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PUBLICATION OF DATA RELATED TO THE APPLICATION FOR THE DECLARATION OF PROTECTION OF THE GEOGRAPHICAL INDICATION "GABANES DE HUEYAPAN MORELOS"

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On February 29, 2024, the declaration of protection for the Geographical Indication "Gabanes de Hueyapan Morelos" was published in the Official Gazette of the Federation. The publication determines its elements, as well as the protected territory with specific geographic coordinates that guarantee the authenticity and quality of the product. It also determines the criteria to which the product must be subjected for its extraction, production or processing, packaging and packing.

It was also emphasized that the use of the Geographical Indication is subject to the express authorization of the Mexican Institute of Industrial Property (IMPI), in accordance with the relevant legal provisions. This measure seeks to protect and promote the cultural and economic heritage associated with this distinguished garment, fostering its national and international recognition.

PROPOSAL FOR A STATE COPYRIGHT LAW IN HIDALGO

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On February 26 of this year, a forum was held with the participation of members of the National Copyright Institute, legislators and specialized lawyers, with the purpose of listening to the needs and statements for the creation of an initiative in this matter, by the legislators. In the discussion, it was recognized that work and legislation must be done regarding copyrights, in order to guarantee the rights of creators, as well as the emphasis on the relevance of the adaptation of the local legal framework, based on the constitutional reform of 2011 regarding copyrights.

COLLEGIATE CIRCUIT COURT RULES ON THE LEGAL INTEREST IN THE PROCEDURE OF ADMINISTRATIVE DECLARATION OF INFRINGEMENT

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Derived from a controversy, the Twenty-first Collegiate Court in Administrative Matters of the First Circuit issued the isolated thesis with digital record 2028476, by which it considered that the plaintiff of an administrative declaration of infringement proceeding has legal interest to challenge the amount of the fine imposed.

This is due to the fact that the Second Chamber of the Supreme Court of Justice of the Nation initially considered that this legal interest simply refers to the right of those individuals who, in a singularized manner, personally and exclusively, have their subjective rights affected. Now, in order to satisfy the claim derived from the defense of the plaintiff's rights, the authority must impose a sanction with respect to the affectation suffered. Therefore, the Court established that the plaintiff has an interest in challenging the amount of the fine imposed.

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