



19 December 2019

(19-8802)

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

Original: English/French

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

CANADA: COLLEGE OF PATENT AGENTS AND TRADE-MARK AGENTS ACT

Notifying Member	CANADA
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Details of the notified legal text

Title	College of Patent Agents and Trade-mark Agents Act
Subject matter	Trademarks; Patents (including plant variety protection)
Nature of notification	<input type="checkbox"/> Main dedicated intellectual property law or regulation <input checked="" type="checkbox"/> Other law or regulation
Link to legal text*	https://ip-documents.info/2019/IP/CAN/19_7249_00_e.pdf
Notification status	<input checked="" type="checkbox"/> First notification <input type="checkbox"/> Amendment or revision to notified legal text <input type="checkbox"/> Replacement or consolidation of notified legal text(s)
Previous notification(s) referred to	Not applicable
Brief description of the notified legal text	
<p>The College of Patent Agents and Trade-mark Agents Act establishes the College of Patent Agents and Trade-mark Agents, which is to be responsible for the regulation of patent agents and trade-mark agents in the public interest. The College of Patent Agents and Trade-mark Agents Act, among other things,</p> <ul style="list-style-type: none">• requires that individuals obtain a licence in order to act as patent agents or trade-mark agents and that licensees comply with a code of professional conduct;• authorizes the College's Investigations Committee to receive complaints and conduct investigations into whether a licensee has committed professional misconduct or was incompetent;• authorizes the College's Discipline Committee to impose disciplinary measures if it decides that a licensee has committed professional misconduct or was incompetent; and• creates new offences of claiming to be a patent agent or trade-mark agent and unauthorized representation before the Patent Office or the Office of the Registrar of Trade-marks.	
Language(s) of notified legal text	English, French

Entry into force	13 December 2018 (although not all provisions are in force)
Other date	

Notification details

Submission date of notification	27 September 2019
Other information	<p>IP/N/1/CAN/24 (Bill C-86) enacts the <i>College of Patent Agents and Trade-mark Agents Act</i></p> <p>Bill C-86 (see Subdivision D of Division 7 of Part 4): https://www.parl.ca/DocumentViewer/en/42-1/bill/C-86/royal-assent</p> <p><i>College of Patent Agents and Trade-mark Agents Act</i>: https://laws-lois.justice.gc.ca/eng/acts/C-33.7/FullText.html</p>
Agency or authority responsible	<p>Innovation, Science and Economic Development Canada Patent Policy Directorate</p> <p>235 Queen Street Ottawa, Ontario K1A 0H5 Canada Telephone: 343-291-3783</p> <p>Innovation, Science and Economic Development Canada Copyright and Trademark Policy Directorate</p> <p>235 Queen Street Ottawa, Ontario K1A 0H5 Canada Telephone: 343-291-3163</p>

* Links are provided to texts of laws and regulations notified under the TRIPS Agreement in the form supplied by the Member concerned; the WTO Secretariat does not endorse or revise their content.