

# Industrial Property

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## INDUSTRIAL PROPERTY LAWS AND TREATIES (INSERT)

Editor's Note

### DENMARK

Protection of the Topographies of Semiconductor Products Act (No. 778 of December 9, 1987) . . . . .	Text 1-001
Executive Order Concerning Applications for the Protection of the Topographies of Semiconductor Products (Danish Patent Office Executive Order No. 264 of April 11, 1988) . . . . .	Text 1-002

### GERMANY, FEDERAL REPUBLIC OF

Law Concerning Copyright in Industrial Designs (Designs Law) (of January 11, 1876, as last amended by the Law of December 18, 1986) . . . . .	Text 4-001
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## Notifications Concerning Treaties

### WIPO Convention

#### Accessions

#### SWAZILAND

The Government of Swaziland deposited, on May 18, 1988, its instrument of accession to the Convention Establishing the World Intellectual Property Organization, signed at Stockholm on July 14, 1967.

Swaziland will belong to Class C for the purpose of establishing its contribution towards the budget of the WIPO Conference.

The said Convention, as amended on October 2, 1979, will enter into force, with respect to Swaziland, on August 18, 1988.

*WIPO Notification No. 142, of May 18, 1988.*

#### TRINIDAD AND TOBAGO

The Government of Trinidad and Tobago deposited, on May 16, 1988, its instrument of accession to the Convention Establishing the World Intellectual Property Organization.

The said Convention, as amended on October 2, 1979, will enter into force, with respect to Trinidad and Tobago, on August 16, 1988.

*WIPO Notification No. 143, of May 16, 1988.*

### Paris Convention

#### Accession to the Stockholm Act (1967)

#### TRINIDAD AND TOBAGO

The Government of Trinidad and Tobago deposited, on May 16, 1988, 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.

Trinidad and Tobago will belong to Class VII for the purpose of establishing its contribution towards the budget of the Paris Union.

The Stockholm Act (1967), as amended on October 2, 1979, of the said Convention will enter into force, with respect to Trinidad and Tobago, on August 16, 1988.

*Paris Notification No. 119, of May 16, 1988.*

### Budapest Treaty

#### Clarification of Name and Address and Change in Fees

#### NATIONAL COLLECTION OF YEAST CULTURES (NCYC)

(United Kingdom)

The Director General of WIPO was informed by a notification received on May 2, 1988, from the Government of the United Kingdom that, as concerns the National Collection of Yeast Cultures (NCYC), an international depositary authority under the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure, which was the subject of Budapest Notification Nos. 23 and 60, the full and correct name and address of the said international depositary authority is:

National Collection of Yeast Cultures (NCYC),  
AFRC Institute of Food Research  
Norwich Laboratory  
Colney Lane  
Norwich NR4 7VA  
United Kingdom.

Further, as stated in the said notification of the Government of the United Kingdom, the fees charged by the said international depositary authority pursuant to Rule 12.2(a) of the Regulations under the Budapest Treaty, as published in the January 1982 issue of *Industrial Property*, are changed as follows:

Deposit of a microorganism under the Budapest Treaty . . . . .	£795
Furnishing of a sample . . . . .	45

Postage and packing is included for destinations in the United Kingdom, extra for overseas.

The fees are subject to Value Added Tax where applicable.

[End of text of the notification of the Government of the United Kingdom]

The fees set forth in the said notification of the Government of the United Kingdom will apply as from

the thirtieth day following the date (June 30, 1988) of publication of the said fees in the present issue of *Industrial Property*, that is, as from July 31, 1988 (see Rule 12.2(c) of the Regulations of the Budapest Treaty), and will replace the fees published in the January 1982 issue of *Industrial Property*.

*Budapest Communication No. 43 (this Communication is the subject of Budapest Notification No. 70, of May 16, 1988).*

# WIPO Meetings

## International Patent Classification (IPC) Union

### Committee of Experts

Sixteenth Session  
(Geneva, March 21 to 28, 1988)

#### NOTE\*

The Committee of Experts of the International Patent Classification (IPC) Union held its sixteenth session in Geneva from March 21 to 28, 1988.<sup>1</sup> Fifteen States, members of the Committee of Experts—Belgium, Denmark, Egypt, Finland, France, Germany (Federal Republic of), Japan, Netherlands, Republic of Korea, Soviet Union, Spain, Sweden, Switzerland, United Kingdom, United States of America—and the European Patent Office (EPO) were represented at the session. The list of participants follows this Note.

