



Global Legal Solutions®

Intellectual Property Clause Checklist

GLS Checklists – Knowledge Leverage Tools



PART A: INTRODUCTION

1. INTRODUCTION

Intellectual Property Rights (“IPR”) refers to legal rights granted to individuals or organisations for their creations or inventions, providing exclusive ownership and control over intangible assets. It encompasses various forms of creativity and innovation, such as inventions, designs, trademarks, copyrights, and trade secrets. IPR enable creators to protect their creations and benefit from their commercial value.

As a customer in a “Supply Contract” scenario, clauses pertaining to IPR play a crucial role. Customers will need to ensure that the products/services they purchase are not counterfeit and pirated and of expected high quality and authenticity.

Understanding IPR and their implications empowers customers to make informed choices, supports innovation, promotes fair competition, and ensures access to quality products and services. Customers need to respect IPR, purchase legitimate products, and contribute to the sustainability and growth of creative industries.

This checklist will serve as a guide to help the draft person/lawyer systematically step through the points that should be considered when reviewing these clauses, regardless of the jurisdiction.

2. FURTHER SUPPORT

If you would like to clarify any point arising from using this checklist, you may book a free 30-minute call with a GLS legal expert: [Free Consultation](#).

3. RELATED ASSUMPTIONS

In preparing this checklist, we have made the following assumptions:

- The default structure for each question is “Yes” or “No”;
- We are reviewing the clause from the customer’s perspective;
- Provisions are considered as though arising in a “Supply Contract” scenario, and the principles they invoke will be applicable to most commercial transactions;
- This checklist is based on English law principles; and
- Contracting parties are assumed to be legal entities.

Please remember that this checklist does NOT replace the need for independent legal advice.

PART B: INTELLECTUAL PROPERTY CLAUSE CHECKLIST

4. ISSUES DASHBOARD

You should look at:	
Definition of IPR	IPR Indemnity
Existing IPR	IPR Limitations of Liability
New IPR	IPR Representations & Warranties
IPR Scope	IPR Assignment and Subcontracting
IPR Confidentiality	

5. DEFINITION OF IPR

Primary Query	Y/N/C	Secondary Query / Comment / Action
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