

ANNEX ON INTELLECTUAL PROPERTY RIGHTS ARISING FROM THE RESULTS OF JOINT RESEARCH ACTIVITIES

ARTICLE 1

Application

1. Each Party shall ensure that the other Party and its Participants are given the opportunity to obtain the rights to Intellectual Property allocated to them by or in accordance with this Annex.
2. This Annex does not alter or prejudice the allocation of Intellectual Property rights between a Party and its nationals or Participants, which shall be determined by the laws and practices of that Party.

ARTICLE 2

Intellectual Property Rights Arising from Joint Research Activities

1. Terms used in this Annex shall have the same meaning as those defined in Article 2 of the Agreement.
2. The Parties shall:
 - (a) notify one another within a reasonable time of the creation of new Intellectual Property rights arising from a Joint Research Activity undertaken pursuant to this Agreement and shall, as appropriate, seek protection for such Intellectual Property rights, within their respective jurisdictions and pursuant to their domestic legislation; and
 - (b) ensure that the Participants from the other Party receive treatment no less favorable than that afforded under applicable international law in respect of Intellectual Property.