



Status of Geospatial Data Licensing in the Philippines

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OUTLINE OF PRESENTATION

- **Legal Basis for the Licensing of Geospatial Data**
- **Experiences on Geospatial Data Licensing in the Philippines**
- **Other policy issuance related to geospatial data licensing, related issues and initial recommendations**

Legal Basis for the Licensing of Geospatial Data

- **REPUBLIC ACT NO. 8293**, entitled, **“AN ACT PRESCRIBING THE INTELLECTUAL PROPERTY CODE AND ESTABLISHING THE INTELLECTUAL PROPERTY OFFICE, PROVIDING FOR ITS POWERS AND FUNCTIONS, AND FOR OTHER PURPOSES”**
- **REPUBLIC ACT NO. 10327**, entitled, **“AN ACT AMENDING CERTAIN PROVISIONS OF REPUBLIC ACT NO. 8293, OTHERWISE KNOWN AS THE “INTELLECTUAL PROPERTY CODE OF THE PHILIPPINES“, AND FOR OTHER PURPOSES**

Legal Basis for the Licensing of Geospatial Data

- **REPUBLIC ACT NO. 10055** entitled, **“AN ACT PROVIDING THE FRAMEWORK AND SUPPORT SYSTEM FOR THE OWNERSHIP, MANAGEMENT, USE AND COMMERCIALIZATION OF INTEILECTUAL PROPERTY GENERATED FROM RESEARCH AND DEVELOPMENT FUNDED BY GOVERNMENT AND FOR OTHER PURPOSES”**
- **REPUBLIC ACT NO. 9184**, entitled, **“AN ACT PROVIDING FOR THE MODERNIZATION, STANDARDIZATION AND REGULATION OF THE PROCUREMENT ACTIVITIES OF THE GOVERNMENT AND FOR OTHER PURPOSES”**

Experiences on Geospatial Data Licensing in the Philippines

1. Government Acquisition of Satellite Imagery From Satellite Image Data Provider

- 1st Government Office (Licensee) acquiring the data has higher acquisition cost of satellite imagery (i.e., versus the 2nd Government Office (licensee));
- 2nd Government Office (Licensee) acquiring the same data set has lesser or discounted acquisition cost;
- Does not allow use of satellite data by other government offices (no license), i.e., per terms in the Memorandum of Agreement.

Experiences on Geospatial Data Licensing in the Philippines

2. Government allows a foreign distribution entity to distribute data products

- Prior consultation with concern government offices were conducted before a decision was reach to forge an agreement with the foreign distribution entity.
- The government agency signs a Memorandum of Agreement with the foreign entity to distribute digital geospatial data products.
- The government agency receives royalties from the foreign distribution entity

Other policy issuance related to geospatial data licensing, related issues and initial recommendations

- Open Data Policy of the Philippine Government (JOINT MEMORANDUM CIRCULAR NO. 2015-01)
- Absence of Open Data Licensing
- Pursue the formulation of a Memorandum Circular for Open Data Licensing with the Intellectual Property Office spearheading.

THANK YOU ...