

INTELLECTUAL PROPERTY IN THE CONTEXT OF BILATERAL NEGOTIATIONS

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Severed study available

Description

This paper provided background information and preliminary assessments regarding intellectual property issues which are relevant to the upcoming Canada/U.S. bilateral trade negotiations.

Conclusions

Stronger intellectual property protection in Canada will not necessarily result in changes in the pattern of Canada/U.S. trade but it will ensure that some remuneration flows to the rights holders, most of whom reside in the U.S.

The Americans will likely wish to raise a number of intellectual property issues in the initial phase of bilateral negotiations. The only issue from the Canadian side would be S.337 of the U.S. Trade and Tariff Act of 1974 although the effect of this section on Canadian economic interests is arguably small.

Should the trade talks proceed to encompass more comprehensive integration of the two economies, intellectual property would have to be eliminated as a potential trade barrier between the two countries along the European lines.