This session was the fourth of the fourth series of sessions of the Committee of Experts. Each series of sessions lead to the adoption of a new edition of the IPC. The present (fourth) series will result in the fifth edition of the IPC. That edition will be published in 1989 and will enter into force on January 1, 1990.

The Committee of Experts approved amendments (in both the English and the French versions) submitted to it by the Working Group on Search Information of the WIPO Permanent Committee on Patent Information (PCPI). Those amendments affect six classes and 166 subclasses of the IPC and relate to the following areas:

**Section A:** 24 subclasses affected; they include, in particular, subclass A 62 C, dealing with fire-fighting, which was substantially revised;

**Section B:** 39 subclasses affected; they include, in particular, subclass B 23 K, dealing with welding;

**Section C:** three classes and 18 subclasses affected; they include, in particular, subclasses C 09 D and C 09 J, dealing with coating compositions and adhesives, respectively, which were substantially revised;

**Section D:** four subclasses affected; they include, in particular, subclass D 06 M, dealing with treatment of fibers, fabrics or the like, which was substantially revised;

**Section E:** 12 subclasses affected; they include, in particular, subclass E 06 B, dealing with closures for openings in buildings, which was substantially revised;

**Section F:** two classes and 22 subclasses affected; they include, in particular, subclass F 16 H, dealing with transmissions, which was substantially revised;

**Section G:** one class and 26 subclasses affected; they include, in particular, subclass G 01 S, dealing with systems for determining direction or position, which was substantially revised;

**Section H:** 21 subclasses affected; they include, in particular, subclass H 04 L, dealing with transmission of digital information.

The Committee of Experts endorsed (in respect of IPC matters) the program of the Permanent Committee on Industrial Property Information (PCIPI) for the 1988-89 biennium.

The Committee of Experts agreed to establish the *ad hoc* Working Group on the Revision of the Guide to the IPC.

The Committee of Experts considered the recommendations made by the third Advanced IPC Seminar, held at the European Patent Office (EPO) in The Hague in October 1987, and endorsed the majority of them.

\* Prepared by the International Bureau.

<sup>1</sup> For a Note on the fifteenth session, see *Industrial Property*, 1987, p. 131.

## LIST OF PARTICIPANTS\*\*

**I. Member States**

**Belgium:** J. Vanstherem (part-time). **Denmark:** S. Simonsen. **Egypt:** A. El Sanhoury. **Finland:** L. Helle. **France:** M. Lyon. **Germany (Federal Republic of):** H.-J. Frühauf. **Japan:** K. Shimizu; Y. Masuda. **Netherlands:** S. de Vries. **Republic of Korea:** T.-C. Choi (part-time). **Soviet Union:** S. Erofeeva. **Spain:** D. Vila Robert. **Sweden:** J. von Döbeln. **Switzerland:** E. Caussignac. **United Kingdom:** G. Lindsey; M. Hills. **United States of America:** T. Lomont.

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

**II. International Organizations**

**European Patent Office (EPO):** E. de Bundel; J. Atkins.

**III. Officers**

*Chairman:* T. Lomont (United States of America). *Vice-Chairmen:* K. Shimizu (Japan); J. von Döbeln (Sweden). *Secretary:* B. Hansson (WIPO).

**IV. International Bureau of WIPO**

L.E. Kostikov (*Deputy Director General*); B. Hansson (*Head, Patent Classification Section, Classifications and Patent Information Division*); A. Sagaminaga (*Senior Patent Classification Officer, Patent Classification Section*); S. Shiozaki (*Patent Classification Officer, Patent Classification Section*).

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**Studies**

**New Industrial Designs Law in the Federal Republic of Germany**

D. BROUÉR\*









## **The Protection of Integrated Circuits in France**

J.-C. COMBALDIEU\*









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**The Experience of the Soviet Union in the Protection of the Rights of Authors of Scientific Discoveries and the Prospect of Developments in Soviet Legislation in that Domain<sup>1</sup>**

L.E. KOMAROV\* and V.V. SAPELKIN\*\*













## Books and Articles

### Book Reviews

**Use to Maintain Rights in EC Countries—Proceedings of the Conference Organized by the European Communities Trademark Practitioners' Association (ECTA), The Hague, April 18, 1986, ECTA, London, 1987. — 121 pages.**

This publication (in English) contains the text of papers presented at an ECTA Conference by eminent experts on legal provisions and case law of most EC countries on requirements in respect of the use of a trademark, and information on the relevant provisions of the proposal for a European Community Trade Mark.

