

III. IP Issues in the Institute

As of 2012, NRICH does not have any departments in charge of ICH intellectual property rights nor does it have principles to address the issues of ICH intellectual property. However, with the greater importance being placed on ICH intellectual property, the NRICH conducted an academic research project on intellectual property rights in 2011. Detailed descriptions of the research project follow.

1) Title of project

Concepts of Intangible Cultural Heritage and Their Protection from the Perspective on the Intellectual Property Right

2) Responsible departments

Planning and Coordination Division and Research Division of Intangible Cultural Heritage

3) Background

As ICH has recently been used in various ways to make economic gains, issues regarding ICH ownership and interest sharing are being raised.

Various issues related to intellectual property rights manifest themselves in the course implementing documentation and inventory-making projects for safeguarding ICH

4) Overview

- To understand concepts of ICH, traditional knowledge, traditional cultural expressions, folklore, and intangible cultural property from the perspective of intellectual property rights
- To analyse the protection and limitation of patent rights, copyrights, and trademark rights of ICH

- To analyse international discussions on the ICH intellectual property rights focusing on international organisations such as UNESCO and WIPO
- To analyse regional discussions and relevant conventions
- To conduct a survey on and analysis of the legislative cases of each country
- To draw implications for discussions in Korea

5) Procedure

- To establish a research project →
- To launch a call for the research project and to select the research institute(s) →
- To monitor project performance →
- To organise a workshop on the research project →
- To submit the completed research project

6) Results of the research:

- Overview of the final report
- Significance of ICH and intellectual property rights
- Trends in international discussions
- Protection of ICH through intellectual property rights
- Protection of ICH through patent rights
- Protection of ICH through trademark rights
- Protection of ICH through geographical indication