

Industrial Property

Published monthly
Annual subscription:
Sw.fr. 95.—
Each monthly issue:
Sw.fr. 10.—

15th year - No. 2
February 1976

Monthly Review of the
World Intellectual Property Organization

Contents

WORLD INTELLECTUAL PROPERTY ORGANIZATION	
— WIPO Convention. Accession. Turkey	90
INTERNATIONAL UNIONS	
— Paris Convention. Accession to the Stockholm Act. Turkey	90
WIPO MEETINGS	
— ICIREPAT. Technical Coordination Committee	91
ACTIVITIES REPORT	
— WIPO/IDCAS. Model Law for Arab States on Trademarks	92
GENERAL STUDIES	
— The Protocol of Geneva to the Hague Agreement Concerning the International Deposit of Industrial Designs (Paul Braendli)	93
— The Luxembourg Convention of December 15, 1975 — The Community Patent (François Savignon)	95
NEWS ITEMS	
— Germany (Federal Republic of), International Patent Institute (IIB), Japan	102
CALENDAR OF MEETINGS	103
INDUSTRIAL PROPERTY LAWS AND TREATIES	
— <i>Editor's Note</i>	
— Explanations concerning <i>Industrial Property Laws and Treaties</i>	
— Multilateral Treaties — Convention for the European patent for the common market (Community Patent Convention)	Text 2-001, page 001

© WIPO 1976

Any reproduction of official notes or reports, articles and translations of laws or agreements, published in this review, is authorized only with the prior consent of WIPO.

World Intellectual Property Organization

WIPO Convention

Accession

TURKEY

The Government of Turkey deposited on February 12, 1976, its instrument of accession to the Convention Establishing the World Intellectual Property Organization (WIPO).

Turkey has fulfilled the condition set forth in Article 14(2) of the Convention by concurrently

acceding to the Stockholm Act (1967) of the Paris Convention for the Protection of Industrial Property, with the limitation provided for in Article 20(1)(b)(i) of the said Act to the effect that the accession shall not apply to Articles 1 to 12.

Pursuant to Article 15(2), the WIPO Convention will enter into force with respect to Turkey on May 12, 1976.

WIPO Notification No. 86, of February 16, 1976.

International Unions

Paris Convention

Accession to the Stockholm Act

(with the exception of Articles 1 to 12)

TURKEY

The Government of Turkey deposited on February 12, 1976, its instrument of accession to the

Stockholm Act of July 14, 1967, of the Paris Convention for the Protection of Industrial Property of March 20, 1883, with a declaration to the effect that its accession shall not apply to Articles 1 to 12.

Pursuant to the provisions of Article 20(2)(c) and (3), the Stockholm Act of the Paris Convention, with the exception of Articles 1 to 12, will enter into force with respect to Turkey on May 16, 1976.

Paris Notification No. 79, of February 16, 1976.

WIPO Meetings

ICIREPAT

Technical Coordination Committee

Fifteenth (last) Session

(Geneva, December 10 to 12, 1975)

Note*

The Technical Coordination Committee (TCC) of ICIREPAT held its fifteenth and last session in Geneva from December 10 to 12, 1975¹. The session was chaired by Mr. G. Borggård, Director General of the Swedish Patent Office.

A list of participants follows this Note.

Long-Term Program for Development of an Integrated System for Patent Search. The TCC agreed in general to the considerations made and conclusions drawn by the Ad Hoc Committee of the TCC regarding the Long-Term Program for Development of an Integrated System for Patent Search as proposed by the Soviet Union (hereinafter referred to as the "Long-Term Program"). It recognized that the proposed tasks of the Long-Term Program aimed ultimately at improving patent search within patent offices, and affording improved access to the technical information contained in patent documents for users outside patent offices, e. g., industrial circles and developing countries.

The TCC outlined a plan for the implementation of the Long-Term Program in three steps.

The three steps of the suggested plan are the following:

- Step I: Improvement of basic tools for manual and mechanized searches,
- Step II: Production of standardized systems for mechanized search,
- Step III: Feasibility study of the integration of manual and mechanized search.

