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International Unions

Patent Cooperation Treaty (PCT)

THE PCT IN 1982

The following paragraphs summarize the results of operations under the Patent Cooperation Treaty (PCT) in 1982.

Membership. At the end of 1982, the following 32 countries had ratified or acceded to the PCT: Australia, Austria, Belgium, Brazil, Cameroon, Central African Republic, Chad, Congo, Democratic People's Republic of Korea, Denmark, Finland, France, Gabon, Germany (Federal Republic of), Hungary, Japan, Liechtenstein, Luxembourg, Madagascar, Malawi, Monaco, Norway, Netherlands, Romania, Senegal, Soviet Union, Sri Lanka, Sweden, Switzerland, Togo, United Kingdom, United States of America. In Denmark, Liechtenstein, Norway, Switzerland and the United States of America, Chapter II of the PCT is not applicable.

In addition, in January 1983, Mauritania deposited its instrument of accession to the PCT and accession by other countries is expected during the course of this year.

International Searching and Preliminary Examining Authorities. The following Offices were International Searching and Preliminary Examining Authorities at the end of 1982: the Australian Patent Office, the Austrian Patent Office, the Japanese Patent Office, the USSR State Committee for Inventions and Discoveries, the Swedish Patent Office and the European Patent Office. At the same date, the United States Patent and Trademark Office was an International Searching Authority and the United Kingdom Patent Office an International Preliminary Examining Authority.

Statistics. During 1982, the International Bureau of WIPO received the "record copies" of 4,675 international applications from the "receiving Offices," that is, Offices with which international applications were filed.

The number of international applications filed, in the same year, according to information provided by the receiving Offices, amounted to 4,713. The total number of international applications filed in each calendar year since the beginning of PCT operations is as follows:

June to December 1978	687
1979	2,734
1980	3,958
1981	4,321
1982	4,713

The increase in filings can be attributed mainly to an increasing awareness of the advantages offered by the PCT on the part of potential applicants. The average number of designations per international application was almost 9.5 in 1982. The average number of designation fees paid, however, was 4.8. This difference is due to the fact that in the case of designation of several countries for regional protection (e.g., European or OAPI patent), only one designation fee is due. It shows also that applicants drop designations—made at no cost at the time of filing—by the time they effect payment of the designation fee, a natural and desirable result of the PCT procedure.

In the following table, the total numbers of record copies received and international applications filed for the year are broken down according to the various receiving Offices, and the corresponding percentages concerning each Office are indicated:

Receiving Office* (Name of Country or Organization)	Record Copies Received		Applications Filed	
	Number/Percentage	Number/Percentage	Number/Percentage	Number/Percentage
Australia	219	4.68	225	4.77
Austria	35	0.75	37	0.79
Belgium	26	0.56	26	0.55
Brazil	20	0.43	22	0.47
Denmark	117	2.50	116	2.46
Finland	66	1.41	71	1.51
France	223	4.77	225	4.77
Germany (Federal Re- public of)	238	5.09	234	4.96
Hungary	68	1.45	68	1.44
Japan	497	10.63	486	10.31
Luxembourg	1	0.02	1	0.02
Netherlands	45	0.96	45	0.95
Norway	61	1.30	61	1.29
Romania	8	0.17	7	0.15
Soviet Union	41	0.88	36	0.76
Sweden	447	9.56	444	9.42
Switzerland**	137	2.93	142	3.01
United Kingdom***	351	7.51	358	7.60
United States of America	1,795	38.41	1,833	38.91
European Patent Of- fice****	280	5.99	276	5.86
Total:	4,675	100.00	4,713	100.00

* No record copy was received from, and no application was filed with, the following receiving Offices in 1982: Democratic People's Republic of Korea, Madagascar, Malawi, Monaco, Sri Lanka and WIPO (receiving Office for nationals and residents of Cameroon, Central African Republic, Chad, Congo, Gabon, Senegal and Togo).

** Receiving Office also for nationals and residents of Liechtenstein.

*** Receiving Office also for residents of Hong Kong.

**** (Alternative) receiving Office for nationals and residents of Austria, Belgium, France, Germany (Federal Republic of), Liechtenstein, Luxembourg, the Netherlands, Sweden, Switzerland and the United Kingdom.

