

WIPO



PCT/TCO/SS/II/7

ENGLISH ONLY

DATE: April 11, 1972

WORLD INTELLECTUAL PROPERTY ORGANIZATION
UNITED INTERNATIONAL BUREAUX FOR THE PROTECTION OF INTELLECTUAL PROPERTY
GENEVA

PATENT COOPERATION TREATY

INTERIM COMMITTEE FOR TECHNICAL COOPERATION

STANDING SUBCOMMITTEE

Second Session : Geneva, April 6 and 7, 1972

REPORT

INTRODUCTION

1. The Standing Subcommittee of the PCT Interim Committee for Technical Cooperation (hereinafter referred to as "the Standing Subcommittee"), set up by the Interim Committee in February 1971 (document PCT/TCO/I/6, paragraph 15), held its second session in Geneva on April 6 and 7, 1972.

2. The members of the Standing Subcommittee are the countries whose national industrial property Offices are prospective International Searching or International Preliminary Examining Authorities under the PCT, that is, Austria, Germany (Federal Republic), Japan, the Netherlands, the Soviet Union, Sweden, the United Kingdom and the United States of America. The International Patent Institute (IIB) is also a member of the Standing Subcommittee. Brazil is an observer member of the Standing Subcommittee. All members were represented at this session, and, in addition, France and Switzerland were represented by observers, having been invited by the Director General in view of their active participation in the preparatory work for the session. The list of participants is reproduced in Annex B.

Opening of the Session

3. The session was opened by the Director General of WIPO.

Agenda

4. The Standing Subcommittee adopted its agenda as contained in document PCT/TCO/SS/II/1.

Election of Officers

5. The Standing Subcommittee unanimously elected Mr. R. Wahl (United States of America) as Chairman, and Mr. E. Artemiev (Soviet Union) and Mr. D. Cuvelot (France) as Vice-Chairmen.

6. Mr. Klaus Pfanner, Senior Counsellor, Head of the Industrial Property Division, WIPO, acted as Secretary of the Subcommittee.

International Patent Documents Service

7. Discussions were based upon document PCT/TCO/SS/II/2, previously circulated to the participants, and also upon documents PCT/TCO/SS/II/3 and 4, a supplementary report by the International Bureau and a proposal of the German Patent Office, respectively, which were distributed at the opening of the session.

General Discussion

8. The Delegation of France stated that the initial reaction of its Government had been somewhat reserved, in view of its general policy of avoiding a multiplication of international organizations which could lead to unnecessary duplication of work, and by reason of the fact that the French Institute of Industrial Property could make no direct use of the services of the proposed International Patent Documentation Center. It was authorized, however, subject to final Government approval, to express support for the Austrian proposal. With the aim of creating an international data bank in the field of technology, with the expectation of receiving in exchange for its input services useful to the public, and in a spirit of international cooperation, the French Institute of Industrial Property would be prepared to cooperate actively with the proposed International Center and to negotiate a working agreement along the lines indicated in the agreed note on the technical discussions. In this connection, the Delegation of France emphasized the importance of the use of the French language as a working language in such international cooperation.

9. The Delegation of Switzerland expressed its interest in the proposed system. The Swiss Intellectual Property Office was in principle ready to cooperate in the implementation of the project. A final decision of the competent authorities would be reached by the end of May 1972.

10. The Delegation of Germany (Federal Republic) stressed the urgent necessity for the creation of a world-wide service of the kind envisaged, in order to meet the needs of national Offices and of the interested public. The proposed Center would in particular be of great value to the International Searching and International Preliminary Examining Authorities under the PCT. It welcomed the close cooperation of the Austrian Government with the national Offices and the IIB during the preparatory discussions, and expressed the hope that the same close cooperation will continue in the future, in order to make full use of the experience already available in this field. Furthermore, the Delegation of Germany (Federal Republic) expressed its approval in principle for the proposed conclusion as soon as possible of an agreement between the Republic of Austria and WIPO. Finally, it drew the attention of the Standing Subcommittee to the proposal contained in document PCT/TCO/SS/II/4 which, in its opinion, could assist in reducing the costs of the proposed International Center and consequently the fees to be charged for services, an important consideration for the future success of the Center.

