

15 January 2021

(21-0491)

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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**

CROATIA: TRADEMARKS ACT

<b>Notifying Member</b>	CROATIA
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**Details of the notified legal text**

<b>Title</b>	Trademarks Act
<b>Subject matter</b>	Trademarks
<b>Nature of notification</b>	<input checked="" type="checkbox"/> Main dedicated intellectual property law or regulation <input type="checkbox"/> Other law or regulation
<b>Link to legal text*</b>	<a href="https://ip-documents.info/2021/IP/HRV/21_0444_00_e.pdf">https://ip-documents.info/2021/IP/HRV/21_0444_00_e.pdf</a> <a href="https://ip-documents.info/2021/IP/HRV/21_0444_00_x.pdf">https://ip-documents.info/2021/IP/HRV/21_0444_00_x.pdf</a>
<b>Notification status</b>	<input type="checkbox"/> First notification <input type="checkbox"/> Amendment or revision to notified legal text <input checked="" type="checkbox"/> Replacement or consolidation of notified legal text(s)
<b>Previous notification(s) referred to</b>	<a href="#">IP/N/1/HRV/40</a> , <a href="#">IP/N/1/HRV/T/6</a> ; <a href="#">IP/N/1/HRV/32</a> , <a href="#">IP/N/1/HRV/T/5</a>
<b>Brief description of the notified legal text</b>	
<p>In relation to the former Act, the provisions of the new Act, among other things, harmonize legal framework for the protection of trademarks with new technological possibilities of representation of a trademark, and the previous obligation to provide for a graphical representation of a mark to be protected as a trademark is revoked. Furthermore, an appropriate legal framework is established for the protection of traditional terms for wines, of traditional specialities guaranteed, of geographical indications and designations of origin from unauthorized registration by a trademark by introducing corresponding absolute grounds for refusal of trademark registration, and more detailed rules in relation to registration and protection of collective and guarantee trademarks are being laid down. There are clearer regulations of rules regarding designation and classification of a trademark in terms of proper determination of the scope of protection in respect to goods and services included in the application. Appropriate legal protection is assured for rightholders in relation to counterfeit goods in transit through the EU territory, and in relation to preparatory acts related to the use or packaging of products by unauthorized use of a trademark. In compliance with the requirements of the Directive 2004/48, the urgency of proceedings is provided for in lawsuits due to trademark infringements.</p>	
<b>Language(s) of notified legal text</b>	English, Croatian
<b>Entry into force</b>	15 February 2019

<b>Other date</b>	Publication: The Official Gazette of the Republic of Croatia No 14/2019 of 7 February 2019
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**Notification details**

<b>Submission date of notification</b>	13 January 2021
<b>Other information</b>	
<b>Agency or authority responsible</b>	State Intellectual Property Office of the Republic of Croatia

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\* 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.