The languages in which the international applications received in 1982 by the International Bureau of WIPO were filed and the corresponding percentages are as follows:

Language of Filing	Number of Applications	Percentage of Total
English	2,882	61.64
German	600	12.83
Japanese	497	10.63
French	301	6.44
Swedish	227	4.85
Danish	55	1.18
Russian	41	0.88
Norwegian	35	0.75
Finnish	33	0.71
Dutch	4	0.09
Total:	4,675	100.00

In 1982, the International Preliminary Examining Authorities notified the International Bureau of their receipt of 242 demands for international preliminary examination under Chapter II of the PCT. The International Bureau received and communicated to the elected Offices the international preliminary examination reports in 233 cases. The International Bureau provided the translations of those reports in accordance with the requirements of the elected Offices. In the following table, the demands for international preliminary examination are broken down according to the International Preliminary Examining Authorities that received them, and the corresponding percentages are indicated:

Authority* (Country or Organization)	Number of Demands	Percentage of Total
Sweden	141	58.26
United Kingdom	34	14.05
European Patent Office	33	13.64
Australia	23	9.50
Japan	9	3.72
Soviet Union	2	0.83
Total:	242	100.00

* In 1982, no demand was received by Austria.

During 1982, the receiving Offices and the International Searching Authorities were able to work within the time limits prescribed for performing their various tasks, especially those involving the transmittal of record copies and international search reports to the Inter-

national Bureau of WIPO. The International Bureau was in possession of the international search reports in sufficient time to publish them together with the international applications in almost all instances.

Publications under the PCT. The fortnightly publication of the *PCT Gazette*, in separate English and French editions, was continued throughout 1982. In addition to a substantial volume of information of a general character, the *PCT Gazette* included entries relating to the 4,515 international applications that were published in the form of PCT pamphlets (in English, French, German, Japanese or Russian, depending on the language of filing) on the same day as the relevant issues of the *PCT Gazette*. Three special issues were published consolidating the information of a general character. The number of international applications published as pamphlets in each of the above-mentioned languages (and the corresponding percentages) is as follows:

Language of Publication	Number of Applications Published	Percentage of Total
English	3,079	68.47
German	562	12.50
Japanese	498	11.07
French	230	5.11
Russian	128	2.85
Total:	4,515	100.00

Public Information Activities. Replacement pages were issued from time to time to update the *PCT Applicant's Guide*. The publication of "national chapters" continued in Volume II of the *PCT Applicant's Guide*, containing information on requirements for the processing of international applications before designated and elected Offices; in addition to the Offices already covered (Australia, Austria, Denmark, Finland, Germany (Federal Republic of), Hungary, Japan, Luxembourg, Monaco, Netherlands, Norway, Romania, Soviet Union, Sweden, Switzerland, United Kingdom, United States of America, European Patent Office and OAPI), the chapters published in 1982 covered the Offices of Brazil, the Democratic People's Republic of Korea, Malawi and Sri Lanka.

WIPO cooperated with the German Patent Office in the publication of the *PCT Applicant's Guide* in German. The first volume had been published in December 1981 by Carl Heymanns Verlag (Munich); the second volume was published in March 1982 by the same editor.

Plant Varieties

The International Union for the Protection of New Varieties of Plants in 1982

State of the Union

In 1982, two States expressed their consent to be bound by the Revised Act of October 23, 1978, of the International Convention for the Protection of New Varieties of Plants (hereinafter referred to as "the 1978 Act"), namely, Japan by the deposit, on August 3, 1982, of its instrument of acceptance and Sweden by the deposit, on December 1, 1982, of its instrument of ratification. Those two instruments bring the number of States bound by the 1978 Act to eight.

Japan, by the deposit of the said instrument of acceptance, became a member State of the Union (on September 3, 1982), which currently comprises the following 16 member States: Belgium, Denmark, France, Germany (Federal Republic of), Ireland, Israel, Italy, Japan, Netherlands, New Zealand, South Africa, Spain, Sweden, Switzerland, United Kingdom, United States of America.

A table of member States of the Union, as on January 1, 1983, is reproduced on page 25 of the January 1983 issue of this review.¹

Sessions

During 1982, the various bodies of UPOV met as described below. Unless otherwise specified, the sessions took place in Geneva.

The *Council* held its fifth extraordinary session on April 29, 1982, under the chairmanship of Dr. W. Gfeller (Switzerland). The session was devoted to a discussion of the conformity of the Hungarian laws on the protection of plant varieties with the UPOV Convention. The Council took a positive decision on the conformity of the Hungarian laws with the provisions of the 1978 Act, as provided for under Article 32(3) of that Act. The effect of that decision is that the Government of the Hungarian People's Republic may deposit an instrument of accession.

The *Council* held its sixteenth ordinary session from October 13 to 15, 1982, also under the chairmanship of Dr. W. Gfeller. The session was attended by representatives from member States and by observers from a number of interested non-member States, namely: Austria, Brazil, Canada, Chile, Egypt, Hungary, Iran, Ivory Coast, Norway, Panama, Poland, Soviet Union. The Commission of the European Communities (CEC) and the Food and Agriculture Organization of the United Nations (FAO) were also represented by observers.

