

Ukraine

According to the Paragraph 16 of the Regulations on Intellectual Property Representatives (Patent Attorneys) (as approved by the Order of the Cabinet of Ministers of Ukraine of August 10, 1994, № 545 (as amended by Decree of the Cabinet of Ministers of Ukraine of August 27, 1997, № 938)) (hereinafter – the Regulations)) a patent attorney must keep confidential information which he has obtained in the course of his professional duties, in particular, matters raised by the person he represents, content of consultations, advice, explanations, etc. secret. In accordance with Paragraph 9 of the Article 23 of the Law of Ukraine “On Advocacy and Legal Practice” of July 05, 2012, № 5076-VI, any intrusion in private communication of lawyer with his client is prohibited.

According to Article 23 of the Criminal Code of Ukraine, any intentional disclosure of trade secrets without the owner’s consent by a person who knows this secret due to his professional or official duties, if it is committed for mercenary or other personal reasons and causes substantial damage to an entity of economic activities, shall be punished by fine from one thousand to three thousand untaxed minimum incomes with deprivation of the right to occupy certain positions or be engaged in certain activities for a term up to three years.