



TRIPS Transparency Provisions

Lessons from e-TRIPS

TRIPS Council



Article 68

Council for Trade-Related Aspects of Intellectual Property Rights

The Council for TRIPS shall monitor the operation of this Agreement and, in particular, Members' compliance with their obligations hereunder, and shall afford Members the opportunity of consulting on matters relating to the trade-related aspects of intellectual property rights. It shall carry out such other responsibilities as assigned to it by the Members, and it shall, in particular, provide any assistance requested by them in the context of dispute settlement procedures. In carrying out its functions, the Council for TRIPS may consult with and seek information from any source it deems appropriate. In consultation with WIPO, the Council shall seek to establish, within one year of its first meeting, appropriate arrangements for cooperation with bodies of that Organization.



TRIPS Transparency Tools



Notifications

- Members' IP laws
- Checklist on enforcement measures
- Contact points for cooperation

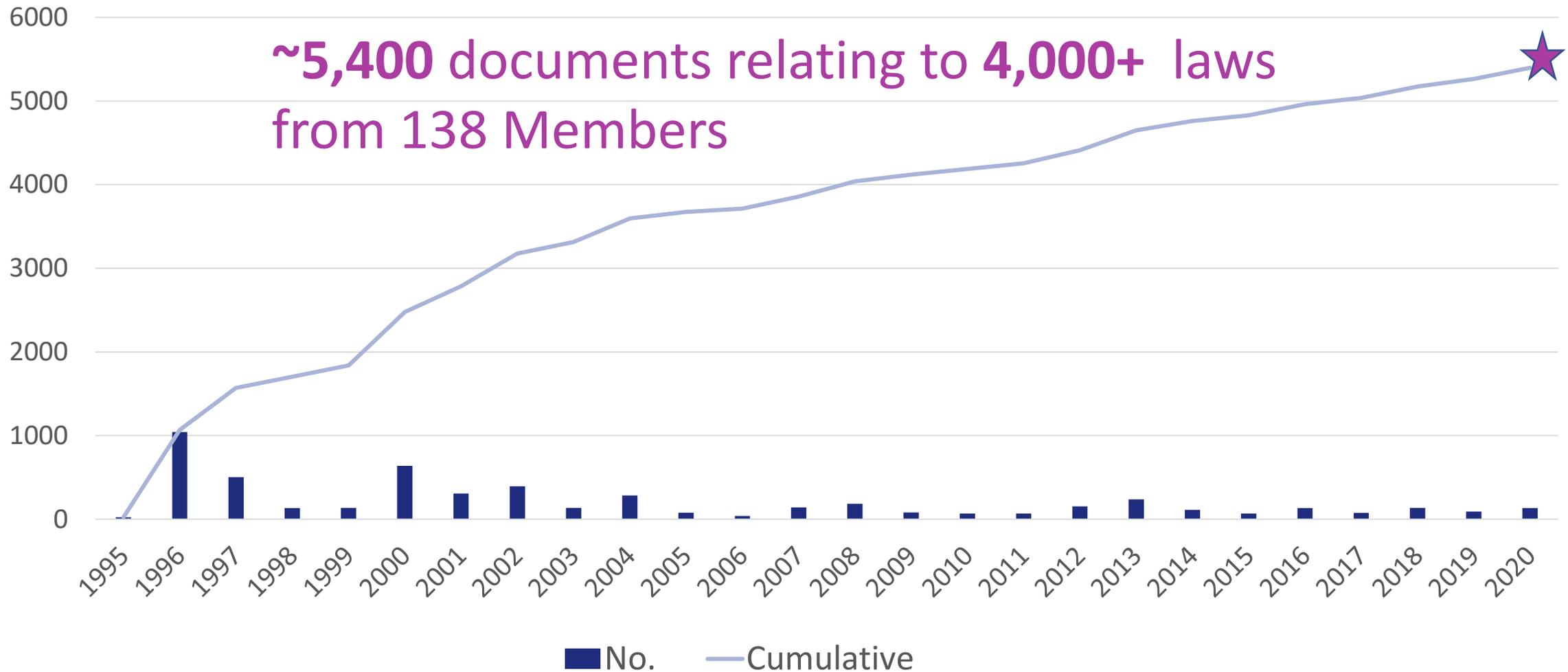
Reviews

- Members' IP laws
- Geographical indications (checklist)
- Biotech patenting and related questions (checklist)
- Implementation of TRIPS