11. The Delegation of the United Kingdom expressed general support for the proposal of Austria; the proposed International Center would provide services which were needed. As far as the United Kingdom was concerned, it would be necessary in the negotiation of any working agreement to ensure that its Office receive from the Center services which would be of use to it and which would correspond in value to its input efforts.

12. The Delegation of the United States expressed general support for the proposal to establish the International Center; the services envisaged were necessary and, therefore, highly desirable.

13. The Delegation of the Soviet Union stated that it was authorized to support the establishment of the International Center, which would be of value to all concerned including the Soviet Union. The Soviet Union was grateful to Austria for having taken the initiative in this matter, and was glad to see that the present proposals were in line with the decisions taken at the first session of the Standing Subcommittee.

14. The Delegation of Brazil emphasized the value for developing countries of the services to be provided by the proposed International Center; in the light of this, the Brazilian National Institute of Industrial Property would cooperate fully with the proposed Center.

15. The Delegation of Japan, referring in particular to paragraph 23 of the document under discussion (PCT/TCO/SS/II/2) stated that the Japan Patent Information Center (JAPATIC), a non-profit organization co-sponsored by the Japanese Government, was ready to cooperate in the implementation of the plan in partnership with the Japanese Patent Office. JAPATIC would furnish machine-readable data to the International Center and would incorporate the reformatted output in its own data base for the use of the Office and for services to the public.

16. The Delegation of Austria expressed the appreciation of the Austrian Government for the statements of support which had been made.

Definitions (paragraph 6 of document PCT/TCO/SS/II/2)

17. The Delegation of the United Kingdom drew attention to a difference between the definition of the services of the proposed Center contained in document PCT/TCO/SS/I/8, presented to the first session of the Standing Subcommittee, and that contained in paragraph 6(iv) and (v) of the document under discussion. In the earlier definition "all" bibliographic data were to be listed in connection with documents identified by the Patent Family Service and the Identification by Classification Service; under the present definition, only those data which were inputted in the system would be indicated. The Standing Subcommittee noted that this change resulted from the fact that the preliminary discussions had revealed certain gaps in the data available in machine-readable form which could not be filled during the start-up period of the service.

18. The Standing Subcommittee agreed that the following words should be substituted for the definition contained in paragraph 6(ii)6, and consequently also in Article III(1)6 of the draft agreement contained in Annex N: "date of publication of the document or, when such date is not available, date of the document."

Plans for the proposed International Center (paragraphs 16 to 28 of document PCT/TCO/SS/II/2)

19. In relation to paragraphs 17 and 33 of the document under discussion, the Delegation of Austria stated that approval had been given by the competent Government authorities of Austria to the plans for the proposed International Center and to the draft agreement between WIPO and the Government of Austria.

20. In relation to the question of coverage of countries, the Delegation of the Soviet Union stated that it had no authority to speak for COMECON countries other than the Soviet Union. It informed the Standing Subcommittee that the consultations among the national Offices of the COMECON countries had not yet been concluded; the results of those consultations would be communicated to Austria and WIPO as soon as they were available. In response to a question put by the Delegation of the Soviet Union concerning the output which would be available to national Offices publishing only a small number of documents, the Delegation of Austria stated that working agreements on an exchange basis were planned only in those cases in which the value of the input and of the output would be comparable; wherever an exchange agreement was reached, the full output was planned to be delivered.

21. The Standing Subcommittee agreed that the time limit of two weeks for delivery of documents to the International Center, referred to in paragraph 18(i)(e) and (f), was not intended to exclude from the coverage of the Center countries which normally were able to meet such a time limit but which occasionally were unable to do so.

22. The Delegation of Brazil reported that the Brazilian National Institute of Industrial Property was able now to offer bibliographic data in paper form which would, however, not include International Patent Classification symbols until January 1973. The official Gazette containing the data, first issued on April 4, 1972, could be provided at weekly intervals. It was planned also to furnish data in machine-readable form.

