



3 August 2022

(22-5814)

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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 TRIPS AGREEMENT**

TONGA: PROTECTION AGAINST UNFAIR COMPETITION ACT -  
CHAPTER 17.11 - 2020 REVISED EDITION

|                         |       |
|-------------------------|-------|
| <b>Notifying Member</b> | TONGA |
|-------------------------|-------|

**Details of the notified legal text**

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|---|--|
| <b>Title</b>  | Protection Against Unfair Competition Act – Chapter 17.11 - 2020 Revised Edition   |
| <b>Subject matter</b>   | Undisclosed information  |
| <b>Nature of notification</b>   | <input checked="" type="checkbox"/> Main dedicated intellectual property law or regulation<br><input type="checkbox"/> Other law or regulation   |
| <b>Link to legal text*</b>  | <a href="https://ip-documents.info/2022/IP/TON/22_4410_00_e.pdf">https://ip-documents.info/2022/IP/TON/22_4410_00_e.pdf</a>  |
| <b>Notification status</b>  | <input type="checkbox"/> First notification<br><input type="checkbox"/> Amendment or revision to notified legal text<br><input checked="" type="checkbox"/> Replacement or consolidation of notified legal text(s) |
| <b>Previous notification(s) referred to</b>   | <a href="#">IP/N/1/TON/O/1</a>   |
| <b>Brief description of the notified legal text</b>   |  |
| <p>An Act to make provision for the protection against unfair competition and for other matters connected therewith or incidental thereto.</p> <p>This Act provides for the protection of undisclosed information. The acquisition or use of secret information without the consent of the person lawfully in control of that information and contrary to honest commercial practices constitutes an act of unfair competition, for which any person damaged or likely to be damaged by this is entitled to remedies. The unfair commercial use or disclosure of secret tests or other data relating to the pharmaceutical or agricultural chemical products using new chemical substances and which have been submitted to a competent authority for marketing approval also constitutes an act of unfair competition.</p> |  |
| <b>Language(s) of notified legal text</b>   | English  |
| <b>Entry into force</b>   | 1 September 2008   |
| <b>Other date</b>   |  |

**Notification details**

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| <b>Submission date of notification</b> | 29 June 2022   |
| <b>Other information</b>               |  |
| <b>Agency or authority responsible</b> | Ms Distaquaine Tu'ihalama<br>Chief Executive Officer<br>Ministry of Trade and Economic Development<br>P.O. Box 110<br>Nuku'alofa<br>Tonga<br><br>Telephone: +(676) 7400105<br>Telefax: +(676) 23887<br><br>E-mail: <a href="mailto:ceo@mted.gov.to">ceo@mted.gov.to</a><br>Website: <a href="http://www.mted.gov.to">www.mted.gov.to</a> |

\* 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.