

2502 Export restrictions on the goods which infringe intellectual property rights

The goods infringing intellectual property rights are subject to boarder enforcement by the Customs authority. Article 69-2 of the Customs Law stipulates prohibited goods for exportation. It includes the goods that infringe patent rights, utility model rights, design rights, trademark rights, copyrights, neighboring rights, or breeder's rights, and the goods that compose the acts set forth in any of items (i) to (iii), (x), (xvii) or (xviii) of paragraph (1) of Article 2 (Definitions) of the Unfair Competition Prevention Act.

However, the goods legitimately licensed for exportation by the right holder, are not regarded as infringing intellectual property right, thus may be exported.

(Article 69-2, the Customs Law)

For further information on IPR border enforcement by Japan Customs, please refer to the website below.

https://www.customs.go.jp/mizugiwa/chiteki/index_e.htm