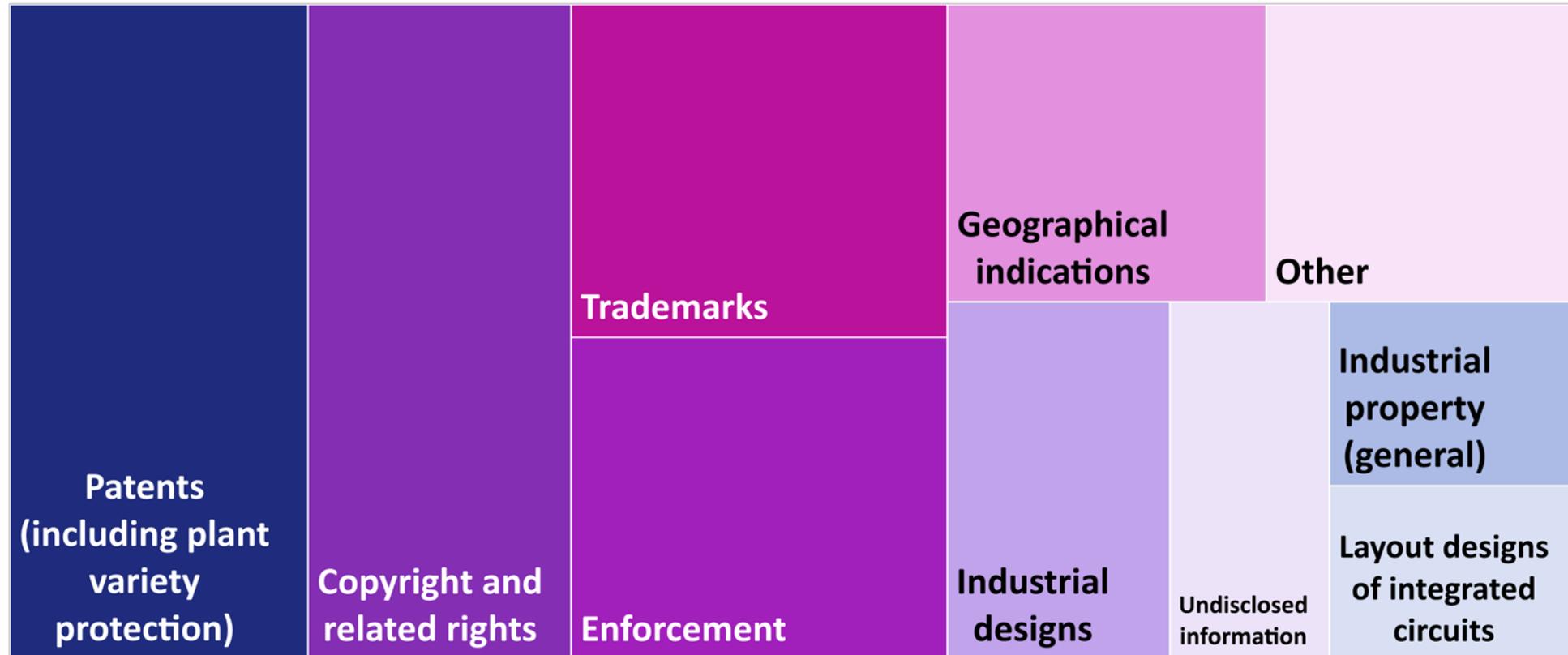
Reports

- Technical assistance programs
- Technology transfer for LDCs

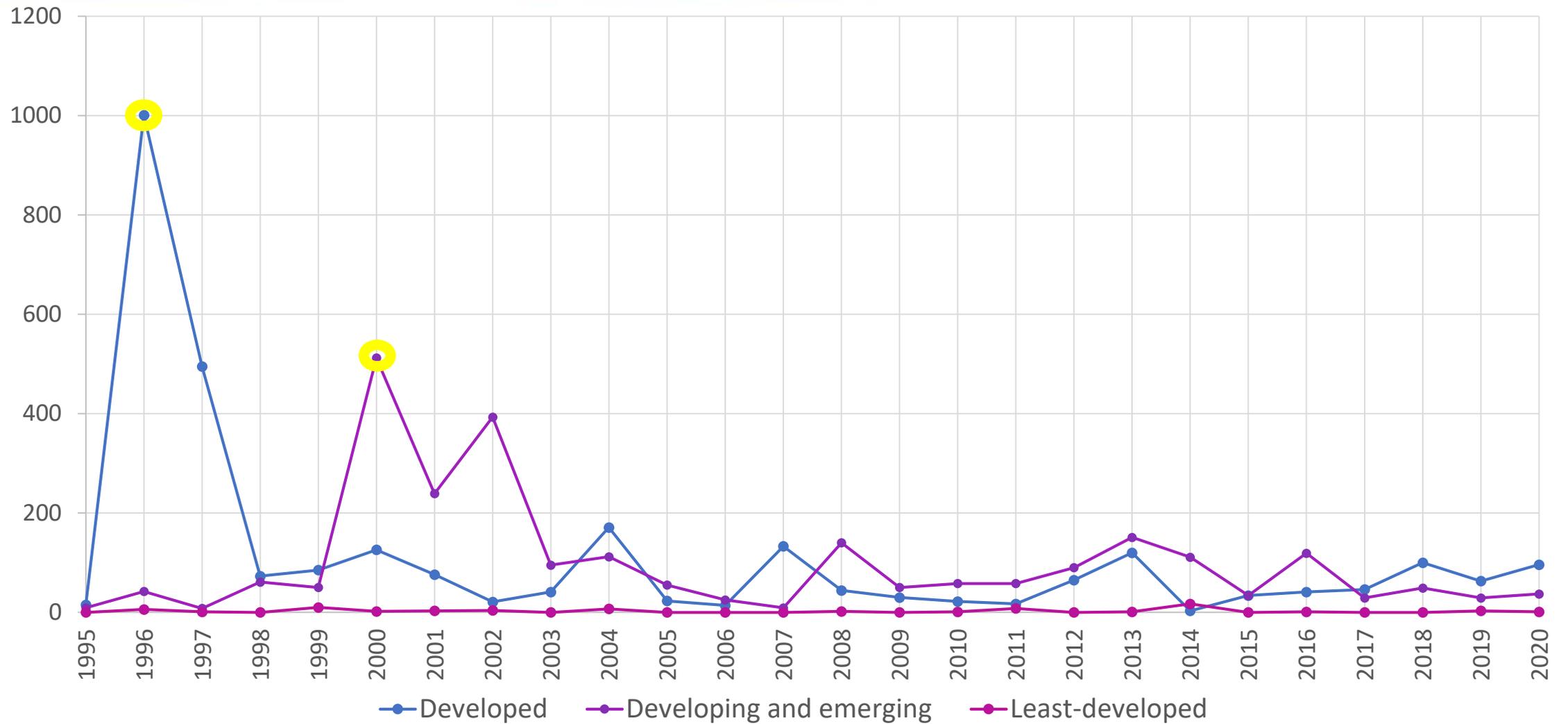
Notified IP Laws



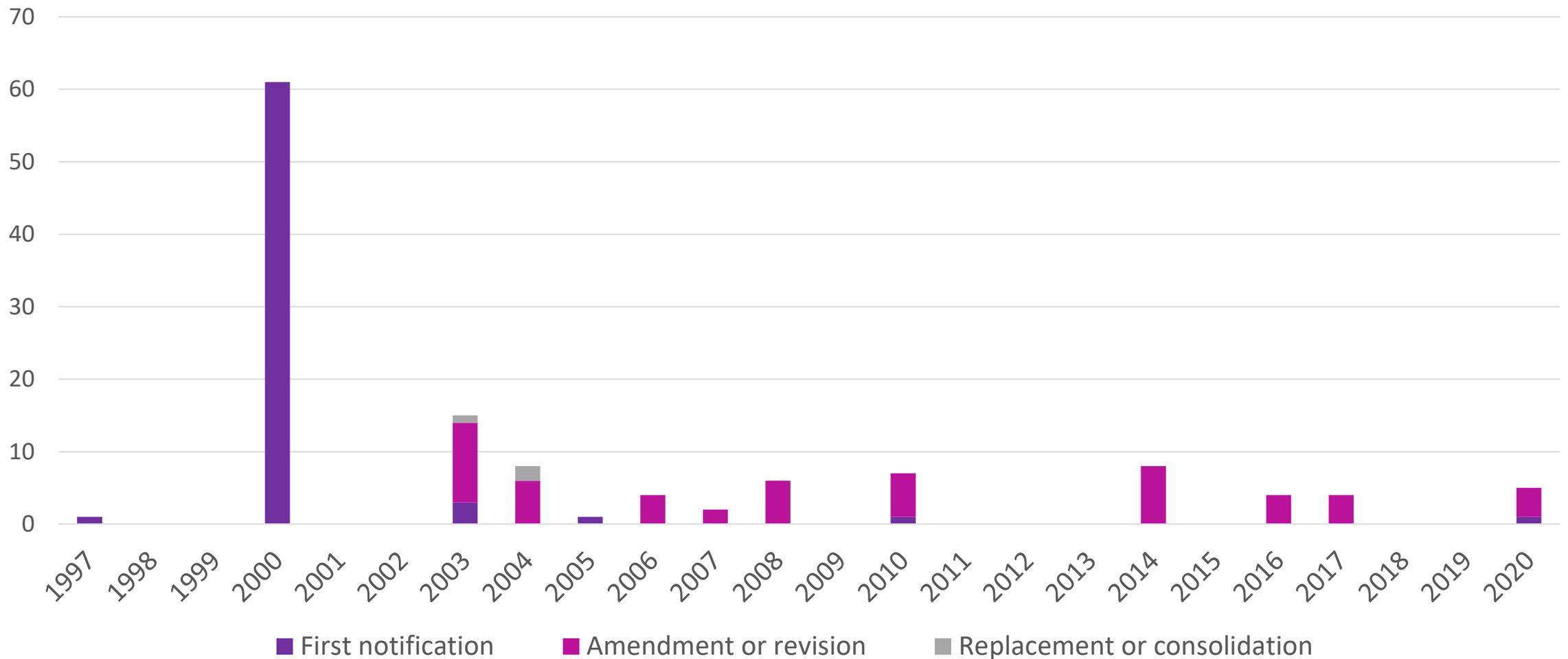
Notified IP Laws



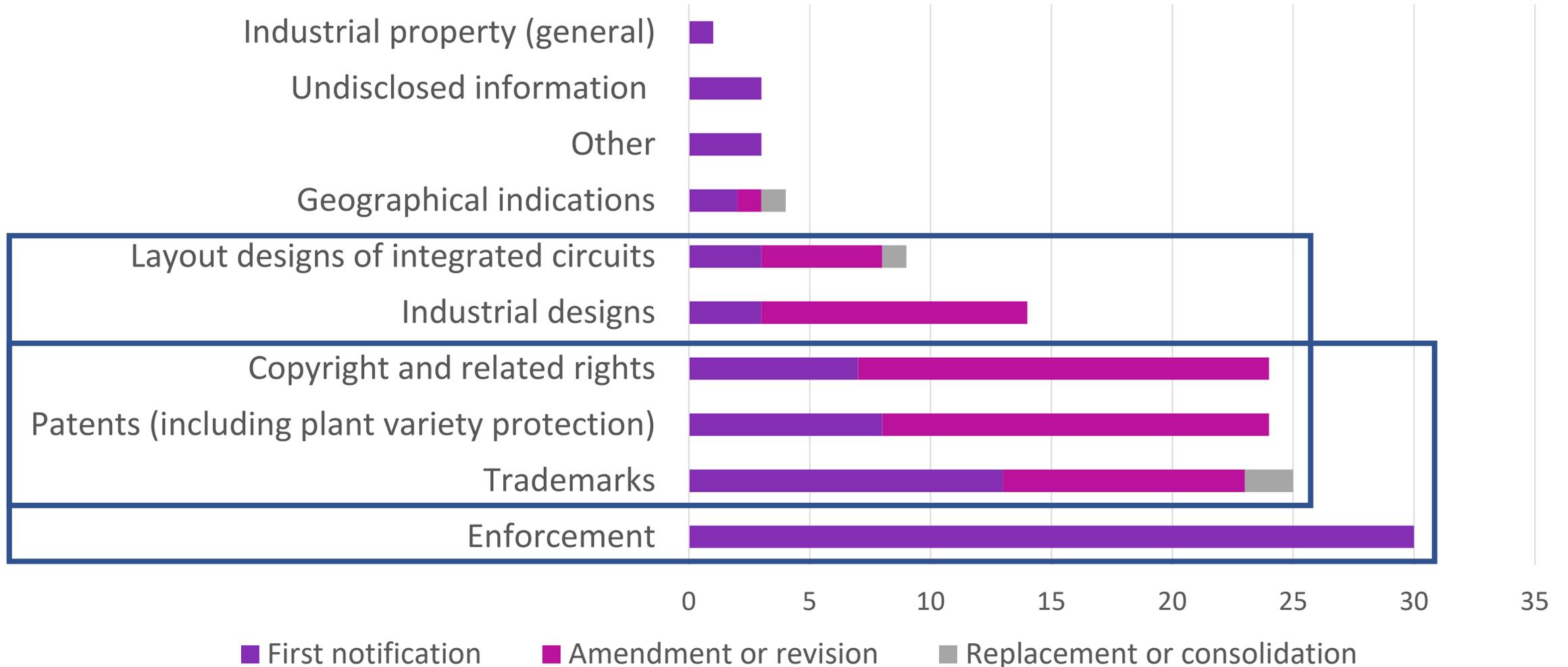
Notified IP Laws



Notified IP Laws Hong Kong, China



Notified IP Laws Hong Kong, China



TRIPS Transparency Tools



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- Members' IP laws
- Checklist on enforcement measures **112**
- Contact points for cooperation

Reviews

- Members' IP laws **37**
- Geographical indications (checklist)
- Biotech patenting and related questions (checklist) **27**
- Implementation of TRIPS

Reports

- Technical assistance programs
