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# Industrial Property and Copyright

Monthly Review of the  
World Intellectual Property Organization

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**INDUSTRIAL PROPERTY LAWS AND TREATIES  
(INSERT)**

**Editor's Note**

**CANADA**

Patent Act (R.S.C. 1985, c. P-4 amended by R.S.C. 1985, c. 33 (3rd Supp.); S.C. 1992, c. 1; 1993, c. 2; c. 15; c. 44; 1994, c. 26; c. 47; 1995, c. 1; 1996, c. 8) (*This text replaces the one previously published under the same code number.*).....

Text 2-001

**GERMANY**

Law on the Protection of Trade Marks and Other Signs (Trade Mark Law) (of October 25, 1994, as amended by the Law of July 19, 1996) (*Replacement sheet*).....

Text 3-001

**ITALY**

- Legislative Provisions on Industrial Model Patents, Royal Decree No. 1411 of August 25, 1940 (as last amended by Legislative Decree No. 198 of March 19, 1996) (*This text replaces the one previously published under the same code number.*) ..... Text 1-007
- Provisions on the Legal Protection of Topographies of Semiconductor Products, Law No. 70 of February 21, 1989 (as amended by Legislative Decree No. 198 of March 19, 1996) (*This text replaces the one previously published under the same code number.*) ..... Text 1-009
- Law on Patents for Inventions, Royal Decree No. 1127 of June 29, 1939 (as last amended by Legislative Decree No. 198 of March 19, 1996) (*This text replaces the one previously published under the same code number.*) ..... Text 2-001

**COPYRIGHT AND NEIGHBORING RIGHTS LAWS AND TREATIES  
(INSERT)**

Editor's Note

**AUSTRALIA**

- Copyright Act 1968 (as last amended by the Copyright (World Trade Organization Amendments) Act 1994 (No. 149 of 1994)) (*This text replaces the one previously published under the same code number and the following previously published non-numbered texts: Copyright Amendment Act 1980 (No 154 of 1980) and Copyright Amendment Act 1984 (No. 43 of 1984).*) ..... Text 1-01

**COSTA RICA**

- Law No. 6683 on Copyright and Related Rights (as last amended by Law No. 7397 of May 10, 1994) ..... Text 1-01

**GERMANY**

- Law on Copyright and Neighboring Rights (Copyright Law) (of September 9, 1965, as last amended by the Law of July 19, 1996) (*Replacement sheet*) ..... Text 1-01

**MULTILATERAL TREATIES**

- Rome Convention, 1961—International Convention for the Protection of Performers, Producers of Phonograms and Broadcasting Organisations, Done at Rome on October 26, 1961 ..... Text 8-01

## Notifications Concerning Treaties Administered by WIPO

### Paris Convention

#### Accession

#### SIERRA LEONE

The Government of Sierra Leone deposited, on March 17, 1997, its instrument of accession to the Paris Convention for the Protection of Industrial Property of March 20, 1883, as revised at Stockholm on July 14, 1967, and amended on September 28, 1979.

Sierra Leone has not heretofore been a member of the International Union for the Protection of Industrial Property ("Paris Union"), founded by the Paris Convention.

The Paris Convention as revised will enter into force, with respect to Sierra Leone, on June 17, 1997. On that date, Sierra Leone will become a member of the Paris Union.

*Paris Notification No. 175, of March 17, 1997.*

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### Berne Convention

#### I. Accession to the Paris Act (1971) (with the exception of Articles 1 to 21)

#### MONGOLIA

The Government of Mongolia deposited, on March 12, 1997, its instrument of accession to the Berne Convention for the Protection of Literary and Artistic Works of September 9, 1886, as revised at Paris on July 24, 1971, and amended on September 28, 1979.

The said instrument contains the following declarations:

- the declaration provided for in Article 28(1)(b) of the Paris Act (1971) to the effect that the accession shall not apply to Articles 1 to 21;

- the declaration provided for in Article 33(2) of the Paris Act (1971) to the effect that Mongolia does not consider itself bound by the provisions of paragraph (1) of the said Article 33;
- the declaration that Mongolia avails itself of the faculties provided for in Articles II and III of the Appendix to the said Convention.

The Paris Act (1971), as amended on September 28, 1979, of the said Convention, with the exception of Articles 1 to 21, will enter into force, with respect to Mongolia, on June 12, 1997.

*Berne Notification No. 178, of March 12, 1997.*

#### II. Declaration Extending the Effects of Accession to the Paris Act (1971) to Articles 1 to 21 and the Appendix

#### PHILIPPINES

The Government of the Philippines, which had deposited, on April 14, 1980, its instrument of accession to the Berne Convention for the Protection of Literary and Artistic Works of September 9, 1886, as revised at Paris on July 24, 1971 ("Paris Act (1971)"), which deposit was accompanied by a declaration that its accession did not apply to Articles 1 to 21 and the Appendix of the Paris Act (1971) (see Berne Notification No. 98, of April 16, 1980<sup>1</sup>), deposited, on March 18, 1997, a declaration extending the effects of the said accession to Articles 1 to 21 of the Paris Act (1971).