The TCC proposed an "activity plan" for the tasks to be undertaken in Step I of the Long-Term Program.

Suggestions of the Technical Committees. The TCC approved the amendments to the Guidelines for the Preparation of Abstracts of Patent Documents

* This Note has been prepared by the International Bureau.

¹ The Note on the fourteenth session of the TCC was published in *Industrial Property*, 1975, p. 259.

proposed by the PCT Interim Committee for Technical Cooperation at its fifth session (Geneva, October 29 to November 3, 1975) and agreed that the final version of the said Guidelines and the final version of the Guidelines for the Preparation of Categorized Abstracts should be included in the ICIREPAT Manual.

Transfer of any Unfinished Business of the TCC to the Plenary Committee (PLC). Since the fifteenth session of the TCC was the last one before the entry into force, on January 1, 1976, of the new version of the Organizational Rules of ICIREPAT whereby the TCC is merged with the PLC, the TCC transferred, in their entirety, all pending suggestions and unfinished business of the Technical Committees of ICIREPAT to the PLC:

List of Participants*

I. Member States

Austria: K. Springer. **France:** D. Cuvelot. **Germany (Federal Republic of):** W. Weiss. **Soviet Union:** E. Y. Artemiev; G. Neguliaev. **Sweden:** G. Borggård; L. G. Björklund. **United Kingdom:** D. G. Gay. **United States of America:** P. J. Teragno.

II. Intergovernmental Organization

International Patent Institute (IIB): J. A. H. van Voorthuizen; A. Vandecasteele.

III. Observer State

German Democratic Republic: R. Blumstengel.

IV. Observer Organization

Commission of the European Communities (CEC): H. Bank.

V. Chairmen of Technical Committees

Chairman of the Technical Committee for Search Systems (TCSS): D. G. Gay.

VI. Officers

Chairman: G. Borggård (Sweden); *Secretary:* P. H. Claus (WIPO).

VII. WIPO

K. Pfanner (*Deputy Director General*); F. A. Sviridov (*Deputy Director General*); P. H. Claus (*Technical Counsellor, Head, ICIREPAT Section, Industrial Property Division*); H. Konrad (*Technical Counsellor, ICIREPAT Section*); V. Evgeniev (*Technical Assistant, ICIREPAT Section*).

* A list containing the titles and functions of the participants may be obtained from the International Bureau.

Activities Report

WIPO/IDCAS

Model Law for Arab States on Trademarks

The Model Law for Arab States on Trademarks, Trade Names, Commercial Indications and Acts of Unfair Competition has just been published in the form of a brochure in three languages (Arabic, English and French)¹. This Model Law was prepared by the Industrial Development Center for Arab States (IDCAS) with the cooperation of the World Intellectual Property Organization (WIPO).

The text constitutes a model for the guidance of those Arab States wishing to adopt new legislation or adapt their present legislation in this field.

As a first step, IDCAS and WIPO prepared drafts of the text. The second draft was discussed by Experts from the majority of the trademark offices of the twenty Arab States and by a representative of the Association for the Protection of Industrial Property in the Middle East and North Africa (APPIMAF) at a special meeting in Tunis in June 1975, organized by

¹ This brochure can be obtained from IDCAS (B. P. 1297, Cairo) or from the International Bureau of WIPO.

IDCAS and WIPO with the assistance of the Government of the Republic of Tunisia². The drafting of the Model Law was finalized during the two meetings of a Drafting Committee held respectively in Geneva in October 1975, at the invitation of WIPO, and in Doha in November 1975, at the invitation of the Government of the State of Qatar.

The Model Law consists primarily of detailed provisions on marks and more general provisions relating to trade names, commercial indications and acts of unfair competition. It also introduces some new elements in regard to existing Arab legislation and, in particular, to collective marks, license agreements and State control in regard to such agreements.

The Model Law is divided into thirteen Parts under the following headings: General Provisions; Right To Register a Mark; Registration Procedure; Duration of Protection and Renewal of Registration; Effects of Registration; Assignment and Transfer of Ownership of the Registered Mark; License Agreements; State Control of Licenses and Assignments and Transfers; Renunciation, Removal, Nullity; Collective Marks; Trade Names, Commercial Indications, Acts of Unfair Competition; Infringements and Sanctions; Final Provisions.

