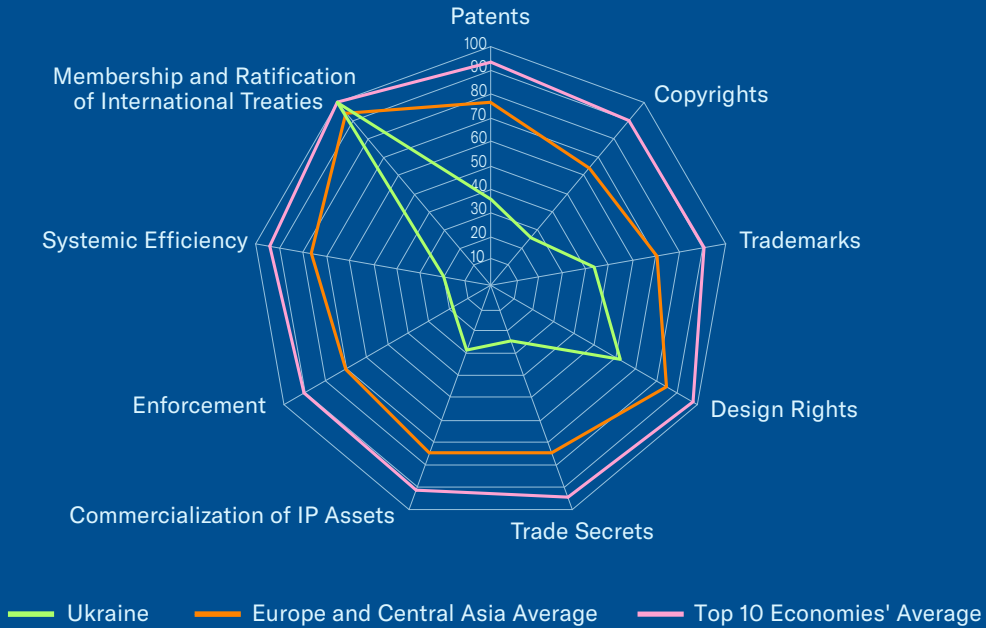
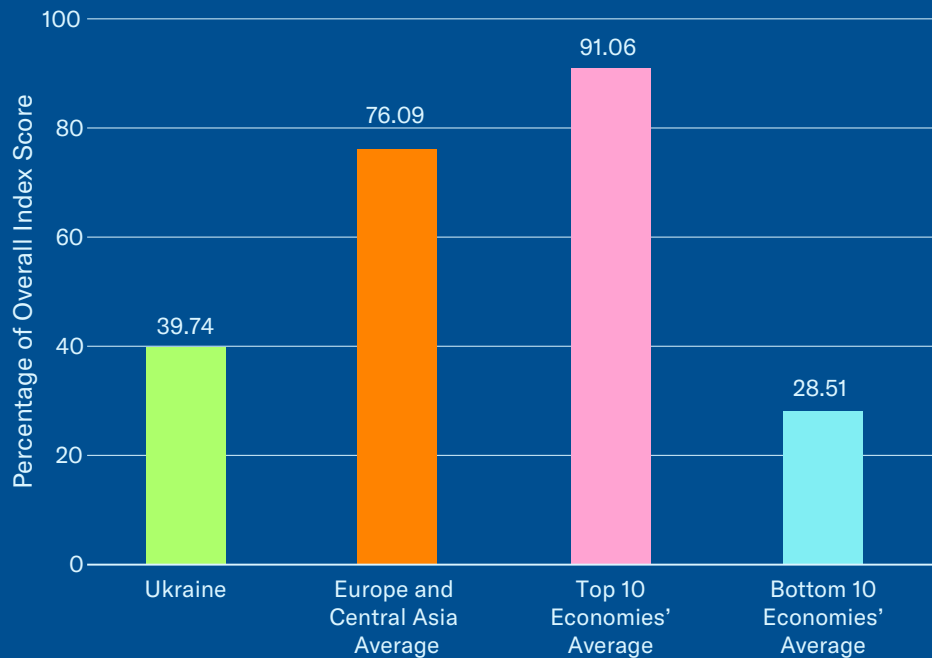


## Category Scores



## Overall Score in Comparison





## Key Areas of Strength

- 2020 amendments to the law on design rights extend term of protection to 25 years
- Growing body of case law on protection of trade secrets
- Amendments to Customs Code strengthens enforcement capacity
- Efforts to align IP legislation to EU standards and implement FTA with the EU
- New first instance Court for IP matters (the “High Court”) set up in 2017—should help improve consistency and expertise within judiciary
- Contracting party to all international IP treaties included in the Index

