The State Patent Bureau of the Republic of Lithuania

MINISTRY OF ECONOMIC DEVELOPMENT AND TRADE OF UKRAINE

MEMORANDUM OF UNDERSTANDING IN THE INTELLECTUAL PROPERTY SPHERE BETWEEN THE STATE PATENT BUREAU OF THE REPUBLIC OF LITHUANIA AND THE MINISTRY OF ECONOMIC DEVELOPMENT AND TRADE OF UKRAINE

1F 2018-48

The State Patent Bureau of the Republic of Lithuania and the Ministry of Economic Development and Trade of Ukraine (hereinafter referred to as the Parties),

Wishing to promote the trade-economic and scientific-technical cooperation between the Republic of Lithuania and Ukraine,

Placing special emphasis on the legal protection of intellectual property, of scientific-technical and economic activity results between the States of the Parties,

Wishing to develop relationships between the Parties based on the mutual benefit in view of the necessity to create favorable conditions for protection and enforcement of intellectual property rights, based on the principles of equality and mutual benefit,

Pursuing the interests of users of the intellectual property in a wider respect,

Taking into account the mutual interest to improve and extend cooperation for the benefit of establishing experience exchange in intellectual property sphere towards strengthening of the existing systems in this domain in the States of the Parties,

Have agreed as follows:

Article 1

Objective

The objective of this Memorandum is to provide cooperation mechanisms for promoting implementation of measures relating to intellectual property legal protection on the basis of mutual benefit, equality and respect to the legislation of the States of the Parties and the international treaties which the States of both Parties have entered into.

Article 2

Scope

This Memorandum shall include the cooperation subjects in the field of intellectual property rights protection as follows:

a) exchange of information on legislation in the intellectual property sphere, its practical application, trends of its development and legislative changes in this sphere;

b) exchange of information and experience relating to the procedure of granting legal protection to intellectual property rights, in particular, in the sphere of patent search and the examination practices;

c) exchange of patent information, documents and publications in the sphere of intellectual property protection;

d) sharing experience and knowledge on various aspects of managing institutions dealing with intellectual property, in particular, relating to personnel training and placement, publishing activity;

e) sharing experience in managing the examination procedure and setting up the automated search;

f) personnel training and skills upgrading through internships and practical trainings;

g) sharing experience and knowledge on raising public awareness in this sphere;

h) holding joint conferences, seminars and forums with the purpose of raising information awareness of interested parties;

i) activities in the sphere of information services;

j) facilitating inventive and innovative activities;

k) assistance to small and medium-sized enterprises in the sphere of intellectual property protection;

l) joint publication of materials with research information and results;

m) other types of cooperation, agreed by the Parties.

Specific activities in accordance with the areas of cooperation and their implementation will be provided for in the relevant protocols, programs or action plans.

The Parties shall be able to dispose freely of all the information provided under this Memorandum, except where the Party providing such information has established restrictions or special conditions for its use or dissemination. In any case, this information

may not be transferred to a third party without the prior written consent of the other Party.

Implementation of all the types of cooperation provided for in this Memorandum, and the use of working languages will be formalized in the relevant work programs to be jointly developed by the Parties.

Article 3

Financial Conditions

The financing required for the cooperation will be determined by each Party in accordance with their capabilities and mutual interest under specific plans of cooperation agreed by them.

Article 4

Review of the Memorandum

The Parties shall examine, on a regular basis every five years, the results of the implementation of the Memorandum provisions.

Amendments and additions to this Memorandum shall be made in writing by conclusion of the separate protocols that shall constitute an integral part of this Memorandum.

Any disputes which may arise between the Parties regarding the application of this Memorandum shall be settled by means of negotiations between the Parties.

Article 5

Duration

This Memorandum shall enter into force on the day of its signature.

The Memorandum is concluded for a period of 5 years and shall be prolonged automatically for further five-years periods, unless either Party, by written notice, announces the termination of the Memorandum not less than three months prior to the end of the five-year period.

Upon termination or expiration of this Memorandum, the Parties may continue to freely dispose information and documents received under this Memorandum, unless the Party submitting the information has established restrictions and specific conditions for the use and dissemination of such information and/or documents.

The Parties undertake to make every effort to complete the projects commenced at the time of the term of validity of this Memorandum, regardless of whether the Memorandum has been terminated or expired.

This Memorandum does not affect rights and obligations of the Parties arising from the agreements concluded by the Parties or their States.

Unless otherwise agreed, English language shall be used as the language of correspondence and communication.

Done at Geneva on September 24, 2018, in two original copies, each in Lithuanian, Ukrainian and English, all texts being authentic. In case of divergence in interpretation of the provisions of this Memorandum, the English text shall prevail.

FOR THE STATE PATENT BUREAU OF THE REPUBLIC OF LITHUANIA

Arūnas ŽELVYS
Director

FOR THE MINISTRY OF ECONOMIC DEVELOPMENT AND TRADE OF UKRAINE

Mykhailo TITARCHUK
Deputy Minister