23. In relation to bilateral negotiations for the conclusion of working agreements concerning the exchange of data, the Standing Subcommittee noted that the tape referred to in paragraph 21 of the document under discussion would be the primary basis of such exchanges, rather than one of the services generally available both to national Offices and to the public. The precise content and layout of the tape would be a matter to be settled in each case; the Delegation of Austria expressed the view that a carrier consisting of 9-track magnetic tape of 800 bytes per inch appeared to be the most widely acceptable. It was further noted that the same negotiations would deal with the question of output requirements other than the exchange tape referred to above; the financial conditions for such requirements would probably need to take into account the regularity and volume of demand by the national Office concerned.

24. The Standing Subcommittee expressed the view that, whereas it would be inadvisable for services to be offered to the public before coverage could be achieved of the countries listed in paragraph 18(i) (a), (b) and (c) of the document under discussion, the expected gaps in the bibliographic data available from those countries could be acceptable during the start up period.

25. Following statements made by the Delegations of the Netherlands and the IIB concerning cooperation between the IIB and the proposed Center, the Standing Subcommittee noted the readiness of the IIB to cooperate to the fullest extent possible, particularly by putting its experience already acquired in this field at the disposal of the Center. It was noted that a detailed definition of the extent of such cooperation would be incorporated in the working agreement to be concluded between the IIB and the Center.

26. Concerning the role of Derwent in the plan, the Standing Subcommittee noted that, despite all efforts made by WIPO to bring about agreement between Austria and Derwent, no such agreement had been possible due to certain unacceptable conditions put forward by Derwent during the last phase of the consultations. The Delegation of Austria confirmed that Austria was still ready to look for possibilities of collaboration with Derwent in the implementation of the project. The Delegation of the United Kingdom stated that, according to information received recently from Derwent, that firm too showed continued interest in such collaboration. It was agreed that any possibilities of reaching agreement would have to be explored in bilateral negotiations between Austria and Derwent.

27. In connection with the cost of the operation of the proposed Center and the prices of its services, several delegations expressed a wish to have more detailed indications than were given in the document under discussion.

28. Upon explanations given by the Delegation of Austria and the Secretariat, the Standing Subcommittee noted that further details on the cost of operations and services would be provided as soon as possible, that these details depended largely on the interest shown in the services and might for that and other reasons be subject to changes, in particular during the initial period, and that for Offices requesting, in exchange for input offered to the proposed Center, services rather than the exchange tape, special conditions distinct from the prices of services to the general public could be provided for in the bilateral agreements to be concluded. The presence of representatives of WIPO in the governing body of the proposed Center would provide an opportunity to influence the pricing policies of the Center.

Copy Services (paragraphs 29 to 31 of document PCT/TCO/SS/II/2)

29. With respect to copy services, the Standing Subcommittee took note of the results of the explorations reported by the International Bureau.

Exchange Format (document PCT/TCO/SS/II/4)

30. In the context of the working agreements to be concluded between the Patent Offices and the proposed Center, the proposal of the Delegation of Germany (Federal Republic) (document PCT/TCO/SS/II/4) concerning the standardization of magnetic tape layout for the exchange of bibliographic data in connection with the international patent documents service was considered by the Standing Subcommittee. After extensive discussion, the Subcommittee agreed upon the following arrangements:

(a) The Austrian authorities or the proposed International Center will, within approximately one month, communicate to the International Bureau and the Bureau will immediately communicate to the Offices represented in the present session of the Standing Subcommittee the intended layout of the data carrier which the Center will itself produce from its own punching and that of the reformatted data carrier which it would offer in exchange to cooperating Offices. The purpose of this communication will be to prepare for the forthcoming bilateral negotiations of working agreements.

(b) The Standing Subcommittee expressed the wish, to be communicated by the International Bureau to ICIREPAT, that the latter's work on the development of recommendations on uniform standards for magnetic tape layout for the exchange of bibliographic data for patent and like documents should be speeded up so that such work should be completed before the end of 1972, as proposed in document PCT/TCO/SS/II/4.

(c) It was agreed that the negotiation and the conclusion of the bilateral working agreements referred to in paragraph (a) would take place within the next three or four months and that, consequently, their conclusion could not and would not await the adoption of the recommendations referred to in paragraph (b).

Agreement between WIPO and the Austrian Government (paragraphs 33 and 34 and Annex N of document PCT/TCO/SS/II/2)

31. The Standing Subcommittee noted that in the title of Chapter IV of the document under discussion the words "the International Bureau of" should be deleted, since the Agreement with the Austrian Government would be concluded by WIPO rather than by the International Bureau of WIPO.