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## News Items

CHINA

*Director General,  
Patent Office of the People's Republic  
of China*

We have been informed that Mr. Jiang Minkuan has been appointed Director General of the Patent Office of the People's Republic of China.

# Calendar of Meetings

## WIPO Meetings

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

### 1988

- June 27 to July 1 (Geneva)** **Committee of Governmental Experts for the Synthesis of Principles Concerning the Copyright Protection of Various Categories of Works** (convened jointly with Unesco)
- The Committee will re-examine the principles of protection worked out for eight categories of works during the 1986-87 biennium (printed word, audiovisual works, phonograms, works of fine art, works of architecture, works of applied art, dramatic and choreographic works, musical works) and for photographic works in 1988.
- Invitations:* States members of WIPO, Unesco or the United Nations and, as observers, certain organizations.
- September 12 to 19 (Geneva)** **IPC (International Patent Classification) Committee of Experts (Seventeenth Session)**
- The Committee will adopt the final amendments, as well as the revised Guide, to the fourth edition of the International Patent Classification (IPC) and decide on the policy for the revision work during the next (sixth) revision period (1989-93).
- Invitations:* States members of the IPC Union and, as observers, certain organizations.
- September 14 to 16 (Geneva)** **WIPO Worldwide Forum on the Impact of Emerging Technologies on the Law of Intellectual Property**
- The Forum will consider the impact of new technology on intellectual property law, with special emphasis on biotechnology, computer technology, the new technology for the recording of sounds and images, new broadcasting technology (for instance by direct broadcasting satellite) and new technology for transmission of programs by cable.
- Invitations:* States members of WIPO, the Paris Union or the Berne Union, certain organizations and the general public.
- September 19 to 23 (Geneva)** **Consultative Meeting on the Revision of the Paris Convention (Fifth Session)**
- The meeting will deal with Articles 5A (Patents and Utility Models: Importation of Articles; Failure to Work or Insufficient Working; Compulsory Licenses), *Squater* (Patents: Importation of Products Manufactured by a Process Patented in the Importing Country) and *10quater* (Geographical Indications and Trademarks, etc.), and possibly other Articles on the program of the Diplomatic Conference.
- Invitations:* Selected governments. No observers.
- September 22 and 23 (Geneva)** **Permanent Committee on Industrial Property Information (PCIPI) (Second Session)**
- The Committee will review the work done on the tasks of the program during the first nine months of 1988. It will start to work on the elaboration of a medium-term program for the PCIPI and of a global policy for, and the orientation of, the work of the PCIPI during the 1990-91 biennium.
- Invitations:* States and organizations members of the Committee and, as observers, certain other States and organizations.
- September 26 to October 3 (Geneva)** **Governing Bodies of WIPO and of Some of the Unions Administered by WIPO (Nineteenth Series of Meetings)**
- The WIPO General Assembly will consider the establishment of an International Register of Audiovisual Works. The WIPO Coordination Committee and the Executive Committees of the Paris and Berne Unions will, *inter alia*, review and evaluate activities undertaken since July 1987 and prepare the draft agendas of the 1989 ordinary sessions of the WIPO General Assembly and the Assemblies of the Paris and Berne Unions.
- Invitations:* As members or observers (depending on the body), States members of WIPO, the Paris Union or the Berne Union and, as observers, certain organizations.
- October 24 to 28 (Geneva)** **Committee of Experts on Biotechnological Inventions and Industrial Property (Fourth Session)**
- The Committee will examine possible solutions concerning industrial property protection of biotechnological inventions.
- Invitations:* States members of WIPO or the United Nations and, as observers, certain organizations.