## Key Areas of Weakness

- 2020 amendments to Law on Protection of Rights to Inventions and Utility Models weaken national IP environment—especially in relation to life sciences
- 2020 amendments restrict patentability of biopharmaceutical inventions and introduce export exemption for products under patent term restoration (modeled on EU Regulation 2019/933)
- Major gaps across all categories of the Index—both a lack of relevant IP laws and weak enforcement
- 80% software piracy rate in latest BSA estimates—continued lack of effective effort to reduce the use of unlicensed software by the public sector
- High rates of physical counterfeiting—key transit point for counterfeiting entering the EU
- Gaps in customs activities, notably lack of effective procedures for destruction of counterfeits

Indicator	Score
<b>Category 1: Patents, Related Rights and Limitations</b>	<b>3.25</b>
1. Term of protection	1.00
2. Patentability requirements	0.00
3. Patentability of CIIIs	0.00
4. Plant variety protection	1.00
5. Pharmaceutical-related enforcement	0.25
6. Legislative criteria and use of compulsory licensing	0.00
7. Pharmaceutical patent term restoration	0.75
8. Membership of a Patent Prosecution Highway	0.00
9. Patent opposition	0.25
<b>Category 2: Copyrights, Related Rights, and Limitations</b>	<b>1.83</b>
10. Term of protection	0.58
11. Exclusive rights	0.25
12. Injunctive-type relief	0.00
13. Cooperative action against online piracy	0.25
14. Limitations and exceptions	0.50
15. TPM and DRM	0.25
16. Government use of licensed software	0.00
<b>Category 3: Trademarks, Related Rights, and Limitations</b>	<b>1.75</b>
17. Term of protection	1.00
18. Protection of well-known marks	0.50
19. Exclusive rights and trademarks	0.25
20. Frameworks against online sale of counterfeit goods	0.00
<b>Category 4: Design Rights, Related Rights, and Limitations</b>	<b>1.25</b>
21. Industrial design term of protection	1.00
22. Exclusive rights and industrial design rights	0.25
<b>Category 5: Trade Secrets and the Protection of Confidential Information</b>	<b>0.75</b>
23. Protection of trade secrets (civil remedies)	0.25
24. Protection of trade secrets (criminal sanctions)	0.00
25. Regulatory data protection term	0.50

Indicator	Score
<b>Category 6: Commercialization of IP Assets</b>	<b>1.75</b>
26. Barriers to market access	0.25
27. Barriers to technology transfer	0.25
28. Registration and disclosure requirements of licensing deals	0.50
29. Direct government intervention in setting licensing terms	0.25
30. IP as an economic asset	0.50
31. Tax incentives for the creation of IP assets	0.00
<b>Category 7: Enforcement</b>	<b>1.29</b>
32. Physical counterfeiting rates	0.34
33. Software piracy rates	0.20
34. Civil and precluded remedies	0.25
35. Preestablished damages	0.00
36. Criminal standards	0.25
37. Effective border measures	0.25
38. Transparency and public reporting by customs	0.00
<b>Category 8: Systemic Efficiency</b>	<b>1.00</b>
39. Coordination of IP rights enforcement	0.25
40. Consultation with stakeholders during IP policy formation	0.25
41. Educational campaigns and awareness raising	0.25
42. Targeted incentives for the creation and use of IP assets for SMEs	0.00
43. IP-intensive industries, national economic impact analysis	0.25
<b>Category 9: Membership and Ratification of International Treaties</b>	<b>7.00</b>
44. WIPO Internet Treaties	1.00
45. Singapore Treaty on the Law of Trademarks and Protocol Relating to the Madrid Agreement Concerning the International Registration of Marks	1.00
46. Patent Law Treaty and Patent Cooperation Treaty	1.00
47. Membership of the International Convention for the Protection of New Varieties of Plants, ct of 1991	1.00
48. Membership of the Convention on Cybercrime, 2001	1.00
49. The Hague Agreement Concerning the International Registration of Industrial Designs	1.00
50. Post-TRIPS FTA	1.00

**Total: 19.87**



# Spotlight on the National IP Environment

## Past Editions versus Current Score

Given the Russian military invasion into Ukraine and a state of martial law being in effect since February 2022, no Index evaluation has been carried out for the eleventh edition, and Ukraine's overall score has been frozen at 39.74% (19.87 out of 50).