
**Addendum 2 to
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Director, Radiocommunication Bureau

INTELLECTUAL PROPERTY RIGHTS (IPR) ISSUES

Recent collaborative discussions with ITU-T, ISO and IEC with regard to issues related to IPR have involved the development of a Common Patent Policy as well as aligned Patent Statement and Licensing Declaration forms and Common Patent Guidelines for ITU-T/ITU-R/ISO/IEC (see <http://www.itu.int/ITU-R/go/patents&lang=en>). The efforts made by the four entities to harmonize the policies and apply similar IPR approaches are greatly appreciated by the standards community.

Further collaboration is underway with the four entities on the development of a revision of the Common Patent Guidelines. A draft revised Guidelines for Implementation of the Common Patent Policy for ITU-T/ITU-R/ISO/IEC, which had been prepared by the World Standards Cooperation (WSC) Patent Task Force, indicated all the revisions proposed by ITU/ISO/IEC since the adoption of the Common Patent Guidelines in March 2007. The current discussions emphasize that it is important to further clarify the definition of “patent” and the concept of “essentiality”. It was agreed to continue to discuss these issues and further assess an appropriate and consistent way to address the terms “patent” and “essential patent” throughout the Guidelines. These discussions will be pursued in the TSB Director's Ad Hoc Group on IPR (see <http://www.itu.int/ITU-T/othergroups/ipr-adhoc/>) with a view to finalizing the revision of the Guidelines at the next meeting of the Group currently scheduled for November 2010.