The first day of the session was devoted, for the third year running, to a symposium. The subject of the 1982 *Symposium* was "Genetic Engineering and Plant Breeding." The following lectures were given:

(i) "Genetic Engineering: A New Tool for Plant Breeders," by Dr. David J. Padwa, Chairman of the Board and Chief Executive Officer, Agrigenetics Corporation, Denver, Colorado, United States of America;

(ii) "The Scientific Background of Genetic Engineering: Current Technologies and Prospects for the Future," by Dr. Robert H. Lawrence, Vice-President and Director of Research, Agrigenetics Corporation, Denver, Colorado, United States of America;

(iii) "Intellectual Property Aspects of Plant Variety Genetic Engineering: Views of an American Lawyer," by Dr. Sidney B. Williams, Jr., Manager, Patent Group 3, Patent Law Department, The Upjohn Company, Kalamazoo, Michigan, United States of America;

(iv) "Introducing New Technology to Plant Improvement," by Mr. Max Rives, Research Director, French National Institute of Agronomic Research (INRA), Versailles, France;

(v) "Intellectual Property Aspects of Plant Variety Genetic Engineering: Views of a European Lawyer," by Dr. Peter Kreye, Attorney at Law, Hamburg, Federal Republic of Germany.

In addition to the representatives of member and non-member States, the CEC, FAO and the World Intellectual Property Organization (WIPO), the Symposium was attended by more than 30 representatives of international non-governmental organizations (European Association for Research on Plant Breeding (EUCARPIA), International Association for the Protection of Industrial Property (IAPIP), International Association of Horticultural Producers (AIPH), International Association of Plant Breeders for the Protection of Plant Varieties (ASSINSEL), International Community of Breeders of Asexually Reproduced Fruit Tree and Ornamental Varieties (CIOFORA), International Federation of the Seed Trade (FIS)) and by almost 50

¹ It should be noted that since January 1, 1983, (1) Hungary deposited its instrument of accession to the 1978 Act and will become a member of UPOV with effect from April 16, 1983, and (2) France ratified the 1978 Act with effect from March 17, 1983.

technical and legal experts from companies and institutions active in or competent for plant breeding in ten countries. The proceedings were also followed by journalists and other representatives of the media, including a production team for a Japanese television station. The Symposium was concluded by a panel discussion. Records of the proceedings of the Symposium will form the subject of a special UPOV publication (No. 340) in English, French, German and Spanish.

The main decisions taken by the *Council* at its sixteenth ordinary session were:

(i) the report of the Secretary-General on the activities of the Union in 1981 and the first nine months of 1982, the report on his management and the financial situation of the Union in 1981, and the accounts of the Union for 1981, were approved;

(ii) the program and budget for 1983 was examined and approved;

(iii) the reports on the progress made by the various committees and technical working parties, including their plans for future work, were approved;

(iv) the 1983 Symposium would be devoted to the theme "Nomenclature";

(v) the adoption of new internal rules and regulations made necessary by the entry into force of the 1978 Act of the UPOV Convention.

(vi) Mr. M. Heuver (Netherlands) was elected Chairman of the Administrative and Legal Committee for a term of three years expiring at the end of the nineteenth ordinary session of the Council (1985).

The *Consultative Committee* held its twenty-fifth session on April 28 and 29, 1982, and its twenty-sixth session on October 12 and 15, 1982, both under the chairmanship of Dr. W. Gfeller (Switzerland). The sessions were devoted mainly to the preparation of the fifth extraordinary and sixteenth ordinary sessions of the Council.

The *Administrative and Legal Committee*, the body in which questions of the practical application of the UPOV Convention and future developments of an administrative or legal nature are discussed, held its ninth session on April 26 and 27, 1982, under the chairmanship of Mr. P.W. Murphy (United Kingdom), and its tenth session on November 16 and 17, 1982, under the chairmanship of Mr. M. Heuver (Netherlands). Both sessions were attended by representatives from member States; in addition, observers from Japan (prior to that country's becoming a member State shortly before the tenth session), Mexico, the CEC and the European Free Trade Association (EFTA) attended the ninth session, and an observer from the CEC attended the tenth session. During its tenth session, the Committee held a joint meeting with the Technical Committee, under the chairmanship of Mr. C. Hutin (France), Chairman of the Technical Committee.

The main business of the ninth session was as follows.

