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A) Conduct a pilot study assessment of counterfeit medical product activities in the region and/or individual economies. This study should be conducted by an independent facilitator.

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- Study on extent of counterfeit problem should engage involvement of as wide a range of stakeholders as possible
  - Academics/universities – to do actual study
  - WHO IMPACT – to support/facilitate
  - PAHO/regional organisations – to support/facilitate
  - Health authorities
  - Health professionals (e.g. doctors, pharmacists)
  - Pharmaceutical manufacturers / brand owners
  - Law enforcement
  - Consumers
  - NGOs (e.g. OXFAM)

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- Initial study should be predicated on the 1992 WHO definition of “counterfeit medicines”

- Draw on experience of those countries that have already started on this initiative

- Explore sources of financial support for such studies – particularly international bodies (e.g. World Bank, OECD, APEC)?

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- Important for the results and findings of such studies to made known and shared, and acted upon by economies' authorities

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B) Coordinate with WHO IMPACT to develop strong legal frameworks within each APEC economy to combat counterfeit medical products leveraging recommendations contained in IMPACT´s “Principals and Elements for National Legislation Against Counterfeit Medical Products”. This legal framework should include a draft model Health Product Anti-Counterfeiting Act. The Act should include the establishment of a special investigator for counterfeit medical products.

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- Legislation on counterfeit medical products, whether in national/federal laws or in local laws, must be consistent and, andbetter coordination of action by local authorities

- Make clear in law that offences relating to counterfeit medical products are serious since they endanger human life and affect public health, and should not be considered the same as IPR violations relating to other counterfeit goods. Criminal penalties for offences relating to counterfeit medical products should be comparable to serious crimes (e.g. homicide, drug trafficking)

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- The model legislation should serve as a benchmark/guidance, possibly to help achieve certain degree of international harmonisation/standardisation, but for the individual countries to implement according to their respective local situation

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- To have specialists or investigative units with emphasis/specialisation to support the authorities in enforcing laws on medical products (including counterfeit medical products as well as other illegal medical products)
  - Important to consider adequate training on health issues for law enforcers and investigators

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C) Enhance judicial training programs sponsored by APEC, including increased education for judges on the extent of the counterfeit medical product problem, and increased foreign judges exchanges

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- Increase awareness of judges to understand the nature of counterfeit medical products, and how they are different from other forms of counterfeit infringements, so that they better understand and are able to exercise their judicial authority in sentencing more appropriately (IPR awareness?)
  - Draw on experience of those countries that have already started on this initiative
- Increase awareness of legislators to better appreciate the seriousness of the problem of counterfeit medical products – so that they can make more appropriate laws to address this problem

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- Training for enforcement officials to better understand the administrative process and implementation of the relevant laws
- Increase education and awareness of consumers about the dangers of using counterfeit medical products
  - Promote safe practices (e.g. buy only from reliable & trusted sources)
  - Maximise exposure of message through the mass media, educational institutions

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- Review and improve enforcement process – to make full use of all legislative tools available (whether in health laws or intellectual property laws) to improve effectiveness of border controls and enforcement