

Civil and Administrative Remedies in the Philippines for Infringement of Intellectual Properties

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The Philippine Constitution provides for the exclusive right of inventors, Authors, and artists over their inventions, writings, and artistic creations for a limited period. Further strengthening this provision are the various laws that reflect the avowed policy on intellectual properties, such as the Philippine Copyright Law and the Philippine Trademark Law. This advocacy towards protecting intellectual properties triggers the creation of different remedies in order to safeguard them.

In this Article, the Author defines infringement as the primary violation committed upon intellectual properties. He subsequently enumerates the reliefs provided in law in cases of infringement — injunction, damages, confiscation and destruction, cancellation, seizure and condemnation, opposition and interference. Moreover, the Author briefly discusses the right of foreigners to avail of these remedies.