

IP/N/1/NZL/26 IP/N/1/NZL/G/8 IP/N/1/NZL/E/2

25 April 2024

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

(24-3390)

Original: English

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

### NEW ZEALAND: GEOGRAPHICAL INDICATIONS REGISTRATION REGULATIONS 2024

| Notifying Member New Zealand |
|------------------------------|
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## Details of the notified legal text

| Title  | Geographical Indications Registration Regulations 2024   |  |  |  |
|--|--|--|--|--|
| Subject matter   | Geographical indications; Enforcement  |  |  |  |
| Nature of<br>notification  | <ul><li>[X] Main dedicated intellectual property law or regulation</li><li>[ ] Other law or regulation</li></ul>   |  |  |  |
| Link to legal text*  | https://ip-documents.info/2024/IP/NZL/24_02718_00_e.pdf  |  |  |  |
| Notification status  | <ol> <li>First notification</li> <li>Amendment or revision to notified legal text</li> <li>Replacement or consolidation of notified legal text(s)</li> </ol> |  |  |  |
| Previous<br>notification(s)<br>referred to   | IP/N/1/NZL/G/5   |  |  |  |
| Brief description of the notified legal text   |  |  |  |  |
| The Geographical Indications Registration Regulations 2024 will replace the Geographical Indications (Wine and Spirits) Registration Regulations 2017. The Regulations are made under the Geographical Indications Registration Act 2006. Additions to the 2024 Regulations: |  |  |  |  |
| a) provide a procedure for interested persons to oppose a request from the EU to either protect<br>a new geographical indication (GI) or amend an existing GI protected under the NZ-EU Free<br>Trade Agreement;   |  |  |  |  |
| <li>b) set out the amount of the fee that a person must pay upon receipt of an infringement notice<br/>(for failure to comply with a notice of direction requiring a person to stop misusing a<br/>registered GI);</li>  |  |  |  |  |
|  | set out the maximum fine a court may impose for a person who fails to comply with an infringement notice; and  |  |  |  |
| d) prescribe the fo  | prescribe the form for an infringement notice and reminder notice.   |  |  |  |
| Language(s) of<br>notified legal text  |  |  |  |  |
| Entry into force   | 1 May 2024   |  |  |  |

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| Other date |  |  |
|------------|--|--|
|            |  |  |

## Notification details

| Submission date of notification       | 18 April 2024   |
|---------------------------------------|---|
| Other information                     | The text of the Geographical Indications Registration Regulations 2024 is available here:<br><u>https://www.legislation.govt.nz/regulation/public/2024/0046/latest/LMS950</u><br><u>729.html?search=ts_act%40bill%40regulation%40deemedreg_Geographica</u><br><u>l+indications_resel_25_a&amp;p=1#LMS950749</u> |
| Agency or<br>authority<br>responsible | New Zealand Ministry of Business, Innovation and Employment   |

<sup>\*</sup> 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.