

SHUBHRA RANJAN IAS STUDY

One Stop for Civil Services Examinations

32B, Upper Ground, Pusa Road, Near Karol Bagh Metro (Metro Pillar: 122), Delhi 110005

Telephone : 011 45612719 / 9910812719. Website: shubhrranjan.com

- US not only want this concept to be done away with, it also wants a liberal IPR regime which allows evergreening of patents.
- **Indian Patent Act** allows protection of both product and process, but it **allows patent only when there is enhanced efficacy of the substance**.

Visa problem

- India is the largest user of H1B visas (67.4% of the total H1B visas issued in FY14 went to Indians) and is also among the largest users of L1 visas (Indians received 28.2% of the total L1 visas issued in FY14). India is likely to pursue bilateral discussions over the issue, but as last resort it may head to WTO if nothing comes out.
 - **What is H-1B visa: a non-immigrant visa** that allows US companies to employ foreign workers in specialty occupations that require theoretical or technical expertise in specialized fields such as in architecture, engineering, mathematics, science, and medicine **for up to six years**.
 - **Why do H-1B visa woes continue?** The Hindu
- **Shyam Saran:**
 - Since issuance of visas is considered to be **an immigration issue** and **not a trade issue**, one cannot take the suspension to the WTO dispute settlement mechanism. What we can do is to **highlight the fact that** this is a partnership in which both parties gain.
 - Indian IT services contribute to enhancing the global competitiveness of U.S. companies,
 - Indian IT companies are providing significant employment in their operations to U.S. citizens, and
 - U.S. tech companies in India are some of the most profitable in the world.
 - Furthermore, in negotiating with the U.S. on this issue, we should **leverage** the fact that India is a growing market for U.S. products and services, in particular for defence hardware and technology. There should be some element of trade-off.
 - Indian IT companies should also adapt to the changed situation by diversifying markets away from the heavy dependence on the U.S.
- A newly released **World Bank report on global migration shows - In skilled migration worldwide, busiest route is India to US**. Nearly 12 lakh skilled migrants from India to the US in 2010, compared to nearly 3 lakh from the Philippines to Canada. (July 2018)

C Raja Mohan on challenges in Trade relations under Trump Administration (May 2018):

- Amidst Trump's growing challenges to India on trade and immigration issues, Delhi's claims that it is in 'compliance with the WTO' or its insistence on 'free movement of labour' into America appear utterly innocent of the new dynamics shaping Trump's demand for rewriting the trade rules and opposition to open borders.
- At Wuhan, China has shown it is taking Trump seriously and finding ways to manage the multiple uncertainties generated by him. India appears miles away from constructing a coherent strategic response that will take advantage from some of Trump's policies while limiting the damage from others.