32. As to the draft agreement appearing in Annex N of the said document, the Standing Subcommittee proposed that the following changes be made:

- (a) Article III(1)6 should read "date of publication of the document or, if such date is not available date of the document."
- (b) In Article III(2), "additional" should be inserted after "following."
- (c) In Article IV(1), replace "usual data" by "bibliographic data."
- (d) Article IV(2) should read: "The World Intellectual Property Organization shall endeavor that the presentation of such data on machine-readable carriers (that is, on magnetic tape, punch cards, etc.), where such data carriers are produced by Patent Offices and the International Patent Institute, be uniform to the maximum extent possible."
- (e) In Article IV(3), "speeded up" should be replaced by "expeditiously handled."
- (f) In Article IV(4), "endeavor that" should be replaced by "promote the use of"; the words "be used" should be omitted; "possible" should be replaced by "practicable."
- (g) In Article VIII(2) "with immediate effect" should be replaced by "subject to six months' notice".

- (h) In Article VIII(3), first sentence, "with immediate effect" should be replaced by "subject to three months' notice," and "until then" should be replaced by "by that time."
- (i) In Article VIII(3), second sentence, the words "subject, however, to six months' notice" should be inserted after "shall."
- (j) Article VIII(5) should read: "The World Intellectual Property Organization may, in writing, through diplomatic channels, denounce this Agreement not earlier than January 1, 1974, if by that date the International Patent Documentation Center is not established or if, any time after the said date, the services provided for in Article II are not, or are no longer furnished; such denunciation shall become effective six months after it has been made."
- (k) The Agreement should be established in three (German, English, French) originals.

33. The change referred to in paragraph 32(b), above, was made at the suggestion of the Delegation of Germany (Federal Republic).

34. On the proposal of the Delegation of the United Kingdom, it was noted that the activities of WIPO outlined in Article IV were without prejudice to the right of any member State to make such agreements with the International Center and adopt such other practices as seem appropriate to it.

35. On a question of the Delegation of the Netherlands, it was noted that the contemplated working agreement between the proposed International Center and the IIB would regulate in detail the cooperation of the latter, and the Standing Subcommittee expressed once more its hope that such cooperation would be of the maximum possible intensity.

36. On a question of the Delegation of Germany (Federal Republic) the Standing Subcommittee noted that any agreements concluded under Article VIII(3) would be counted towards the number of agreements therein specified, irrespective of possible differences in their contents.

37. The Delegation of Japan remarked in connection with Article III(2) that at the present time it was not possible for it to contemplate any transliteration into Latin script but that such transliteration was a possibility at some future date.

38. Subject to the changes suggested in paragraph 32, above, the Standing Subcommittee unanimously approved the draft Agreement.

39. The text of the draft Agreement, as amended, is reproduced in Annex A.

40. This report was unanimously adopted by the Standing Subcommittee in its meeting held on April 7, 1972.

/End of document/
/Follow Annexes A and B/

ANNEX A

ANNEXE A

Text of Draft Agreement

Texte du Projet d'Accord

Draft
Agreement
Between the Republic of Austria and
the World Intellectual Property Organization in Geneva
Concerning the Establishment of an
International Patent Documentation Center

The Republic of Austria and the World Intellectual Property Organization in Geneva have, in order to promote worldwide cooperation in the field of patent documentation and to facilitate access to technological knowledge, agreed as follows:

Article I

For the purposes of a worldwide patent documentation service, the Republic of Austria shall, according to Austrian law, establish an International Patent Documentation Center with headquarters in Vienna.

Article II

The International Patent Documentation Center shall

- (1) identify, as being connected, patent documents which
 - (a) on the basis of a common priority claim may be identified as being connected (Patent Family Service),
 - (b) on the basis of the International Patent Classification symbols indicated on the various patent documents may be identified as being connected (Patent Classification Service);
- (2) provide a copy service for patent documents.

Article III

(1) The documentation service referred to in Article II(1) shall cover at least the following bibliographic data of the patent documents:

1. country of publication
2. kind of the document (patent, application, etc.)
3. number of the document
4. number of the application, unless such number is identical with the number of the document
5. date of the application
6. date of publication of the document or, if such date is not available, date of the document
7. International Patent Classification symbol where it is indicated on the document or is furnished in machine-readable form
8. country of the priority
9. number of the application which is the basis of the priority
10. date of priority.