The Committee concluded its discussion on the question whether breeders should be given access to tests of varieties for distinctness, homogeneity and stability. It noted that the points of view expressed by the international professional organizations consulted were divergent—one organization favoring confidentiality of the tests and two others being in favor of breeders being allowed to visit the testing premises under certain conditions—as were the practices adopted by the member States. As far as cooperation in examination was concerned, it also noted that the UPOV Model Agreement on International Cooperation in the Testing of Varieties enabled member States carrying out trials both to adopt the policy of their choice with regard to the varieties examined on their own behalf and to provide all necessary guarantees with regard to the varieties they examined for other member States. In view of that situation, it invited member States to take the points of view of the professional organizations into account when the occasion arose, within the limits imposed by domestic law, of course.

The Committee continued its work on the revision of the Guidelines for Variety Denominations which date back to 1973. It gave a first reading to a draft set of Recommendations on Variety Denominations.

The main business of the tenth session was as follows.

The Committee gave a second reading to the draft set of Recommendations on Variety Denominations. It is expected that work on this draft will be completed at the Committee's eleventh session, in April 1983.

At both sessions, the Committee noted the latest developments regarding amendments to national plant variety protection legislation either introduced or planned by member States, particularly in relation to ratification of the 1978 Act of the UPOV Convention.

At the joint meeting with the Technical Committee, the Committee examined two subjects. Firstly, in connection with the revision of the Guidelines for Variety Denominations, referred to above, it considered whether the "List of Classes" forming an appendix to the 1973 Guidelines should also be revised. The meeting decided that experts from the member States should be invited to submit proposals in accordance with a number of basic principles established during its discussions. Secondly, in connection with the hearing of international non-governmental organizations planned for November 9 and 10, 1983, the question of "minimum distances between varieties" was discussed. The expression "minimum distances between varieties" is used in UPOV circles to refer to the distance that has to exist between two varieties—in their recognizable and describable characteristics—for each to be eligible for a separate title of protection. The meeting decided that the question should be further discussed at the eleventh session of the Administrative and Legal Committee and at the twenty-seventh session of the Consultative Com-

mittee, both to be held in April 1983. It was also decided that the interested organizations should be requested to make known their opinions and proposals, for consideration by the Technical Committee at its nineteenth session, in October 1983.

The *Technical Committee*, the body in which questions of the practical application of the UPOV Convention and future developments of a technical nature are discussed, held a joint meeting with the Administrative and Legal Committee on November 17, 1982 (see the first and last paragraphs of the above summary of the work of the Administrative and Legal Committee), and held its eighteenth session on November 18 and 19, 1982, under the chairmanship of Mr. C. Hutin (France).

The main business of the session was as follows.

The Committee adopted four Test Guidelines, submitted:

- (i) by the Technical Working Party for Fruit Crops — for Citrus (TG/83/3) and for Japanese Plum (TG/84/3);
- (ii) by the Technical Working Party for Vegetables — for French Bean (TG/12/4), being a revision of the existing Test Guidelines, and for Celery (TG/82/3).

As in previous years, the Committee, supported by its four Technical Working Parties, discussed a number of questions arising from practical experience in the member States of the application of the principles established in the General Introduction to the Test Guidelines and of the individual Test Guidelines in conducting tests for distinctness, homogeneity and uniformity. Among the questions that arose were: tolerances for off-types; lists of varieties under test; example varieties and, in particular, the need to replace obsolete ones; criteria for assessing whether a "technological" characteristic obtained by methods such as electrophoresis could be used for establishing distinctness; the compilation of a list of standard documents and books used in connection with variety testing. The Committee also discussed the need to publish a UPOV Color Chart and to continue with the work of assessing the usefulness for variety testing purposes of colorimeters. The Committee decided to set up a technical working party to study the question of harmonization of automation and computer programs.

The Committee received reports on the progress of the work of the four Technical Working Parties, gave guidance on a number of questions raised by them and instructed them on the major aspects of their future work.

The *Technical Working Party for Vegetables* held its fifteenth session from May 11 to 13, 1982, under the chairmanship of Mr. F. Schneider (Netherlands). In addition to its work on the two Test Guidelines for vegetables adopted by the Technical Committee, the Working Party completed the preparation of a first draft

of Test Guidelines for Leek for submission to the professional organizations for comment.

The *Technical Working Party for Agricultural Crops* held its eleventh session in Madrid (Spain) from May 19 to 21, 1982, under the chairmanship of Dr. G. Fuchs (Federal Republic of Germany).

The *Technical Working Party for Fruit Crops* held its thirteenth session in Faversham (United Kingdom) from September 29 to October 1, 1982, under the chairmanship of Dr. G.S. Bredell (South Africa). The Working Party completed its work on the two Test Guidelines for fruit crops that were adopted by the Technical Committee.

