



29 March 2023

(23-2218)

Page: 1/2

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

Original: English

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

UKRAINE: THE LAW OF UKRAINE NO 2811-IX "ON COPYRIGHT AND RELATED RIGHTS"

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| Notifying Member | UKRAINE |
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Details of the notified legal text

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| Title | The Law of Ukraine No 2811-IX "On Copyright and Related Rights" |
| Subject matter | Copyright and related rights |
| Nature of notification | <input checked="" type="checkbox"/> Main dedicated intellectual property law or regulation <input type="checkbox"/> Other law or regulation |
| Link to legal text* | https://ip-documents.info/2023/IP/UKR/23_8448_00_e.pdf https://ip-documents.info/2023/IP/UKR/23_8448_00_x.pdf |
| Notification status | <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) |
| Previous notification(s) referred to | IP/N/1/UKR/10/Rev.1 - IP/N/1/UKR/C/6/Rev.1 - IP/N/1/UKR/D/3/Rev.1 - IP/N/1/UKR/G/3/Rev.1 - IP/N/1/UKR/L/3/Rev.1 - IP/N/1/UKR/P/6/Rev.1 - IP/N/1/UKR/T/3/Rev.1 ; IP/N/1/UKR/4 - IP/N/1/UKR/C/4 ; IP/N/1/UKR/C/1 ; IP/N/1/UKR/1 |

Brief description of the notified legal text

The Law is aimed at regulating relations regarding acquisition, exercise and protection of personal non-property and property copyright and (or) related rights, as well as *sui generis* rights, related to the field of copyright and (or) related rights.

Thus the Law establishes:

- (1) the list of objects of copyright, related rights and works that are not objects of copyright, taking into account the provisions of the EU legislation;
- (2) registers on certain types of objects of copyright and related rights, in particular, orphan works;
- (3) subjects of copyright and related rights, including for certain types of objects taking into account the provisions of the EU legislation;
- (4) term of validity of copyright and related rights;
- (5) peculiarities of exercising copyright and related rights and their protection.

The Law regulates:

- (1) relations related to the emergence of copyright and related rights;
- (2) issues related to keeping the register of certain types of works;
- (3) peculiarities of copyright to works made for hire;
- (4) peculiarities of regulation of relations between authors of audiovisual works, composite works, derivative works, etc;
- (5) cases and conditions of free use of objects of copyright and related rights;
- (6) conditions and peculiarities of use of objects of copyright and related rights and related rights that have acquired the status of "orphans";
- (7) conditions of recognition of objects of copyright and related rights as such that passed into the public domain;
- (8) peculiarities of exercise by authors and their successors of the resale right in respect of original artworks;
- (9) peculiarities of exercising property rights to objects of copyright and related rights and disposal of rights;
- (10) forms, procedure and methods of protection of copyright and related rights in case of encroachment on them, their contestation or non-recognition, including with use of the Internet.

The Law provides for increased liability for violation of copyright and related rights.

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| Language(s) of notified legal text | English, Ukrainian |
| Entry into force | 1 January 2023 |
| Other date | Adoption: 1 December 2022 |

Notification details

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| Submission date of notification | 23 March 2023 |
| Other information | https://zakon.rada.gov.ua/laws/show/2811-20#Text |
| Agency or authority responsible | Ministry of Economy of Ukraine |

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