



Tim Moss CBE and Sean Dennehey, Esq  
Intellectual Property Office  
Patents Directorate  
Concept House  
Cardiff Road  
Newport NP10 8QQ

via e-mail: Tim.Moss@ipo.gov.uk  
Sean.Dennehey@ipo.gov.uk

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Dear Tim and Sean

**Hague Convention on the Recognition and Enforcement of Foreign Judgments**

Ahead of the IP Federation's Council meeting on 13 October 2017, which you are kindly attending, I write to mention one discrete issue on which the IP Federation would appreciate your input.

The issue in question relates to the proposed draft Convention on the Recognition and Enforcement of Foreign Judgments, which we understand has been a work in progress for some time under the auspices of the Hague Conference on Private International Law.

The IP Federation has recently become aware that there is an on-going debate as to whether the proposed Convention, if it proceeds, should include intellectual property within its scope (which would mean that IP judgments from participating states would become enforceable internationally, at least in certain circumstances). We are however also aware that certain representative bodies (including, for example, the American Intellectual Property Law Association) have objected to the inclusion of intellectual property within the draft.

For our part, we are also of the view that intellectual property should not be within the scope of the Convention, since we believe this is unnecessary and risks causing considerable uncertainty. It may therefore be that the IP Federation will produce a more fulsome position paper on this issue in due course. However, in the first instance I wished simply to let you know the IP Federation's position, so that you might bear it in mind.

I also wished to enquire as to who within government has responsibility for the deciding and putting forward the UK's position in relation to the draft Convention, insofar as concerns intellectual property. This is because the IP Federation would be keen to provide input on this issue if there is the opportunity to do so. I should be very grateful if you would confirm the position.

Yours sincerely

James Horgan  
President, IP Federation



## **IP Federation members 2017**

The IP Federation represents the views of UK industry in both IPR policy and practice matters within the EU, the UK and internationally. Its membership comprises the innovative and influential companies listed below. The CBI, although not a member, is represented on the Federation Council, and the Council is supported by a number of leading law firms which attend its meetings as observers. It is listed on the joint Transparency Register of the European Parliament and the Commission with identity No. 83549331760-12.

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