

# Intellectual Property in Canada

	Trademark	Patents	Copyright	Industrial Design	Trade Secrets
<b>Description</b>	Used to differentiate your products or services from other companies	For new, useful, and non-obvious inventions	Original literary, artistic, musical, or dramatic work	Visual features of a product	Confidential and valuable business information
<b>Scope (Examples)</b>	Words, designs, tastes, textures, moving images, modes of packaging, sounds, scents, three-dimensional shapes, colours, or a combination of these features	Product process, machine, chemical composition and improvements or new uses of those mentioned	Software, sound recording, photograph, painting, web content, books, computer programs, computer codes	Shape, configuration, pattern, ornament, or any combination of these features	Business method, technique, recipe, formula, manufacturing process, or device
<b>Rights</b>	Prevents others from using your trademark	Legal right to prevent others from making, using, or selling your inventions	Prevents others from reproducing your original work without your expressed written consent	Excludes others from making, using, selling, or importing	No formal rights (contractual obligations) Use legal contracts to protect
<b>Where</b>	Domestic (Canada)	Domestic (Canada)	International	Domestic (Canada)	International
<b>Duration</b>	Registration gives you the right to use for 10 years	Up to 20 years from date of filing	Life of the original creator + 50 years (in general)	Registration gives you the right to use your design for up to 15 years	As long as confidentiality is maintained, no registration is required
<b>Disclosure Grace Period</b>	Not applicable	12 months	Not applicable	12 months	No disclosure
<b>Other Considerations (if applicable)</b>	Use ® if you have registered, Use TM if not registered (protected locally only if not registered)	Consider hiring a patent agent	As soon as a work is created it is protected by copyright; however, registration assists in litigation Use a copyright notice on your work "©, owner's name, year of creation, "all rights reserved"	Enforcement is the responsibility of the industrial design owner	Enforcing a trade secret is the responsibility of the owner