

Myanmar: New Trademark Law to be Implemented

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Notably, marks that are recorded under the current system will not be automatically re-registered, and no procedures will be available to address any conflicts between marks currently recorded and/or used in Myanmar, and those that will be registered under the new law. In order for their marks to be protected, therefore, trademark owners must re-file, and all marks will be examined under the new law.

The draft law, currently under review by the Draft Law Committee of the Myanmar Parliament, includes the following salient features:

- A first-to-file system will replace the current first-to-use system.
- Trademarks, service marks, collective, and certification marks will be registrable.
- Well-known marks will be recognized.
- Geographical indications will be protected.
- Opposition and cancellation actions will be available.
- Specialized intellectual property courts will be established.
- Administrative (customs), civil, and criminal remedies will be available for trademark infringement.

Primary Contacts

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