

[Government letterhead]

Council for TRIPS  
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[Date]

Notification of compulsory licence to export under the Paragraph 6 System

Dear Sir or Madam,

[Name of exporting Member] has granted [a licence] [licences] to use the subject matter of a patent or patents solely for the purposes of production of [a pharmaceutical product] [pharmaceutical products] and [its][their] export under Article 31*bis* of the TRIPS Agreement, and the Annex and the Appendix to it. The details of the [licence] [licences] granted are as follows:

Name and address of the licensee(s): [ ]

Product(s) for which the licence(s) has/have been granted: [ ]

Quantity(ies) for which the licence(s) has/have been granted: [ ]

Country(ies) to which the product(s) is/are to be supplied: [ ]

Duration of the licence(s): [ ]

*OPTIONAL [Any other licence conditions not set out above] [Other information, such as the patent number(s)]*

The licensee will post information before shipment on the quantities being supplied to each destination and the distinguishing features of the product(s) [on the following website: [ ]]  
[on the WTO website dedicated to the Paragraph 6 System].

Yours faithfully,

[Name, position and signature  
of authorized government official]

## NOTES TO MODEL 3: EXPORTING MEMBER'S NOTIFICATION

This is the exporting Member's notification of the grant of a compulsory licence for export, including the conditions attached to it, as required under the Paragraph 6 System.

### **Who needs to make an exporting Member's notification?**

Any Member that exports under the System must make this notification for every compulsory licence that it issues under the System prior to export.

A notification is not required to export pharmaceutical products under the regional mechanism (see paragraph 3 of Article 31*bis* of the amended TRIPS Agreement).

If the medicines to be exported only form part of production under a compulsory licence that is issued predominantly for the supply of the domestic market, then there is no need to use the System at all, and consequently no notification is needed.

### **Can the exporting Member attach a copy of the compulsory licence(s) instead?**

Yes, as long as all the information listed in the model notification is included in the attachment. Other information, such as the patent number(s), can also be included.

### **Must the licensee set up its own website?**

No. The licensee may post the required information on its own website or, with the assistance of the WTO Secretariat, on the page of the WTO website dedicated to the System.

**Reference for this notification:** see paragraph 2(c) of the Annex to the amended TRIPS Agreement.