(2) The International Patent Documentation Center shall furthermore strive to cover also the following additional data:

1. name of the applicant, owner of patent, or successor at law
2. name of the inventor
3. title of the invention

Projet
d'Accord
entre la République d'Autriche
et l'Organisation Mondiale de la Propriété Intellectuelle à Genève
concernant l'établissement
d'un Centre International de Documentation de Brevets

La République d'Autriche et l'Organisation Mondiale de la Propriété Intellectuelle à Genève sont convenues de ce qui suit afin de promouvoir une coopération au niveau mondial dans le domaine de la documentation de brevets et de faciliter l'accès aux connaissances techniques :

Article I

Pour les fins d'un service mondial de documentation de brevets, la République d'Autriche établira, conformément au droit autrichien, un Centre international de documentation de brevets ayant son siège à Vienne.

Article II

Le Centre international de documentation de brevets sera chargé des tâches suivantes :

- 1) identification en tant que documents de brevets apparentés, des documents de brevets qui :
 - a) peuvent être identifiés comme étant apparentés sur la base d'une revendication commune de priorité (service des familles de brevets),
 - b) peuvent être identifiés comme étant apparentés sur la base des symboles de la Classification internationale des brevets qui sont indiqués sur les divers documents de brevets (service de classification des brevets);
- 2) fourniture d'un service de copies de documents de brevets.

Article III

1) Le service de documentation mentionné à l'Article II.1) comprendra au moins les données bibliographiques suivantes de documents de brevets :

1. pays de la publication
2. type de document (brevet, demande, etc.)
3. numéro du document
4. numéro de la demande, sauf si ce numéro est identique à celui du document
5. date de la demande
6. date de la publication du document ou, si cette date n'est pas disponible, date du document
7. symbole de la Classification internationale des brevets lorsqu'il figure sur le document ou lorsqu'il est communiqué sous une forme pouvant être déchiffrée mécaniquement
8. pays de la priorité
9. numéro de la demande qui constitue la base de la priorité
10. date de la priorité.

2) Le Centre international de documentation de brevets s'efforcera en outre de traiter les données additionnelles suivantes :

1. nom du déposant, du titulaire du brevet ou de l'ayant droit
2. nom de l'inventeur
3. titre de l'invention.

Article IV

The World Intellectual Property Organization shall, in the accomplishment of its tasks, give the following assistance to the International Patent Documentation Center:

1. The World Intellectual Property Organization shall endeavor that the presentation of the bibliographic data given in patent documents be uniform to the maximum extent possible.

2. The World Intellectual Property Organization shall endeavor that the presentation of such data on machine-readable carriers (that is, on magnetic tape, punch cards, etc.), where such data carriers are produced by Patent Offices and the International Patent Institute, be uniform to the maximum extent possible.

3. The World Intellectual Property Organization shall endeavor that the contacts of the International Patent Documentation Center with the competent authorities of the member States of the said Organization and with international organizations dealing with patent questions be facilitated and that the communication of information on behalf of such authorities and organizations to the International Patent Documentation Center be expeditiously handled.

4. The World Intellectual Property Organization shall furthermore promote the use of the services of the International Patent Documentation Center to the maximum extent practicable by the competent authorities of its member States, particularly by International Searching and Examining Authorities under the Patent Cooperation Treaty as well as by other interested persons in such States and by international organizations.

Article V

Whenever the World Intellectual Property Organization should exercise some activity pursuant to a request of the International Patent Documentation Center, the World Intellectual Property Organization shall indicate to the International Patent Documentation Center the estimated amount of those expenses which would be connected with the compliance of such a request. If the International Patent Documentation Center maintains its request, it shall reimburse to the World Intellectual Property Organization the expenses which, in actual fact and in a proven manner, have been undertaken by the World Intellectual Property Organization, provided that such expenses do not exceed their estimated amount.

Article VI

Ten percent of the net profits of the International Patent Documentation Center shall be put at the disposal of the World Intellectual Property Organization to finance such research and development activities of the latter which concern patent documentation.

