

IP MEDIATION: WHERE DOES UKRAINE STAND TODAY?



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IP Mediation-related Documents

- *Rules for Conducting Mediation in the Sphere of Intellectual Property*
- *Regulations on the Register of Mediators Involved in Intellectual Property Dispute Resolution*
- *Code of Professional Ethics*

UANIPIO Mediation Center

What Is It?

UANIPIO Mediation Center - a professional platform for resolving disputes through IP mediation, providing organizational and technical support for the IP mediation procedure.

The main tasks of the UANIPIO Mediation Center:

- raising awareness of IP mediation in Ukraine;
- supporting the development of mediation procedures in the IP sphere;
- facilitating the organization of mediation processes in IP dispute resolution;
- supporting the organization of training and capacity-building programs for IP mediators regarding mediation standards and procedures;
- fostering international cooperation on mediation issues with WIPO, other organizations, and national IP offices of foreign states.

Register of IP Mediators

The mediation process at the UANIPIO Mediation Center includes the following stages:

- 1 **PARTY/PARTIES SUBMIT A MEDIATION REQUEST TO THE CENTER.**
- 2 **THE CENTER REVIEWS THE REQUEST AND INVITES THE OTHER PARTY.**
- 3 **AN INFORMATION-CONSULTATION MEETING.**
- 4 **PARTIES SELECT A MEDIATOR FROM THE REGISTER OF IP MEDIATORS.**
- 5 **AN INTRODUCTORY MEETING WITH THE MEDIATOR.**
- 6 **SIGNING OF MEDIATION AGREEMENT.**
- 7 **MEDIATION PROCESS.**
- 8 **CONCLUSION OF SETTLEMENT AGREEMENT.**



Dukhovna Oksana



Havrylyuk Ruslana



Holdzitska Olha



Khymenko Bohdana



Ohneviuk Tetiana



Postryhan Tetiana



Potomkina Yuna (Iuna)



Romanadze Luiza

Register of IP Mediators - an electronic database maintained by Mediation Center. It contains information on mediators eligible to conduct IP mediations.

Currently, the Register includes about 18 mediators specializing in intellectual property, and it continues to expand.

Center has implemented the following projects

Discussion Club

Gatherings of professionals and experts interested in developing IP mediation as a conflict resolution method. The goal is to engage the professional community in dialogue and cooperation with the UANIPIO Mediation Center, attracting over 50 participants.



Research project

Launched a research project "Practice of Implementing IP Mediation: Study of Foreign Experience", aimed at examining foreign experience in IP mediation, raising awareness in Ukraine, supporting mediation development, and facilitating IP dispute resolution.



Media projects

Produced and published:

- videos about IP mediation services;
- video project "Case Simulation of IP Mediation: Poet vs. Blogger" (showcasing a simulated IP mediation case at the Mediation Center);
- series of 19 videos "Conflict Without Escalation: The Art of Mediation", where judges of Ukraine share their views on the importance of mediation for the justice system.



IP Mediation Talk

Launched a new format of regular meetings with mediators called IP Mediation Talk - an open space where mediators from the Register share knowledge and experience, discuss real cases, and jointly seek solutions to improve the effectiveness of IP mediation in Ukraine.



Myronivsky Hliboproduct (MHP) VS Creative agency Vandog Agency

Subject-matter of the dispute:

The founder of a creative agency accused a major agribusiness company of stealing the idea for a commercial. The company denied the allegation but admitted to certain ethical shortcomings.

Both parties decided to resolve the matter through the UANIPIO IP Office.

In accordance with the established procedure, and after jointly selecting a mediator from the Register of IP mediators, the parties reached a settlement through mediation.

Result of IP mediation:

The parties confirmed the absence of mutual claims and concluded an agreement on further cooperation. They also agreed on jointly developing recommendations to improve tender procedures in the marketing and creative industries.

This information is being disclosed publicly with the consent of both parties, who agreed to make the mediation process public.

First Public IP Mediation in Ukraine



VS