The *Technical Working Party for Ornamental Plants and Forest Trees* held its fifteenth session in Cambridge (United Kingdom) from October 5 to 7, 1982, under the chairmanship of Mrs. U. Löscher (Federal Republic of Germany). The Working Party completed the preparation of first drafts of Test Guidelines for African Violet (revision), Anthurium, Carnation (revision) and Narcissi for submission to the professional organizations for comment.

Contacts with States and Organizations

Of the various contacts the Office of the Union had during 1982, the following deserve special mention: in July, the Secretary-General and the Vice Secretary-General were received at the German Federal Ministry of Food, Agriculture and Forestry in Bonn-Duisdorf, during the official visit of Dr. Bogsch, as Director General of WIPO, to the Federal Republic of Germany; in August, the Vice Secretary-General visited the competent authorities of the French Republic in Paris, at their invitation; in September, he attended a ceremony in Hanover (Federal Republic of Germany), to mark the thirtieth anniversary of the Federal Plant Varieties Office (*Bundessortenamt*) and the inauguration of its new headquarters; and in November, he was visited by the Secretary of State for Food at the Ministry of Agriculture, Fisheries and Food of the Spanish State.

UPOV was represented at a meeting of the Vegetable Section of ASSINSEL, held in March in Geneva (Switzerland); at the annual Congresses of ASSINSEL and of FIS, both held in May in Venice (Italy); at an extraordinary meeting of the Governing Board of the European Co-operative Programme for the Conservation and Exchange of Crop Genetic Resources (ECP/GR), held in June in Geneva; at a conference on breeders' rights for decorative cultivars, organized by the Faculty of Law of the University of Southampton and held in September in Cambridge (United Kingdom); at the Thirty-Fourth Congress of AIPH, held in Amsterdam (Netherlands); and at the Fourth International Colloquium on the Protection of New Varieties of Plants, organized by CIO-PORA and held in October 1982, in Geneva.

In November 1982, an Information Meeting was held at the headquarters of UPOV in Geneva. The purpose of the meeting, the first of its kind between the Office of UPOV and international non-governmental organizations interested in the activities of the Union, was to exchange information and to give an occasion for representatives of the organizations to express, in an informal way, their wishes and suggestions concerning the future development of plant breeders' rights in general and UPOV in particular. The organizations represented were: AIPH, ASSINSEL, CIOPORA, Association of Plant Breeders of the European Economic Community (COMASSO), FIS, National Association of Plant Patent Owners (NAPPO). The Office of the Union took note of the matters raised by the organizations, the representatives of which expressed their satisfaction at the convening of the meeting and asked that similar meetings be held in the future.

Publications

In 1982, the Office of the Union published the *Records of the 1978 Geneva Diplomatic Conference on*

the Revision of the International Convention for the Protection of New Varieties of Plants, in French (UPOV publication 337(F)); *Rules of Procedure of the Council* (as of October 15, 1982), in English, French and German (UPOV publications INF/7); *Agreement Between WIPO and UPOV* (signed on November 26, 1982), in English, French and German (UPOV publications INF/8); five issues of "*Plant Variety Protection - Gazette and Newsletter of the International Union for the Protection of New Varieties of Plants*"; brochures containing the Arabic and Japanese texts of the Revised Act of 1978 of the UPOV Convention (UPOV publications 295(A) and 295(J), respectively); the *Records of the 1981 Symposium on "Plant Breeding Activities of Government Institutes, International Centers and the Private Sector,"* in English, French, German and Spanish (UPOV publications 339(E), (F), (G) and (S), respectively); an updated version of the *UPOV General Information Brochure* in English, French, German and Spanish (UPOV publications 408 (E), (F), (G) and (S), respectively); and four *Guidelines for the Conduct of Tests for Distinctness, Homogeneity and Stability* (for details, see the above report on the work of the Technical Committee).

WIPO Meetings

Paris Union

Assembly
Seventh Session (2nd Extraordinary)

and

Conference of Representatives
Ninth Session (4th Extraordinary)

(Geneva, February 28, 1983)

NOTE*

The Assembly and Conference of Representatives of the International Union for the Protection of Industrial Property (Paris Union) held their seventh session (2nd extraordinary) and ninth session (4th extraordinary), respectively, in Geneva on February 28, 1983. The purpose of the sessions was to discuss and approve the arrangements for the fourth session of the Diplomatic Conference on the Revision of the Paris Convention.

Forty-nine States members of the Assembly and four States members of the Conference of Representatives of the Paris Union were represented at the sessions. One State member of WIPO but not of the Paris Union and two intergovernmental organizations were represented by observers. The list of participants follows this Note.

The spokesmen of the three Regional Groups (Group of Developing Countries, Group B, representing industrialized market economy countries, and Group D, representing industrialized Socialist countries) each reaffirmed the importance of continuing the Diplomatic Conference and expressed the desire of their Groups to conclude successfully the work on the revision of the Paris Convention.

