

GIPI/MDIC RESOLUTION NO. 7, OF AUGUST 4, 2023

Establishes the Technical Intelligence Group on Industrial Property within the scope of the Inter-ministerial Group on Intellectual Property (GIPI).

THE PLENARY OF THE INTERMINISTERIAL INTELLECTUAL PROPERTY GROUP, in the use of the powers conferred upon it by Decree No. 9,931, of July 23, 2019, and taking into account the provisions of Resolution No. 1, of October 22, 2019, of the Inter-ministerial Group on Intellectual Property, 2023, resolves:

Art. 1° The Technical Intelligence Group on Industrial Property is hereby established within the scope of the Inter-ministerial Group on Intellectual Property (GIPI), with the purpose of coordinating the selection, production and dissemination of studies, research, information and knowledge to support public policies, programs, projects and actions relevant to the federal government's performance on the subject of industrial property and the implementation of the National Intellectual Property Strategy.

Art. 2° In order to fulfill the objective described in art. 1, Technical Intelligence Group on Industrial Property is responsible for:

- I - preparing its work plan, which will contain the schedule of its activities;
- II - coordinating, proposing, promoting and developing studies and research on the subject of industrial property, based on strategic demands issued by the Inter-ministerial Group on Intellectual Property, on behalf of the members and participating invited organizations;
- III - structuring methodologies for studies and research involves the theme of industrial property; and
- IV - assessing, debating, consolidating and sharing existing national and international studies related to the theme of industrial property.

Art. 3° The Technical Intelligence Group will be composed of representatives of the following bodies and entities:

- I - Ministry of Development, Industry, Trade and Services;
- II - Ministry of Science, Technology and Innovation;
- III - Ministry of Health;
- IV - Ministry of Agriculture and Livestock;
- V - National Institute of Industrial Property;
- VI - Brazilian Agency for Industrial Development; and
- VII - Administrative Council for Economic Defense.

§ 1 The coordination of the Technical Intelligence Group will be the responsibility of the Brazilian Patent and Trademark Office.

§ 2 Each member of the Technical Intelligence Group will have an alternate, who will replace him in his absences and impediments.

§ 3 The members, holder and alternate, who will compose this Technical Group must be appointed by the representative of their respective body before the GIPI or by their top managers, in the case of the entities listed in items V to VII of this article, within 30 (thirty) calendar days from the date of entry into force of this Resolution; and designated by act of the Secretariat of Competitiveness and Regulatory Policy of the Ministry of Development, Industry, Commerce and Services.

§ 4. Other public or private bodies or entities or specialists may be invited to participate in discussions of the Technical Intelligence Group, whose contribution proves necessary and timely for the desired objectives.

§ 5 The members and alternates of the Technical Intelligence Group must sign a Secrecy and Confidentiality Agreement, as shown in the Annex, within fifteen days after the publication of the designation act, in order to ensure the non-sharing of personal, sensitive or confidential data and information to which they may have access as a result of their participation in this Technical Group.

§ 6 - Invited participants must sign a Secrecy and Confidentiality Agreement, in case the data and information accessed, made available in meetings or in interactions resulting from participation, are of a personal, sensitive personal or confidential nature.

§ 7. Each representative appointed to participate in this Technical Group shall act in their area of competence and technical knowledge, for the execution of the planned studies.

Art. 4° The Technical Intelligence Group will meet on an ordinary basis at least quarterly and on an extraordinary basis whenever convened by its coordinator.

§ 1 Meetings must be convened at least 7 working days in advance.

§ 2 Meetings shall be held with the presence of an absolute majority of its members.

§ 3 The deliberations of the Plenary shall be taken by a simple majority of those present, with the Coordinator having the right to a roll-call vote and, in the event of a tie, a casting vote.

Art. 5° The members of the Technical Intelligence Group may meet in person or by videoconference.

Art. 6° The Technical Intelligence Group shall prepare a work plan within thirty days after its constitution and the respective determination of guidelines by the GIPI collegiate and shall forward it to the GIPI Executive Secretary.

§ 1 The work plan must be approved by the Executive Secretary of GIPI within 30 (thirty) days of receipt.

§ 2 The Technical Intelligence Group will articulate its activities with priority actions and demands indicated by the Inter-ministerial Group on Intellectual Property (GIPI) for the implementation of the National Intellectual Property Strategy (ENPI).

§ 3 The work plan may be changed by consensus among the members of the Technical Intelligence Group and approval by the Executive Secretary of GIPI.

Art. 7° The products generated by the Technical Intelligence Group will be communicated by e-mail to the members of the Inter-ministerial Group on Intellectual Property (GIPI) and made available on the Internet, on the website < www.gov.br>, and may be presented at a plenary meeting of the GIPI, whenever requested.

Art. 8° The work of the Technical Group shall be completed within 1 (one) year from the date of entry into force of this Resolution.

Art. 9° Participation in the Technical Intelligence Group on Industrial Property will be considered a relevant public service, unpaid.

Art. 10° This Resolution enters into force on the date of its publication.

ANDREA PEREIRA MACERA

President of the Group Secretary of Competitiveness and Regulatory Policy