

United States- Mexico- Canada Agreement (USMCA)

Intellectual Property

The chapter **includes improvements that ensure an adequate level of protection** for intellectual property rights to the **mutual advantage of producers and users** in a conducive manner to **social and economic welfare** and to balance rights and obligations.

It includes seven main provisions:

1. Types of Signs Registrable as Trademarks. **Protection to non-traditional trademarks.** For example, Parties can't deny registration of a sign of which it is composed of a sound.
2. It establishes a transparent **procedure against the registration of a trademark, in order** to avoid the monopolization or hoarding of a trademark.
3. Parties can **grant protection or recognition to a geographical indication through clear procedures.**
4. The Chapter contains procedures that **allow interested persons to object to the protection or recognition of a geographical indication**, in order to avoid consumer's confusion.
5. **Market protection for new pharmaceutical and biological products.** Incentives the creation of new products for the Mexican market, without limiting the possibility of develop generic products. **The protection for chemical is 5 years and 10 years for agrochemical and biological products**, from its first market authorization from health authorities.
6. **Limits the responsibility of the internet provider** for violations of copyright that occurred online.
7. Includes criminal procedures for **CamCording.**