

INTELLECTUAL PROPERTY RIGHTS

Pradipta Banerjee, Ph.D.
Dept. of Biochemistry & Plant Physiology, MSSSoA



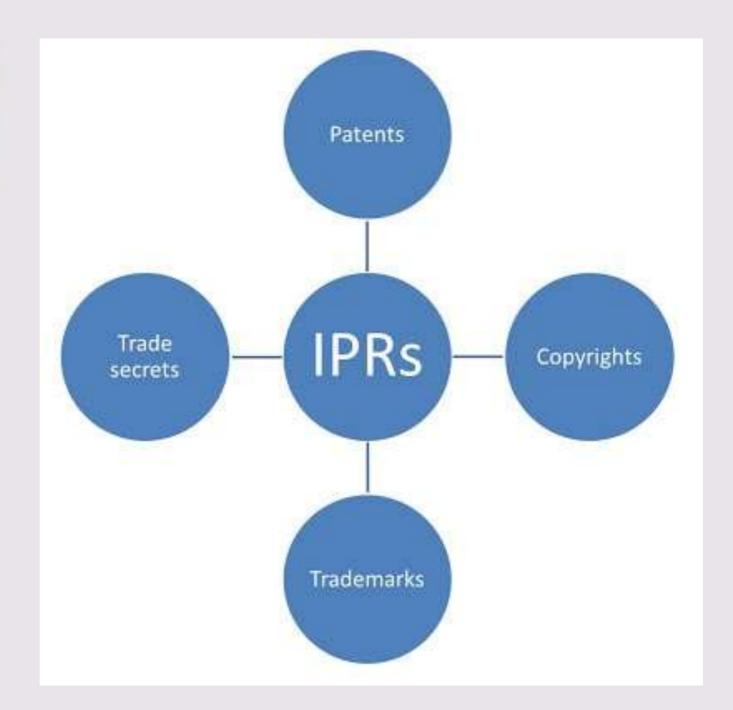
Tangible property:

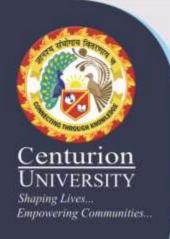
- a) Movable
- b) Immovable

Intangible property:

- a) Intellectual
- **>**Patent
- **>** Copyright
- ➤ Industrial design
- >Trade
- b) Right to individual reputation
- c) Securities

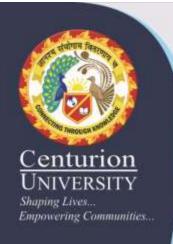






GATT

- ❖It was a **free trade agreement between 23 countries** that eliminated tariffs and increased international trade. It was the first worldwide multilateral free trade agreement.
- Membership increased to 100 countries in 1993.
- ❖It ended when it was replaced by the more robust World Trade Organization.



WTO

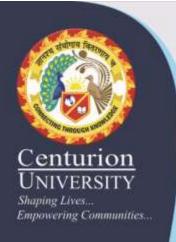
- ❖The World Trade Organization (WTO) is the only global international organization dealing with the rules of trade between nations.
- ❖The WTO officially commenced on 1 January 1995 under the Marrakesh Agreement, signed by 124 nations on 15 April 1994, replacing the General Agreement on Tariffs and Trade (GATT), which commenced in 1948.
- ❖It is the largest international economic organization in the world.



INTERNATIONAL CONVENTIONS

▶ IP Protection	► Global Protection System	► Classification
Beijing Treaty on Audiovisual Performances	Budapest Treaty	Locarno Agreement
Berne Convention	Hague Agreement	Nice Agreement
Brussels Convention	Lisbon Agreement	Strasbourg Agreement
Madrid Agreement (Indications of Source)	Madrid Agreement (Marks)	Vienna Agreement
Marrakesh VIP Treaty	Madrid Protocol	
Nairobi Treaty	Patent Cooperation Treaty (PCT)	
Paris Convention		
Patent Law Treaty		
Phonograms Convention		
Rome Convention	Rectangular Snip	
Singapore Treaty on the Law of Trademarks		
Trademark Law Treaty		
Washington Treaty		
WIPO Copyright Treaty (WCT)		
WIPO Performances and Phonograms Treaty (WPPT)		

https://www.wipo.int/treaties/en/



Madrid System

- *Madrid System for the International Registration of Marks is the primary international system for facilitating the registration of trademarks in multiple jurisdictions around the world.
- *Administered by WIPO, Geneva, Switzerland.
- ❖Functions under Madrid Agreement of 1891 and Madrid Protocol of 1989.



BERNE CONVENTION

- The Berne Convention states that all works except photographic and cinematographic shall be copyrighted for at least 50 years after the author's death, but parties are free to provide longer terms.
- For photography, the Berne Convention sets a minimum term of 25 years from the year the photograph was created, and for cinematography the minimum is 50 years after first showing.
- If the author is unknown the Convention provides for a term of 50 years after publication but if the identity of the author becomes known, the copyright term for known authors (50 years after death) applies.