OFFICIAL NOTICE No. DG-09-2020

The Aéutonomoúš Service of Intellectual Property (SAPI), in accordance with article 23 of the Constitution of the Bolivarian Repúblic of Venezuela, which orders the immediate and direct application in the internal order of international treaties related to Human Rights, when they contain more favorable norms on its enjoyment and exercise than those provided in the Constitution itself and the laws; considering that Intellectual Property Rights are registered as such because their objective is to encourage and protect creations, in accordance with article 98 of the Magna Carta; and being that it corresponds to this entity to ensure, on behalf of the State, for the observance of the Intellectual Property Rights provided for in laws and international treaties signed and ratified by the Republic, consequently:

It informs users and the general public that as of October 1, 2020, the substantive and adjective rules for obtaining and defending the rights that are more favorable to those administered will be applied directly, contained in the Agreement on Trade-Related Aspects of Intellectual Property Rights (TRIPS), which constitutes Annex 1C of the Marrakesh Agreement, by which the World Trade Organization (WTO) was established, whose Approving Law is published
in the Official Gazette No. 4,829 Extraordinary of December 29, 1994, so that the interested parties may invoke said provisions in the requests made before this Autonomous Service, as well as those of other international agreements on the matter referred to by the TRIPS and that have also been incorporated into the internal order by means of the corresponding approving law. In the absence of procedures in the aforementioned international agreement for the obtaining, registration, opposition and monitoring of the respective rights, those provided for in the Industrial Property Law, the Copyright Law and other supplementary laws will continue to apply.

Its publication is ordered on the official website of this Autonomous Service and in the next Industrial Property Bulletin.

Publish.