Article VII

(1) The Republic of Austria shall make the necessary arrangements that the Director General and another representative of the World Intellectual Property Organization be members of that organ of the International Patent Documentation Center which establishes the general policy of the Center, it being understood that the majority inside such organ, including its president, shall be reserved to the representatives of the Republic of Austria.

(2) Complete information concerning the management of the International Patent Documentation Center shall be made available to the World Intellectual Property Organization by the International Patent Documentation Center.

Article IV

L'Organisation Mondiale de la Propriété Intellectuelle donnera l'assistance suivante au Centre international de documentation de brevets dans l'accomplissement des tâches de ce dernier :

1. L'Organisation Mondiale de la Propriété Intellectuelle s'efforcera d'obtenir que les données bibliographiques figurant dans les documents de brevets soient présentées de manière uniforme, dans toute la mesure du possible.

2. L'Organisation Mondiale de la Propriété Intellectuelle s'efforcera d'obtenir que lesdites données figurant sur des supports pouvant être déchiffrés mécaniquement (donc sur des bandes magnétiques, des cartes perforées, etc.) soient présentées, lorsque ces supports sont établis par des offices de brevets ou par l'Institut international des brevets, de façon uniforme dans toute la mesure du possible.

3. L'Organisation Mondiale de la Propriété Intellectuelle s'efforcera de faciliter les contacts entre, d'une part, le Centre international de documentation de brevets et, d'autre part, les autorités compétentes des Etats membres de cette Organisation, ainsi que les organisations internationales qui s'occupent de questions de brevets; elle s'efforcera également que la transmission au Centre international de documentation de brevets des informations provenant des autorités et organisations qui précèdent s'effectue de la façon la plus expéditive.

4. En outre, l'Organisation Mondiale de la Propriété Intellectuelle devra promouvoir dans toute la mesure du possible l'utilisation par les autorités compétentes de ses Etats membres - notamment par les administrations chargées de la recherche internationale et par les administrations chargées de l'examen préliminaire international conformément au Traité de coopération en matière de brevets - ainsi que par toutes autres personnes intéressées de ces Etats et par les organisations internationales, des services du Centre international de documentation de brevets.

Article V

Chaque fois que l'Organisation Mondiale de la Propriété Intellectuelle exercera une activité conformément à une requête du Centre international de documentation de brevets, l'Organisation communiquera au Centre le montant estimatif des dépenses liées à la suite à donner à cette requête. Si le Centre international de documentation de brevets maintient sa requête, il remboursera à l'Organisation Mondiale de la Propriété Intellectuelle les dépenses prouvées qui ont été effectivement supportées par l'Organisation Mondiale de la Propriété Intellectuelle, pour autant que ces dépenses n'excèdent pas leur montant estimé.

Article VI

10% du bénéfice net du Centre international de documentation de brevets sera mis à la disposition de l'Organisation Mondiale de la Propriété Intellectuelle afin de financer des activités de recherche et de développement de l'Organisation qui ont trait à la documentation de brevets.

Article VII

1) La République d'Autriche prendra les arrangements nécessaires pour que le Directeur général et un autre représentant de l'Organisation Mondiale de la Propriété Intellectuelle soient membres de l'organe du Centre international de documentation de brevets qui détermine la politique générale du Centre, étant entendu que la majorité au sein de cet organe appartiendra aux représentants de la République d'Autriche, et que le président de cet organe sera un représentant de la République d'Autriche.

2) Le Centre international de documentation de brevets mettra à la disposition de l'Organisation Mondiale de la Propriété Intellectuelle des informations complètes au sujet de la gestion du Centre.

Article VIII

(1) This Agreement shall enter into force pursuant to an exchange of notes between the representative of the Republic of Austria empowered to this effect and the Director General of the World Intellectual Property Organization.

(2) The Republic of Austria may, in writing, through diplomatic channels, and subject to 6 months' notice, denounce the present Agreement after the expiration of three years from its entry into force.

