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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**

UKRAINE: LAW OF UKRAINE NO 815-IX "ON AMENDMENTS TO CERTAIN LEGISLATIVE ACTS
OF UKRAINE ON STRENGTHENING THE SECURITY AND PROTECTION OF RIGHTS TO
TRADEMARKS AND INDUSTRIAL DESIGNS AND COMBATING PATENT ABUSE"

Notifying Member	UKRAINE
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Details of the notified legal text

Title	Law of Ukraine No 815-IX "On Amendments to Certain Legislative Acts of Ukraine on Strengthening the Security and Protection of Rights to Trademarks and Industrial Designs and Combating Patent Abuse"
Subject matter	Trademarks; Industrial designs
Nature of notification	<input checked="" type="checkbox"/> Main dedicated intellectual property law or regulation <input type="checkbox"/> Other law or regulation
Link to legal text*	https://ip-documents.info/2020/IP/UKR/20_5865_00_e.pdf https://ip-documents.info/2020/IP/UKR/20_5865_00_x.pdf
Notification status	<input type="checkbox"/> First notification <input checked="" 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	IP/N/1/UKR/1

Brief description of the notified legal text

The Law introduced the following changes regarding trademarks:

- clarifies the grounds for refusal to register the trademarks and its invalidation;
- provides the possibility of registration for a collective trademark;
- clarifies the procedure for granting legal protection to trademarks under international registrations (according to the Madrid system);
- strengthens sanctions (penalties) for trademarks infringements;

regarding industrial designs:

- introduces additional criteria for industrial design protection (individual character);
- provides the possibility of legal protection for unregistered industrial designs;
- sets the total term of validity - no more than 25 years (instead of 15 years);
- changes the type of protective document (certificate instead of the patent);
- provides for the post-grant opposition procedure for revocation of industrial design certificates to the Appeals Chamber (fight against the so-called «patent abuse»).

Language(s) of notified legal text	English, Ukrainian
Entry into force	16 August 2020
Other date	Adoption: 21 July 2020

Notification details

Submission date of notification	23 September 2020
Other information	https://zakon.rada.gov.ua/laws/show/815-20#
Agency or authority responsible	Ministry for Development of Economy, Trade and Agriculture of Ukraine

* 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.