- November 7 to 22 (Geneva)** **Committee of Experts on Intellectual Property in Respect of Integrated Circuits (Fourth Session)**  
The Committee will examine a revised version of the draft Treaty on the Protection of Intellectual Property in Respect of Integrated Circuits and studies on the specific points identified by developing countries.  
*Invitations:* States members of WIPO or the Paris Union and, as observers, other States members of the Berne Union, as well as intergovernmental and non-governmental organizations.
- November 7 to 22 (Geneva)** **Preparatory Meeting for the Diplomatic Conference on the Adoption of a Treaty on the Protection of Intellectual Property in Respect of Integrated Circuits**  
The Preparatory Meeting will decide what substantive documents should be submitted to the Diplomatic Conference—scheduled to be held in Washington in May 1989—and which States and organizations should be invited to the Diplomatic Conference. The Preparatory Meeting will establish draft Rules of Procedures of the Diplomatic Conference.  
*Invitations:* States members of WIPO or the Paris Union and, as observers, intergovernmental organizations.
- November 28 to December 2 (Geneva)** **Committee of Experts on Model Provisions for Legislations in the Field of Copyright**  
The Committee will work out standards in the field of literary and artistic works for the purposes of national legislation on the basis of the Berne Convention for the Protection of Literary and Artistic Works.  
*Invitations:* States members of the Berne Union or WIPO and, as observers, certain organizations.
- December 5 to 9 (Geneva)** **Madrid Union: Preparatory Committee for the Diplomatic Conference for the Adoption of Protocols to the Madrid Agreement**  
This Committee will make preparations for the diplomatic conference scheduled for 1989 (establishment of the list of States and organizations to be invited, the draft agenda, the draft rules of procedure, etc.).  
*Invitations:* States members of the Madrid Union and Denmark, Greece, Ireland and the United Kingdom.
- December 12 to 16 (Geneva)** **Committee of Experts on the Harmonization of Certain Provisions in Laws for the Protection of Inventions (Fifth Session; Second Part)**  
The Committee will continue to examine a draft treaty on the harmonization of certain provisions in laws for the protection of inventions.  
*Invitations:* States members of the Paris Union and, as observers, States members of WIPO not members of the Paris Union and certain organizations.
- December 12 to 16 (Geneva)** **Executive Coordination Committee of the PCIPI (Permanent Committee on Industrial Property Information) (Third Session)**  
The Committee will review the progress made in carrying out tasks of the Permanent Program on Industrial Property Information for the 1988-89 biennium. It will consider the recommendations of the PCIPI Working Groups and review their mandates.  
*Invitations:* States and organizations members of the Executive Coordination Committee and, as observers, certain organizations.
- December 19 (Geneva)** **Information Meeting for Non-Governmental Organizations on Intellectual Property**  
Participants in this informal meeting will be informed about the recent activities and future plans of WIPO in the fields of industrial property and copyright and their comments on the same will be invited and heard.  
*Invitations:* International non-governmental organizations having observer status with WIPO.

## 1989

- May 8 to 26 (Washington, D.C.)** **Diplomatic Conference for the Conclusion of a Treaty on the Protection of Intellectual Property in Respect of Integrated Circuits**  
The Diplomatic Conference will negotiate and adopt a Treaty on the protection of layout-designs of integrated circuits. The negotiations will be based on a draft Treaty prepared by the International Bureau. The Treaty is intended to provide for national treatment and to establish certain standards in respect of the protection of layout-designs of integrated circuits.  
*Invitations:* States members of WIPO or the Paris Union and certain organizations.

## UPOV Meetings

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

### 1988

October 17 (Geneva)

#### Consultative Committee (Thirty-eighth Session)

The Committee will prepare the twenty-second ordinary session of the Council.

*Invitations:* Member States of the Union.

October 18 and 19 (Geneva)

#### Council (Twenty-second Ordinary Session)

The Council will examine the accounts of the 1986-87 biennium, the reports on the activities of UPOV in 1987 and the first part of 1988 and specify certain details of the work for 1988 and 1989.

*Invitations:* Member States of UPOV and, as observers, certain non-member States and intergovernmental organizations.

## Other Meetings Concerned with Industrial Property

### 1988

June 27 to July 1 (Cannes)

International Federation of Industrial Property Attorneys (FICPI): World Congress

July 24 to 27 (Washington, D.C.)

International Association for the Advancement of Teaching and Research in Intellectual Property (ATRIP): Annual Meeting

September 15 to 18 (Angers)

International League for Competition Law (LIDC): Congress

September 28 to 30 (Stockholm)

Pharmaceutical Trade Marks Group (PTMG): Conference on "A Commission of Enquiry—In Search of a System"

October 4 to 7 (Strasbourg)

Center for the International Study of Industrial Property (CEIPI): Licensing and Technology Transfer Course (second module)

November 7 to 11 (Buenos Aires)

Inter-American Association of Industrial Property (ASIPI): Congress

December 5 and 6 (Ithaca, New York)

Cornell University, Department of Agricultural Economics: Animal Patent Conference (Consideration of Applicable United States and International Law, Technicalities of Deposit Requirements, Status of Animal Science Research into Potentially Patentable Animal Types, Anticipated Impact of Patents on Livestock Breeding Sector and Production Agriculture, and Perspectives of Farmers and Those Concerned About Ethical Issues Involved)

December 5 to 9 (Munich)

European Patent Organisation (EPO): Administrative Council

