WAR AND IP

Abstract

On February 24, 2022, war broke out between Russia and Ukraine. A month later, the Russian government issued Decree 299, which reduced to zero the royalty rate for national security–based compulsory licenses to intellectual property (IP) rights owned by individuals or entities from unfriendly nations. Meanwhile, the United States and other members of the international community imposed sanctions on Russia, raising questions about the ability of U.S. companies and individuals to engage with Russian IP agencies. This presentation will examine the wartime and postwar protection of IP rights, with a focus on international trade, investment and IP agreements. It also discusses the various proactive measures that policymakers can introduce to help protect IP rights holders during and in relation to an armed conflict.

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