² See *Industrial Property*, 1975, p. 304.

General Studies

The Protocol of Geneva to the Hague Agreement Concerning the International Deposit of Industrial Designs

Paul BRAENDLI *

**The Luxembourg Convention
of December 15, 1975 —
The Community Patent**

François SAVIGNON *

News Items

GERMANY (FEDERAL REPUBLIC OF)

President of the German Patent Office

We have been informed that Dr. Erich Häusser, former judge at the Federal Patent Tribunal, has been appointed President of the German Patent Office. He succeeds Dr. Kurt Haertel.

We take this opportunity of congratulating Dr. Häusser on his appointment.

INTERNATIONAL PATENT INSTITUTE (IIB)

Director General

We have been informed that, following the decease of Mr. Guillaume Finniss, Mr. Jacques Delorme has been appointed Director General of the International Patent Institute.

We take this opportunity of congratulating Mr. Delorme on his appointment.

JAPAN

Director General, Patent Office

We have been informed that Mr. Ishiro Katayama has been appointed Director General of the Patent Office. He succeeds Mr. Hideo Saito.

We take this opportunity of congratulating Mr. Katayama on his appointment.

Calendar

WIPO Meetings

1976

- March 1 to 5 (Geneva) — Nice Union — Committee of Experts for the Revision of the Nice Agreement
- March 9 to 12 (Geneva) — Permanent Legal-Technical Program — Working Group on the Use of the International Patent Classification
- March 15 to 19 (Geneva) — Permanent Legal-Technical Program — Permanent Committee (3rd session)
- March 22 to April 2 (Munich) — International Patent Classification (IPC) — Working Group I
- March 29 to 31 (Geneva) — Paris Union — Ad hoc Coordinating Committee for Technical Activities
- April 26 to 30 (Geneva) — ICIREPAT — Technical Committee for Search Systems (TCSS)
- April 26 to 30 (Geneva) — Paris Union — Committee of Experts on the Deposit of Microorganisms for the Purposes of Patent Procedure
- May 3 to 7 (Geneva) — ICIREPAT — Technical Committee for Standardization (TCST)
- May 10 to 15 (Geneva) — Paris and Berne Unions — Committee of Experts on Scientific Discoveries
- May 17 to 21 (Geneva) — International Patent Classification (IPC) — Working Group V
- May 17 to 21 (Geneva) — Paris Union — Computer Programs — Committee of Non-Governmental Experts
- May 24 to 31 (Geneva) — Nice Union — Temporary Working Group
- June 8 to 15 (Lausanne) — Paris Union — Group of Governmental Experts for the Revision of the Paris Convention
- June 14 to 18 (Geneva) — Permanent Legal-Technical Program — Working Group on the Model Law for Developing Countries on Inventions and Know-How
- June 21 to 25 (Geneva) — Permanent Legal-Technical Program — Working Group on Licensing Guidelines
- June 28 to July 2 (Geneva) — International Classification of the Figurative Elements of Marks — Committee of Experts
- September 6 to 10 (Geneva) — Paris and Madrid Unions — Working Group on the Use of Computers in Trademarks Operations
- September 6 to 17 (Washington) — International Patent Classification (IPC) — Working Group III
- September 21 to 24 (Geneva) — ICIREPAT — Plenary Committee (PLC)
- September 27 to October 5 (Geneva) — WIPO General Assembly, Conference and Coordination Committee; Assemblies of the Paris, Madrid, Hague, Nice, Lisbon, Locarno, IPC and Berne Unions; Conferences of Representatives of the Paris, Hague, Nice and Berne Unions; Executive Committees of the Paris and Berne Unions; Committee of Directors of the Madrid Union; Council of the Lisbon Union — Ordinary Sessions
- September 27 to October 8 (Rijswijk) — International Patent Classification (IPC) — Working Group II
- October 11 to 15 (Geneva) — International Patent Classification (IPC) — Steering Committee
- October 13 to 21 (Geneva) — Nice Union — Temporary Working Group
- October 18 to 22 (Geneva) — ICIREPAT — Technical Committee for Standardization (TCST)
- October 18 to 22 (Geneva) — International Patent Classification (IPC) — Committee of Experts
- October 25 to 29 (Geneva) — ICIREPAT — Technical Committee for Search Systems (TCSS)
- November 1 to 6 (Geneva) — Patent Cooperation Treaty (PCT) — Interim Committees
- November 8 to 19 (Stockholm) — International Patent Classification (IPC) — Working Group IV
- November 22 to 26 [or 30] (Geneva) — Paris Union — Group of Governmental Experts for the Revision of the Paris Convention
- November 29 to December 3 (Geneva) — Permanent Legal-Technical Program — Working Group on the Model Law for Developing Countries on Inventions and Know-How
- November 29 to December 10 (Rijswijk) — International Patent Classification (IPC) — Working Group I
- December 13 to 17 (Geneva) — Nice Union — Committee of Experts