Following a discussion on the place, duration and dates of the fourth session of the Diplomatic Conference, the Assembly decided that that session would take place in Geneva from February 27 to March 24, 1984, and noted with appreciation that the Swiss authorities had offered to place at the disposal of the Conference, free of charge, the premises of the *Centre international de conférences de Genève*.

LIST OF PARTICIPANTS*

I. States

Algeria¹: B. Saci; M. Mati. Argentina¹: F. Jiménez Dávila; J. Pereira. Australia¹: J. Cowcher. Austria¹: G. Mayer-Dolliner; F. Trauttmannsdorff. Belgium¹: J.-M. Poswick. Brazil¹: A. Gurgel de Alencar; E. Cordeiro. Bulgaria¹: I. Kotzev. Burundi¹: B. Seburyamo. Cameroon¹: W. Eyambe. Canada¹: J. Lynch. Congo¹: E. Kouloufoua; G. Goma; S. Bayalama. Czechoslovakia¹: M. Slamova. Denmark¹: K. Skjødt. Egypt¹: M. Daghash. Finland¹: I. Uusitalo. France¹: L. Nicodème; M. Hiance; J.-M. Momal. German Democratic Republic¹: H.-W. Mattern. Germany (Federal Republic of)¹: E. Steup. Ghana¹: A.J.B. McCarthy. Haiti¹: C. Hudicourt Ewald; S. Théard Mevs. Holy See¹: G. Bertello. Hungary¹: Gy. Pusztai. Indonesia¹: R. Tanzil. Israel¹: M. Shaton. Italy¹: G.L. Milesi-Ferretti; S. Samperi. Japan¹: S. Ono. Jordan¹: K. Abdul-Rahim. Liechtenstein¹: R. Marxer. Madagascar¹: O. Raveloson. Mexico¹: P. Espinosa. Morocco¹: M. Halfaoui. Netherlands¹: J.J. Bos. New Zealand¹: B.T. Lincham. Norway¹: A.G. Gerhardsen. Philippines¹: E.A. Manalo. Poland¹: J. Zawalonka; R. Rysinski. Portugal¹: J. Mota Maia; R. Serrão. Republic of Korea¹: Jae-Uk Chae; Seock Jeong Eom. Romania¹: T. Melescanu. Senegal¹: S.C. Konate. Soviet Union¹: V. Zubarev; V. Dmitriev. Spain¹: J. Delicado Montero-Rios; S. Jessel; A. Casado Cerviño. Sweden¹: G. Borggård. Switzerland¹: P. Braendli; J. Manz; A.-M. Buess. Tanzania¹: E.E.E. Mtango; S.J. Asman. Trinidad and Tobago¹: H. Robertson. Tunisia¹: K. Gueblaoui; M. Baati. Turkey¹: E. Apakan. United Kingdom¹: T.W. Sage. United States of America¹: G.J. Mossinghoff; M.K. Kirk; G.T. Dempsey. Uruguay¹: C.A. Fernández-Ballesteros; A. Moerzinger. Viet Nam¹: Nguyễn Thuong; Doan Tat Cam. Yemen²: A. Tarcici. Yugoslavia¹: B. Branković.

II. Intergovernmental Organizations

United Nations Industrial Development Organization (UNIDO); S.-P. Padolecchia. African Intellectual Property Organization (OAPI); D. Ekani.

III. Officers

Chairman: Gy. Pusztai (Hungary). Vice-Chairman: P. Braendli (Switzerland). Secretary: K. Pfanner (WIPO).

IV. International Bureau of the World Intellectual Property Organization (WIPO)

A. Bogsch (Director General); K. Pfanner (Deputy Director General); M. Porzio (Deputy Director General); T.A.J. Keefer (Director, Administrative Division); G. Ledakis (Legal Counsel); F. Balley (Head, Industrial Property Law Section, Industrial Property Division); H. Rosier (Head, Mail and Documents Section).

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

¹ Member of the Paris Union.

² Member of WIPO but not of the Paris Union.

Locarno Union

Committee of Experts on the International Classification for Industrial Designs

Fourth Session
(Geneva, December 13 to 17, 1982)

NOTE*

The Committee of Experts set up by Article 3 of the Locarno Agreement, of October 8, 1968, Establishing an International Classification for Industrial Designs (hereinafter referred to as "the Committee") met in Geneva from December 13 to 17, 1982.¹

The following countries members of the Locarno Special Union were represented: Denmark, Finland, France, Netherlands, Norway, Soviet Union, Spain, Sweden, Switzerland. The following member countries of the Paris Union for the Protection of Industrial Property, not members of the Locarno Union, were represented by observers: Madagascar, Republic of Korea, Turkey. One intergovernmental organization, the Benelux Designs Office, and one international non-governmental organization, the International Chamber of Commerce, were also represented by observers. The list of participants follows this Note.

