

CHAPTER 8

PROTECTION OF INTELLECTUAL PROPERTY

Article 8.1

Protection of Intellectual Property

1. The Parties shall provide for adequate, effective and non-discriminatory protection of intellectual property rights, and enforcement of such rights against infringement, counterfeiting and piracy, in accordance with the provisions of this Article, and Annex 8.A (Protection of Intellectual Property) to this Agreement, including the objectives specified under Article 7 of the *Agreement on Trade-Related Aspects of Intellectual Property Rights, set out in Annex 1C to the WTO Agreement* (hereinafter referred to as the “TRIPS Agreement”).
2. The Parties shall accord to each other’s nationals, treatment no less favourable than that they accord to their own nationals. Exemptions from this obligation must be in accordance with the substantive provisions of Articles 3 and 5 of the TRIPS Agreement.
3. The Parties shall grant to each other’s nationals, treatment no less favourable than that accorded to nationals of any other State. Exemptions from this obligation must be in accordance with the substantive provisions of the TRIPS Agreement, in particular Articles 4 and 5 thereof.
4. The Parties agree to discuss and aim to resolve, within the mandate of the Joint Committee set out in Article 13.1, issues relating to the implementation or application of this Chapter and Annex 8.A, with a view to avoiding or remedying trade distortions.