France

“Christian Dior”

Intellectual Property Code, Art. L.713-4 – *Copad v. Christian Dior et al.*

**Decision of the Supreme Court (Cour de cassation)
2 February 2010**

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In accordance with the principles established by the European Court of Justice in its decision of 23 April 2009 (case C-29/08), the breach of a clause in the trade mark licensing agreement according to which a sale of the goods to discounters is forbidden, gives rise to a case of trade mark infringement rather than just a case under breach of contract.

Summarised from *PIBD* 914-III, 164. CH.