



9 December 2016

(16-6733)

Page: 1/3

**Council for Trade-Related Aspects  
of Intellectual Property Rights**

Original: English

**NOTIFICATION OF LAWS AND REGULATIONS  
UNDER ARTICLE 63.2 OF THE TRIPS AGREEMENT**

REPUBLIC OF MOLDOVA: LAW ON THE PROTECTION OF TRADEMARKS NO. 38-XVI OF  
FEBRUARY, 29 2008 (AS AMENDED BY LAW NO. 101 OF 26.05.2016, LAW NO.162  
OF 30.07.2015, LAW NO.173 OF 25.07.2014 AND LAW NO. 20 OF 23.02.2012)

<b>Notifying Member</b>	<b>REPUBLIC OF MOLDOVA</b>
-------------------------	----------------------------

**Details of the notified legal text**

<b>Title</b>	Law on the Protection of Trademarks No. 38-XVI of 29.02.2008 (as amended by Law no. 101 of 26.05.2016, Law no.162 of 30.07.2015, Law no.173 of 25.07.2014 and Law no. 20 of 23.02.2012)
<b>Subject matter</b>	Industrial Property; 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://members.wto.org/crnattachments/2016/IP/MDA/16_4984_00_e.pdf">https://members.wto.org/crnattachments/2016/IP/MDA/16_4984_00_e.pdf</a> See also "Other Information" below for links to Romanian and Russian texts
<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>	<b>IP/N/1/MDA/T/1</b> ( <i>Law on the Protection of Trademarks No. 38-XVI of February 29, 2008</i> ) " <a href="https://docs.wto.org/dol2fe/Pages/FE_Search/FE_S_S006.aspx?DataSource=Cat&amp;query=@SymbolMatch=IP/N/1/MDA/T/1&amp;Language=English&amp;Context=ScriptedSearches&amp;languageUIChanged=true#">https://docs.wto.org/dol2fe/Pages/FE_Search/FE_S_S006.aspx?DataSource=Cat&amp;query=@SymbolMatch=IP/N/1/MDA/T/1&amp;Language=English&amp;Context=ScriptedSearches&amp;languageUIChanged=true#</a> "

**Brief description of the notified legal text**

By Law No. 101 of 26.05.2016 Amending Certain Legislative Acts were adopted modifications and consolidations of certain legal texts in the intellectual property field in order to comply the regulatory framework which is in force with the provisions of Law No. 114 fom 03.07.2014 on the State Agency on Intellectual Property of the Republic of Moldova.

By Law No. 162 of 30.07.2015 Amending and Supplementing Certain Legislative Acts (*link to English version can be found under "Other information" below*) were adopted modifications and consolidations of certain legal texts in the intellectual property field, namely:

Law on the Protection of Trademarks was supplemented with new signs susceptible to be registered as marks, being included the holograms, the positioning signals, the olfactory, tactile and auditory signs. Changes were made in the legal rules regarding the absolute and relative grounds for refusal, the limitation of the exclusive right, the refusal of trademark registration demand, the registration and renewal of registration, etc.

<b>Language(s) of notified text</b>	English, Romanian and Russian
<b>Date of adoption</b>	<b>29.02.2008</b> - Law on the Protection of Trademarks No. 38-XVI <b>amendments:</b> <b>23.02.2012</b> - Law No.20; <b>25.07.2014</b> - Law No. 173; <b>30.07.2015</b> - Law No. 162; <b>26.05.2016</b> - Law No. 101.
<b>Entry into force</b>	<b>06.09.2008</b> - Law on the Protection of Trademarks No. 38-XVI <b>amendments:</b> <b>20.04.2012</b> - Law No.20; <b>25.07.2014</b> - Law No. 173; <b>30.07.2015</b> - Law No. 162; <b>26.05.2016</b> - Law No. 101.

**Notification details**

<b>Submission date of notification</b>	10 August 2016
<b>Other information</b>	<p><b>Law on the Protection of Trademarks No. 38-XVI of 29.02.2008:</b>  <a href="http://agepi.gov.md/sites/default/files/law/national/l_38_2008-en.pdf">http://agepi.gov.md/sites/default/files/law/national/l_38_2008-en.pdf</a>  <i>(English)</i>  <a href="http://lex.justice.md/index.php?action=view&amp;view=doc&amp;lang=1&amp;id=328048">http://lex.justice.md/index.php?action=view&amp;view=doc&amp;lang=1&amp;id=328048</a>  <i>(Romanian)</i>  <a href="http://lex.justice.md/viewdoc.php?action=view&amp;view=doc&amp;id=328048&amp;lang=2">"http://lex.justice.md/viewdoc.php?action=view&amp;view=doc&amp;id=328048&amp;lang=2"</a>  <i>(Russian)</i></p> <p><b>amendments:</b>  <b>Law No.20 of 23.02.2012:</b>  <a href="http://lex.justice.md/md/342899/">http://lex.justice.md/md/342899/</a>  <a href="http://lex.justice.md/viewdoc.php?action=view&amp;view=doc&amp;id=342899&amp;lang=2">"http://lex.justice.md/viewdoc.php?action=view&amp;view=doc&amp;id=342899&amp;lang=2"</a></p> <p><b>Law No. 173 of 25.07.2014:</b>  <a href="http://lex.justice.md/md/354308/">http://lex.justice.md/md/354308/</a>  <a href="http://lex.justice.md/viewdoc.php?action=view&amp;view=doc&amp;id=354308&amp;lang=2">"http://lex.justice.md/viewdoc.php?action=view&amp;view=doc&amp;id=354308&amp;lang=2"</a></p> <p><b>Law No. 162 of 30.07.2015:</b>  <a href="http://agepi.gov.md/sites/default/files/law/national/l_162_2015.pdf">http://agepi.gov.md/sites/default/files/law/national/l_162_2015.pdf</a>  <i>(English)</i>  <a href="http://lex.justice.md/md/360639/">http://lex.justice.md/md/360639/</a>  <a href="http://lex.justice.md/viewdoc.php?action=view&amp;view=doc&amp;id=360639&amp;lang=2">"http://lex.justice.md/viewdoc.php?action=view&amp;view=doc&amp;id=360639&amp;lang=2"</a></p> <p><b>Law No. 101 of 26.05.2016:</b>  <a href="http://lex.justice.md/md/365448/">http://lex.justice.md/md/365448/</a>  <a href="http://lex.justice.md/viewdoc.php?action=view&amp;view=doc&amp;id=365448&amp;lang=2">"http://lex.justice.md/viewdoc.php?action=view&amp;view=doc&amp;id=365448&amp;lang=2"</a></p>

---

<b>Agency or authority responsible</b>	State Agency on Intellectual Property of the Republic of Moldova Tel: +37322400563 E-mail: <a href="mailto:vadim.ursu@agepi.gov.md">vadim.ursu@agepi.gov.md</a> Web: <a href="http://www.agepi.gov.md">www.agepi.gov.md</a>  Ministry of Economy of the Republic of Moldova Tel: +373 22 250 607
--	--