The Committee took decisions in respect of changes in each one of the three constituent elements of the International (Locarno) Classification (hereinafter referred to as "the Classification"), namely, the List of Classes and Subclasses, the Alphabetical List of Goods in which industrial designs are incorporated and the Explanatory Notes.

The decisions were based on proposals submitted by certain countries, members of the Locarno Union, as well as on proposals made by the International Bureau on the basis of a review as to formal aspects of the Classification.

Pursuant to Article 4(1) of the Locarno Agreement, the decisions of the Committee of Experts will, on July 1, 1983, be communicated by the International Bureau to the member countries of the Locarno Union by means of a special notification.

In accordance with the decisions taken by the Assembly of the Locarno Union at its first extraordinary session of September/October 1971, only the changes in the List of Classes and Subclasses and in the Explanatory Notes are published below. The changes in the Alphabetical List of Goods will be included in the said notification.

With regard to further proposals made by the International Bureau for improving the Classification by (a) limiting the Alphabetical List of Goods to single product-indications, and (b) supplementing the said List with a "Catchword Index" with cross references wherever necessary containing clusters of all related product designations, the Committee recommended that the International Bureau should proceed and rearrange the presentation of the Classification, as proposed.

CHANGES IN THE LIST OF CLASSES AND SUBCLASSES AND IN THE EXPLANATORY NOTES

1. Class 06. Addition of a New Explanatory Note

A new Explanatory Note (b) has been added to Class 06, reading as follows:

"Sets of furniture, as far as they can be looked upon as one design, are classified in Class 06-05."

The present Note (b) has become Note (c).

2. Class 08. Addition of an Explanatory Note to Subclass 99

An Explanatory Note has been added to Subclass 99 of Class 08, reading as follows:

"Including non-electric cables, regardless of the material of which they are made."

3. Class 11. Change of the Heading of Subclass 01

The title of this Subclass has been changed to: "Jewellery."

4. Class 12. Change of the Headings of Subclasses 15 and 16

The heading of *Subclass 15* has been changed to: "Tyres and anti-skid chains for vehicles."

The heading of *Subclass 16* has been changed to: "Parts, equipment and accessories for vehicles, not included in other Classes or Subclasses."

5. Class 15. Change of the Heading of Subclass 09

The heading of this Subclass has been changed to: "Machine tools, abrading and founding machinery."

6. Class 30. Change of the Heading of this Class

The heading of this Class has been changed to: "Articles for the care and handling of animals."

* Prepared by the International Bureau.

¹ For the Note on the third session, see *Industrial Property*, 1981, p. 99.

LIST OF PARTICIPANTS***I. Member States**

Denmark: I. Sander; J.E. Carstad. **Finland:** O. Wilder. **France:** J. Norguet. **Netherlands:** F. Launspach. **Norway:** A. Guldhav. **Soviet Union:** A.N. Grigoriev. **Spain:** M. Hidalgo. **Sweden:** V. Smith. **Switzerland:** J.-M. Souche; M. Diriwächter.

II. Observer States

Madagascar: S. Rabearivelo. **Republic of Korea:** Shi Hyung Kim. **Turkey:** E. Apakan.

III. Intergovernmental Organization

Benelux Deslgn Office: F. Launspach.

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

IV. Non-Governmental Organization

International Chamber of Commerce (ICC): J. Buraas.

V. Officers

Chairman: J.E. Carstad (Denmark). *Vice-Chairmen:* F. Launspach (Netherlands); A.N. Grigoriev (Soviet Union). *Secretary:* C. Werkman (WIPO).

VI. International Bureau of WIPO

P. Claus (*Director, Classifications and Patent Information Division*); C. Werkman (*Head, Trademark and Industrial Designs Classifications Section, Classifications and Patent Information Division*); C. Leder (*Classification Officer, Trademark and Industrial Designs Classifications Section*); V. Terbois (*Head, Industrial Design Registration Section, Trademark and Industrial Designs Registration Division*).

General Studies

The Protection of Inventions in Romania

Y. EMINESCU*

**The Transmission and Exchange of
Knowledge: The Role of Industrial Property
from the Viewpoint of a Director of
Industrial Research**

G. MAIRE*

Calendar of Meetings

WIPO Meetings

(Not all WIPO meetings are listed. Dates are subject to possible change.)