(3) The Republic of Austria may in writing, through diplomatic channels, and subject to 3 months' notice, denounce the present Agreement after the expiration of two years after its entry into force unless, by that time, at least eight agreements of cooperation with Patent Offices have been concluded, among them four agreements with such Patent Offices in which, according to the latest published yearly statistics of the World Intellectual Property Organization, the number of patent applications exceed 30,000. The same shall, subject, however, to 6 months' notice, apply when because of the termination of any agreement of cooperation, the said condition is no longer fulfilled.

(4) As far as the provisions of paragraph (3) are concerned, the International Patent Institute shall be considered to be a Patent Office.

(5) The World Intellectual Property Organization may, in writing, through diplomatic channels, denounce this Agreement not earlier than January 1, 1974, if by that date the International Patent Documentation Center is not established or if, any time after the said date, the services provided for in Article II are not, or are no longer, furnished; such denunciation shall become effective 6 months after it has been made.

DONE at

on

in three originals, in German, English and French, equally binding both parties.

For the Republic of Austria:

For the World Intellectual Property Organization

/End of Annex A/

Article VIII

1) Le présent Accord entrera en vigueur moyennant un échange de notes entre le représentant de la République d'Autriche habilité à cet effet et le Directeur général de l'Organisation Mondiale de la Propriété Intellectuelle.

2) La République d'Autriche pourra, moyennant un préavis de six mois, dénoncer le présent Accord par écrit et par la voie diplomatique, après l'expiration d'un délai de trois ans à compter de son entrée en vigueur.

3) La République d'Autriche pourra, moyennant un préavis de trois mois, dénoncer le présent Accord par écrit et par la voie diplomatique, après l'expiration d'un délai de deux ans à compter de son entrée en vigueur, à moins qu'à cette date il ait été conclu au moins huit accords de coopération avec des offices des brevets, dont quatre avec des offices où, d'après les plus récentes statistiques annuelles publiées par l'Organisation Mondiale de la Propriété Intellectuelle, le nombre des demandes de brevets est supérieur à 30.000. La même faculté sera applicable, moyennant toutefois un préavis de six mois, lorsqu'en raison de l'expiration de tout accord de coopération, ladite condition n'est plus remplie.

4) En ce qui concerne les dispositions de l'alinéa 3), l'Institut international des brevets sera considéré comme un office des brevets.

5) L'Organisation Mondiale de la Propriété Intellectuelle pourra dénoncer le présent Accord par écrit et par la voie diplomatique à compter du 1er janvier 1974 si, à cette date, le Centre international de documentation de brevets n'est pas établi ou si, à toute date ultérieure, les services prévus à l'Article II ne sont pas fournis ou ne le sont plus; cette dénonciation prendra effet à l'expiration d'un délai de six mois à compter de la date à laquelle elle a été effectuée.

FAIT à

le

en trois originaux, en langues allemande, anglaise et française, faisant également foi pour les deux parties.

Pour la République d'Autriche :

Pour l'Organisation Mondiale de la Propriété Intellectuelle

Fin de l'Annexe A

ANNEX B

LIST OF PARTICIPANTS

I. MEMBERS OF THE STANDING SUBCOMMITTEE

AUSTRIA

Mr. T. LORENZ, Vorsitzender Rat, Austrian Patent Office, Vienna
Mr. W. PILCH, Technical Advisor, Austrian Patent Office, Vienna
Mr. F. CESKA, Counsellor of Embassy, Permanent Mission of Austria, Geneva

GERMANY (FEDERAL REPUBLIC)

Mr. K.H. HOFMANN, Abteilungspräsident, German Patent Office (Berlin Branch),
Berlin
Mrs. R. VON SCHLEUSSNER, Regierungsdirektorin, German Patent Office, Munich

JAPAN

Mr. K. MATSUIE, Director, Fifth Examination Department, Japanese Patent
Office, Tokyo
Mr. K. TAKAMI, Trial Examiner, Department of Appeals, Japanese Patent Office,
Tokyo

NETHERLANDS

Mr. J. DEKKER, Vice-President, Netherlands Patent Office, The Hague

SOVIET UNION

Mr. E. ARTEMIEV, Deputy Chairman, Committee for Inventions and Discoveries
attached to the Council of Ministers of the USSR, Moscow
Mr. V. EUGENIEV, Head of Section, Committee for Inventions and Discoveries
attached to the Council of Ministers of the USSR, Moscow

SWEDEN

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/End of Annex B/
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