Overview on the Unfair Competition Prevention Act

**Purpose of the Act**
- To provide measures, etc. for the prevention of unfair competition and for the compensation for loss or damage caused by unfair competition
- Thereby to contribute to the sound development of the national economy

**Types of Unfair Competition**
- Creating confusion with a well-known indication of goods, etc.
- Misappropriation of an indication of famous goods, etc.
- Imitation of the configuration of a third party’s product
- Infringement of Trade Secrets
- Wrongful acquisition, use and disclosure of shared data with limited access
- Providing a product which circumvents technological restriction measures
- Wrongful acquisition, usage of a domain name
- Misleading representation regarding the place of origin, quality, etc.
- Act of injuring business reputation of a competitor
- Misappropriation of a trademark by an agent of the trademark owner

**Remedies, etc.**
- Right to claim for an injunction
- Compensation for loss or damage
- Penal Provisions
- Punishments against an offense committed outside Japan
- Corporate penalties
- Presumption of amounts for loss or damage
- Order to produce documents to the court
- Orders to protect confidentiality
- Measures to restore business reputation

**Acts Prohibited based on International Agreements**
- Prohibition of commercial use of foreign national flags, armorial bearings
- Prohibition of commercial use of a mark of an international organization
- Prohibition of bribery of foreign public officials