

# WORLD TRADE ORGANIZATION

IP/N/1/EST/1/Add.1  
2 March 2004

(04-0929)

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**Council for Trade-Related Aspects of  
Intellectual Property Rights**

Original: English

## **NOTIFICATION OF LAWS AND REGULATIONS UNDER ARTICLE 63.2 OF THE AGREEMENT**

ESTONIA

### Addendum

By means of communications from its Delegation dated 21 December 2000, 13 February , 27 March and 14 December 2001, and 26 February 2002, Estonia has supplemented its initial notification (see document IP/N/1/IND/1), under Article 63.2 of the Agreement, as follows:

- The "main laws and regulations" are submitted in the original language and in an unofficial English translation and are listed in Annex I.
- "Other laws and regulations" are submitted in the original language and are listed in Annex II.

## ANNEX I

### MAIN DEDICATED INTELLECTUAL PROPERTY LAWS AND REGULATIONS

- Geographical Indications Protection Act<sup>1</sup>  
(Adopted on 15 December 1999; entry into force on 10 January 2000.)
- Copyright Act's Amendment Act,  
(Adopted on 27 September 2000; entry into force on 22 October 2000.)  
(The submitted text is the amended version of the Copyright Act, i.e. the amendments made by the Copyright Act's Amendment Act have been incorporated into the Copyright Act which has been adopted on 11 November, 1992 and entered into force on 12 December 1992.)<sup>2</sup>
- Competition Act<sup>3</sup>  
(Adopted on 5 June 2001)

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<sup>1</sup> See document IP/N/1/EST/G/1.

<sup>2</sup> See document IP/N/1/EST/C/2.

<sup>3</sup> See document IP/N/1/EST/O/2.

**ANNEX II**  
**OTHER LAWS AND REGULATIONS**

| <b>TITLE<br/>DATE OF ADOPTION AND ENTRY<br/>INTO FORCE</b>   | <b>BRIEF DESCRIPTION</b>   |
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| <p><b>Protection of undisclosed information</b></p> <p><u>Plant Protection Act</u></p> <p>Adoption: 15 March 2000.</p> <p>Entry into force: 1 January 2001.</p> <p><b>Copyright and related rights</b></p> <p><u>Act Amending the Copyright, Commercial Lease and Consumer Act</u></p> <p>Passed on 16 May 2000.</p> <p><b>Patents</b></p> <p><u>Patent Attorney Act</u></p> <p>Passed on 21 February 2001.</p> <p><u>Government Regulation on Establishing the Patent Attorney Register and Confirming the Statutes of the Register of 7 August 2001.</u></p> <p><u>Regulation of the Minister of Economic Affairs on the Statutes of the Patent Attorney Professional Qualifications Committee of 19 April 2001.</u></p> | <p>The Plant Protection Act provides the plant health requirements and the bases for ensuring the safety of plant protection products for human and animal health and the environment. The Act regulates the organization of plant health protection in Estonia and stipulates the requirements applicable to plant protection products, including the requirements applicable to the registration of plant protection products in the State register.</p> <p>The Act extends the possibilities contained in each of the laws to prevent the sale and dissemination of pirated and counterfeit goods.</p> <p>The Act provides legal basis for the profession of a patent attorney.</p> <p>The Regulation establishes the patent attorney register and stipulates the statutes of the register.</p> <p>The Regulation stipulates the statutes of the patent attorney professional qualifications committee.</p> |

| <p style="text-align: center;"><b>TITLE</b><br/><b>DATE OF ADOPTION AND ENTRY</b><br/><b>INTO FORCE</b></p>  | <p style="text-align: center;"><b>BRIEF DESCRIPTION</b></p>  |
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| <p><u>Regulation No. 70 of the Minister of Economic Affairs of 23 October 2001 Amending the Minister of Economic Affairs Regulation No. 41 of 25 November 1998 "Establishment of Procedure for Filing International Patent Application with Patent Office".</u></p> <p><b>Trademarks</b></p> <p><u>Act Amending the Advertising Act.</u></p> <p>Passed on 1 May 2001.</p> <p><u>Regulation of the Minister of Economic Affairs Amending the Regulation on Confirming the Statutes of the Trademark Gazette of 7 June 2001.</u></p> <p><u>Regulation of Minister of Finance on Procedure for Transfer of Seized Counterfeit Clothing and Footwear to Health Care or Social Welfare Institutions of 31 August 2001.</u></p> <p><b>Special requirements related to border measures</b></p> <p><u>Prevention of Import and Export of Goods Infringing Intellectual Property Rights Act.</u></p> <p>Passed on 6 June 2001.</p> <p><u>Act Amending the Acts Related to the Prevention of Import and Export of Goods Infringing Intellectual Property Rights Act.</u></p> <p>Passed on 6 June 2001.</p> | <p>Annexes 1 and 2 to the 25 November 1998 Regulation are replaced by new ones.</p> <p>The Act provides a new section on comparative advertising.</p> <p>The Regulation amends the statutes of the Trademark Gazette.</p> <p>The Regulation establishes the procedure for delivering confiscated clothing and shoes from which prohibited signs have been removed to State-owned health care or social welfare institutions.</p> <p>The Act stipulates the prohibition in the course of customs control of the export and import of goods infringing intellectual property rights. The Act provides the definition for goods infringing intellectual property rights and establishes the procedures for suspending and giving opinion on suspected goods.</p> <p>The Act amends the Criminal Code, the Administrative Offence Code, the Trademark Act and the Copyright Act.</p> |

| <p style="text-align: center;"><b>TITLE<br/>DATE OF ADOPTION AND ENTRY<br/>INTO FORCE</b></p>  | <p style="text-align: center;"><b>BRIEF DESCRIPTION</b></p>  |
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| <p><u>Government of the Republic Regulation No. 280 of 28 August 2001 on the Procedure for Giving Opinion on Suspected Goods.</u></p>  | <p>The Regulation lays down the procedure for the right holder for giving a written opinion on suspected goods.</p>  |
| <p><b>Control of anti-competitive practices in contractual licences</b></p>  |  |
| <p><u>Government Regulation on Granting Block Exemptions on Technology Transfer Agreements of 25 September 2001.</u></p>   | <p>The Regulation provides block exemptions for certain categories of technology transfer agreements.</p>  |
| <p><u>Government Regulation on Granting a Permission to Enter into Agreements of Certain Categories which Restrict or May Restrict Free Competition (Block Exemptions) of 25 September 2001.</u></p> | <p>The Regulation provides block exemptions for certain categories of restrictive agreements:</p> <ol style="list-style-type: none"> <li>1) franchise agreements;</li> <li>2) exclusive purchasing agreements;</li> <li>3) exclusive distribution agreements;</li> <li>4) motor vehicles distribution and servicing agreements.</li> </ol> |
| <p><u>Government Regulation on Granting Block Exemptions on Specialization, Research and Development Agreements of 25 September 2001.</u></p>  | <p>The Regulation provides block exemptions for certain categories of specialization, research and development agreements.</p>   |

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