1977

March 14 to 18 (Geneva) — Permanent Legal-Technical Program — Permanent Committee (4th session)

September 26 to October 4 (Geneva) — WIPO Coordination Committee; Executive Committees of the Paris and Berne Unions; Assemblies of the Madrid and Hague Unions; Conference of Representatives of the Hague Union; Committee of Directors of the Madrid Union

November 28 to December 5 (Paris) — Berne Union — Executive Committee — Extraordinary Session

December 6 to 8 (Geneva) — International Convention for the Protection of Performers, Producers of Phonograms and Broadcasting Organizations — Intergovernmental Committee — Ordinary Session (organized jointly with ILO and Unesco)

UPOV Meetings in 1976

Council: October 13 to 15

Consultative Committee: March 10 and 11; October 12 and 15

Technical Steering Committee: May 6 and 7; November 18 and 19

Working Group on Variety Denominations: in the course of the week from September 14 to 17

Committee of Experts on International Cooperation in Examination: May 5; November 15 to 17

Committee of Experts on the Interpretation and Revision of the Convention: September 14 to 17

Note: All these meetings will take place in Geneva at the headquarters of UPOV

Technical Working Party for Vegetables: March 23 to 25 (Wageningen - Netherlands)

Technical Working Party for Ornamental Plants: May 12 to 14 (Melle - Belgium)

Technical Working Party for Agricultural Crops: May 24 to 26 (Tystofte - Denmark)

Technical Working Party for Fruit Crops: June 23 to 25 (Hanover - Federal Republic of Germany)

Technical Working Party for Forest Trees: August 17 to 19 (Humblebak - Denmark)

Meetings of Other International Organizations concerned with Intellectual Property**1976**

May 3 to 5 (Rijswijk) — International Patent Institute — Administrative Board

May 9 to 13 (Munich) — International League Against Unfair Competition — Congress

May 11 and 12 (Jerusalem) — International Confederation of Societies of Authors and Composers — Legal and Legislative Commission

May 24 to 29 (Athens) — International Literary and Artistic Association — Congress

May 25 to June 1 (Tokyo) — International Publishers Association — Congress

June 22 to 24 (Rijswijk) — International Patent Institute — Administrative Board

July 5 to 9 (Bellagio) — International Broadcast Institute — Conference

August 30 to September 3 (Stockholm) — International Federation of Musicians — Congress

September 6 to 10 (Budapest) — Hungarian Group of AIPPI and Hungarian Association for the Protection of Industrial Property — Conference on the Significance of Protection of Industrial Property in International Industrial Cooperation

September 26 to October 2 (Montreux) — International Association for the Protection of Industrial Property — Executive Committee

September 27 to October 1 (Paris) — International Confederation of Societies of Authors and Composers — Congress

October 11 to 16 (Varna) — International Writers Guild — Congress

1977

November 28 to December 5 (Paris) — United Nations Educational, Scientific and Cultural Organization (UNESCO) — Intergovernmental Copyright Committee established by the Universal Copyright Convention (as revised at Paris in 1971)