
President