1983

May 2 to 6 (Geneva) — Committee of Experts Concerning Joint Inventive Activity

May 26 to June 3 (Geneva) — Permanent Committee on Patent Information (PCPI) — Working Group on Special Questions and Working Group on Planning

June 6 to 17 (Geneva) — Permanent Committee on Patent Information (PCPI) — Working Group on Search Information

- June 13 to 17 (Geneva) — Committee of Experts on the Legal Protection of Computer Software
- June 20 to 24 (Geneva) — Permanent Committee on Patent Information (PCPI) — Ad Hoc Working Group on the Revision of the Guide to the IPC
- July 4 to 8 (Geneva) — Joint Unesco-WIPO Consultative Committee on the Access by Developing Countries to Works Protected by Copyright (convened jointly with Unesco)
- September 12 to 20 (Geneva) — International Patent Classification (IPC) Union — Committee of Experts
- September 14 to 16 (Paris) — Forum of International Non-Governmental Organizations on Double Taxation of Copyright Royalties (convened jointly with Unesco)
- September 19 to 23 (Geneva) — Permanent Committee on Patent Information (PCPI) and PCT Committee for Technical Cooperation (PCT/CTC)
- September 26 (Geneva) — Paris Union — Celebration of the Centenary of the Paris Convention for the Protection of Industrial Property
- September 26 to October 4 (Geneva) — Governing Bodies (WIPO General Assembly, Conference and Coordination Committee; Assemblies of the Paris, Madrid, Hague, Nice, Lisbon, Locarno, IPC, PCT, Budapest, TRT 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)
- October 12 to 14 (Geneva, ILO Headquarters) — Rome Convention — Intergovernmental Committee (convened jointly with ILO and Unesco)
- October 17 to 21 (Geneva) — Committee of Governmental Experts on Model Statutes for Institutions Administering Authors' Rights in Developing Countries (convened jointly with Unesco)
- November 21 to 25 (Geneva) — Permanent Committee on Patent Information (PCPI) — Working Group on General Information
- November 28 to December 2 (Geneva) — Permanent Committee on Patent Information (PCPI) — Working Group on Special Questions and Working Group on Planning
- December 5 to 7 (Geneva) — Berne Union, Universal Copyright Convention and Rome Convention — Subcommittees on Cable Distribution of the Executive Committee of the Berne Union, of the Intergovernmental Copyright Committee and of the Intergovernmental Committee of the Rome Convention (convened jointly with ILO and Unesco)
- December 8 and 9 (Geneva, ILO Headquarters) — Rome Convention — Intergovernmental Committee (convened jointly with ILO and Unesco)
- December 12 to 16 (Geneva) — Berne Union — Executive Committee — Extraordinary Session (sitting together, for the discussion of certain items, with the Intergovernmental Committee of the Universal Copyright Convention)

1984

- February 27 to March 24 (Geneva) — Revision of the Paris Convention — Diplomatic Conference

UPOV Meetings

1983

- May 17 to 19 (Cambridge) — Technical Working Party on Automation and Computer Programs
- May 30 (Zaragoza) — Technical Working Party for Vegetables — Subgroup
- May 30 to June 1 (Zaragoza) — Technical Working Party for Vegetables
- June 7 (Tystofte, Skaelskør) — Technical Working Party for Agricultural Crops — Subgroups
- June 8 to 10 (Tystofte, Skaelskør) — Technical Working Party for Agricultural Crops
- September 20 (Rome) — Technical Working Party for Fruit Crops — Subgroup
- September 21 to 23 (Rome) — Technical Working Party for Fruit Crops
- September 27 to 29 (Conthey) — Technical Working Party for Ornamental Plants and Forest Trees
- October 3 and 4 (Geneva) — Technical Committee
- October 11 (Geneva) — Consultative Committee
- October 12 to 14 (Geneva) — Council
- November 7 and 8 (Geneva) — Administrative and Legal Committee
- November 9 and 10 (Geneva) — Hearing of International Non-Governmental Organizations

Other Meetings Concerned with Industrial Property

1983

- European Patent Organisation: June 6 to 10; December 6 to 9 (Munich) — Administrative Council
- Government of France: May 25 (Paris) — Ceremony in Honor of the Centenary of the Paris Convention ("*Un siècle d'inventions françaises*")
- International Association for the Advancement of Teaching and Research in Intellectual Property: September 5 to 7 (Munich) — Assembly and Annual Meeting
- International Association for the Protection of Industrial Property: May 22 to 27 (Paris and Versailles) — XXXII Congress and Celebration of the Centenary of the Paris Convention.
- International League Against Unfair Competition: September 18 to 21 (Montreal) — Working Session (*Journées d'Etudes*)

1984

- Royal Patent and Registration Office: June 13 to 15 (Stockholm) — Symposium on the Centenary of the Swedish Patent System

