

**THE LAW OF UNFAIR COMPETITION: INTERNATIONAL,
EUROPEAN AND SRI LANKAN PERSPECTIVES**

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ABSTRACT

This article first examines the concept of unfair competition and its scope of application from an international standpoint. Secondly, a brief look at unfair competition law provisions in select European jurisdictions, such as England, France and Germany, follows, after which Sri Lankan law on unfair competition, implemented to fulfill its obligations under the TRIPS Agreement,¹ is examined. Next, the article discusses how international and European perspectives are helpful in the interpretation of provisions relating to unfair competition in the present Intellectual Property Act of Sri Lanka.² Finally, the article concludes by considering the direction in which Sri Lankan law should develop.

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¹Agreement on Trade-Related Aspects of Intellectual Property Rights (TRIPS) 1994; The TRIPS Agreement, which came into effect on 1 January 1995, is the most comprehensive multilateral agreement on intellectual property to date. Sri Lanka has been a part to the World Trade Organization (WTO), including the TRIPS Agreement, since 1995.

²Intellectual Property Act, No. 36 of 2003.