- Technology transfer for LDCs

Checklist responses



Member	Question 21. In respect of which infringements of which intellectual property rights are criminal procedures and penalties available?
Albania IP/N/6/ALB/1 18/04/2001	Criminal procedures and penalties are available in respect of Articles 147, 148, 149 of the Criminal Code and Article 50 of Copyright Law, which deal with infringement of copyright, plagiarism, piracy.
Antigua and Barbuda IP/N/6/ATG/1 28/11/2001	An offence of trademark infringement is committed under section 23 of the Trade Marks Bill. The detailed provision of this enactment can be summarised as applying when there has been unauthorised use of a registered trademark (or of a mark likely to be mistaken for such a mark) by way of application of such mark to goods or to their packaging, or by the sale, possession, custody or control of such goods, or where such mark, or where a person has possession, custody or control of such goods, or where such mark is applied to labelling or packaging
Argentina IP/N/6/ARG/1 04/12/2002	Under Article 75 of the Patents and Utility Models Law, fraud concerning inventors' rights is deemed to be counterfeiting. Article 76 extends this offence to anyone who: - Produces or orders the production of one or more articles in breach of the rights of the holder of the patent or utility model; - imports, sells, places on sale or markets or displays or introduces into the territory of the Argentine Republic one or more articles in breach of the rights of the holder of the patent or utility model. Under Article 77, the following are liable to the offence of
Armenia IP/N/6/ARM/1 04/06/2004	According to the Criminal Code of the Republic of Armenia, Article 18, an action specified by the mentioned Code that is deliberately performed and is dangerous to society shall be considered as a crime. Only in relation to those actions mentioned in the Criminal Code, Articles 158, 159, and 197 on intellectual property, shall intellectual property right infringements be considered to be criminal. Refer to the answer to question 24 for the text of these Articles of the Criminal Code.

Thank you

Access Members' IP laws,
checklist responses, and more:

<http://e-trips.wto.org>

Contact us with questions:

e-trips@wto.org

