

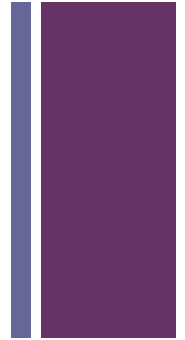
GEROUDIS  
GLOVER  
GHURBURRUN

## IPR Infringement A Case study

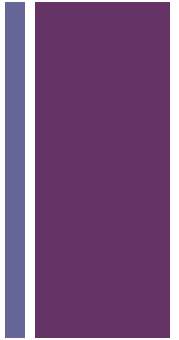
Sanjeev Ghurburrun  
Mauritius Research Council Seminar  
30<sup>th</sup> May 2012

# + Scenario – Trademark Infringement

- Sanco
- Pharmaceuticals
- 5 retail outlets
- Importer and wholesales
- Pharma Trademark



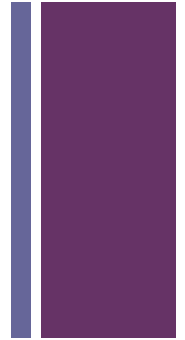
# + Basis



## **40. PIDTA: Rights conferred by registration**

(1) Any interested person, other than the registered owner, who intends to use a registered mark, in relation to any goods or services for which it has been registered, shall require the agreement of the owner.

# + Domestic Action



- Foreigners – POA

- Domestic

  - Police

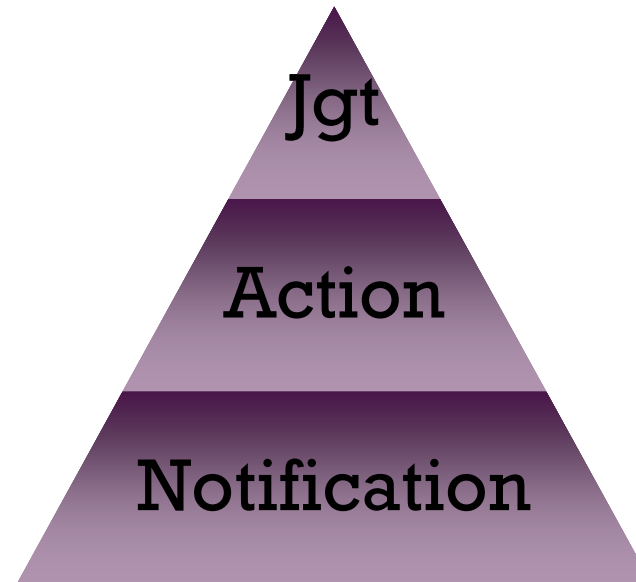
  - Civil

  - ICAC

  - MRA

# + Customs

- Registration
- Notification
- Plaintiff



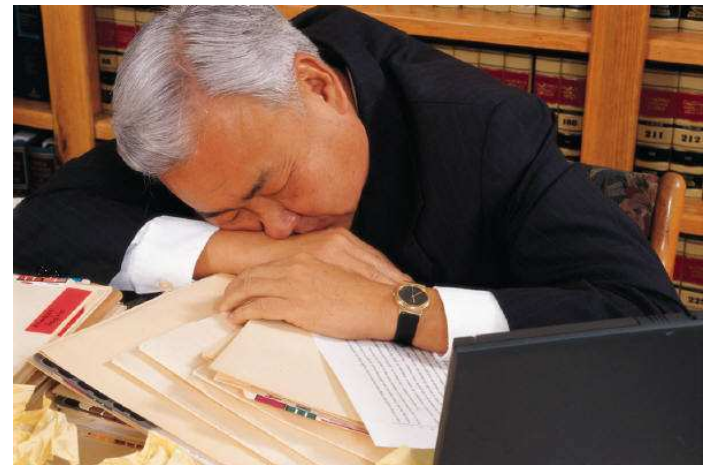


+

Infringement is Criminal

# + Infringement

Counterfeits  
Passing Off  
Grey /Parallel Imports  
License breach





Thank you



GEROUDIS  
GLOVER  
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