



15 December 2022

(22-9330)

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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**

LATVIA: CABINET REGULATION NO. 468 - ADOPTED 8 AUGUST 2017 -  
RULES ON CERTAIN TYPES OF CUSTOMS CONTROL

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

<b>Title</b>	Cabinet Regulation No. 468 - Adopted 8 August 2017 - Rules on certain types of customs control
<b>Subject matter</b>	Other
<b>Nature of notification</b>	<input type="checkbox"/> Main dedicated intellectual property law or regulation <input checked="" type="checkbox"/> Other law or regulation
<b>Link to legal text*</b>	<a href="https://ip-documents.info/2022/IP/LVA/22_8410_00_x.pdf">https://ip-documents.info/2022/IP/LVA/22_8410_00_x.pdf</a>
<b>Notification status</b>	<input checked="" type="checkbox"/> First notification <input type="checkbox"/> Amendment or revision to notified legal text <input type="checkbox"/> Replacement or consolidation of notified legal text(s)
<b>Previous notification(s) referred to</b>	Not applicable

**Brief description of the notified legal text**

Cabinet Regulation No. 468 includes procedure described in Section 14.5 of the Customs Law.

Taking into account the initiative of the industry associations and the call to evaluate the possibility of determining in the normative regulation that disputes regarding the violation of intellectual property rights are resolved in a civil procedure, the Ministry of Finance, in cooperation with the Ministry of Justice and the Ministry of Transport, developed a Conceptual Report. The Cabinet of Ministers supported the solution included in the report to provide the normative regulation that the State Revenue Service (hereinafter - SRS) initiates an administrative proceeding with respect to goods subject to customs control, which are suspected of infringing intellectual property rights. While in other cases, the dispute regarding the violation of intellectual property rights is resolved in a civil procedure.

Taking the above-mentioned into account, amendments were made to the Customs Law, determining the competence of the SRS in the settlement of disputes on intellectual property rights in accordance with that which was mentioned in the Conceptual Report, as well as regulating customs control measures for the protection of intellectual property rights and actions of persons in cases when a statement of claim has been submitted to the court regarding the initiation of a court proceeding on counterfeit goods or an application regarding the determination of a provisional measure of protection before bringing a claim to the court for said goods.

<b>Language(s) of notified legal text</b>	Latvian
<b>Entry into force</b>	8 August 2017
<b>Other date</b>	

**Notification details**

<b>Submission date of notification</b>	8 December 2022
<b>Other information</b>	<p><a href="https://likumi.lv/ta/id/292867-noteikumi-par-atseviskiem-muitas-kontroles-veidiem">https://likumi.lv/ta/id/292867-noteikumi-par-atseviskiem-muitas-kontroles-veidiem</a></p> <p><a href="#">IP/N/1/LVA/O/1</a> (<i>Customs Law</i>)</p> <p>See also <a href="#">IP/N/1/LVA/E/2</a> (<i>Regulations of the Cabinet of Ministers N° 43 regarding "Customs Control Measures to Ensure Protection of Intellectual Property"</i>)</p>
<b>Agency or authority responsible</b>	<p>Customs Ministry of Finance</p> <p>Telephone: 0037122013024 Email: <a href="mailto:marika.vibane@fm.gov.lv">marika.vibane@fm.gov.lv</a></p>

\* 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.