Articles 1 to 21 of the Paris Act (1971) will enter into force, with respect to the Philippines, on June 18, 1997.

*Berne Notification No. 179, of March 18, 1997.*

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<sup>1</sup> See *Copyright*, 1980, p. 179.

## Madrid Agreement

### I. Accession

#### SIERRA LEONE

The Government of Sierra Leone deposited, on March 17, 1997, its instrument of accession to the Madrid Agreement Concerning the International Registration of Marks of April 14, 1891, as revised at Stockholm on July 14, 1967, and amended on September 28, 1979.

Pursuant to Article 3<sup>bis</sup>(1) of the Madrid Agreement, protection resulting from international registration shall extend to Sierra Leone only at the express request of the proprietor of the mark.

The Madrid Agreement, as revised, will enter into force, with respect to Sierra Leone, on June 17, 1997.

*Madrid (Marks) Notification No. 90, of March 17, 1997.*

### II. Madrid Protocol (1989)

#### Ratification

#### RUSSIAN FEDERATION

The Government of the Russian Federation deposited, on March 10, 1997, its instrument of ratification of the Protocol Relating to the Madrid Agreement Concerning the International Registration of Marks, adopted at Madrid on June 27, 1989 ("Madrid Protocol (1989)").

The Madrid Protocol (1989) will enter into force, with respect to the Russian Federation, on June 10, 1997.

*Madrid (Marks) Notification No. 89, of March 10, 1997.*

## Hague Agreement

### The Hague Act (1960) and the Stockholm (Complementary) Act (1967)

#### Accessions

#### GREECE

The Government of Greece deposited, on March 18, 1997, its instrument of accession to the Hague Agreement Concerning the International Deposit of Industrial Designs of November 6, 1925, as revised at The Hague on November 28, 1960 ("the Hague Act (1960)"), and supplemented at Stockholm on July 14, 1967 ("Stockholm (Complementary) Act (1967)") and amended on September 28, 1979.

Greece has not heretofore been a member of the Union for the International Deposit of Industrial Designs ("Hague Union"), founded by the Hague Agreement.

The Hague Act (1960) will enter into force, in respect of Greece, on April 18, 1997. On that same date, Greece will become bound by Articles 1 to 7 of the Stockholm (Complementary) Act (1967) and will become a member of the Hague Union.

*The Hague Notification No. 42, of March 18, 1997.*

#### MONGOLIA

The Government of Mongolia deposited, on March 12, 1997, its instrument of accession to the Hague Agreement Concerning the International Deposit of Industrial Designs of November 6, 1925, as revised at The Hague on November 28, 1960 ("the Hague Act (1960)"), and supplemented at Stockholm on July 14, 1967 ("Stockholm (Complementary) Act (1967)") and amended on September 28, 1979.

Mongolia has not heretofore been a member of the Union for the International Deposit of Industrial Designs ("Hague Union"), founded by the Hague Agreement.

The Hague Act (1960) will enter into force, in respect of Mongolia, on April 12, 1997. On that

same date, Mongolia will become bound by Articles 1 to 7 of the Stockholm (Complementary) Act (1967) and will become a member of the Hague Union.

*The Hague Notification No. 41, of March 12, 1997.*

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## Nice Agreement

### Accession

#### DEMOCRATIC PEOPLE'S REPUBLIC OF KOREA

The Government of the Democratic People's Republic of Korea deposited, on March 6, 1997, its instrument of accession to the Nice Agreement Concerning the International Classification of Goods and Services for the Purposes of the Registration of Marks of June 15, 1957, as revised at Stockholm on July 14, 1967, and at Geneva on May 13, 1977, and amended on September 28, 1979.

The Nice Agreement, as revised and amended, will enter into force, with respect to the Democratic People's Republic of Korea, on June 6, 1997.

*Nice Notification No. 91, of March 6, 1997.*

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## Rome Convention

### Accession

#### POLAND

The Government of Poland deposited, on March 13, 1997, its instrument of accession to the International Convention for the Protection of Performers, Producers of Phonograms and Broadcasting Organisations done at Rome on October 26, 1961.

The instrument was accompanied by the following declarations:

"1. As regards Article 5, paragraph 3:

The Republic of Poland will not apply the criterion of publication.

2. As regards Article 6, paragraph 2:

The Republic of Poland will protect broadcasts only if the headquarters of the broadcasting organisation is situated in another Contracting State and the broadcast was transmitted from a transmitter situated in the same Contracting State.

3. As regards Article 16, paragraph 1, item (a)(i), (iii) and (iv), the Republic of Poland:

(i) with regard to broadcasters—will not apply the provisions of Article 12 of the Convention in respect of the uses of a published phonogram referred to therein,

(iii) with regard to schools—will not apply the provisions of Article 12 of the Convention as regards phonograms the producer of which is not a national of another Contracting State,

(iv) with regard to schools—will not apply the provisions of Article 12 of the Convention as regards phonograms the producer of which is a national of another Contracting State; the extent and term of protection provided for by this Article shall be limited to the extent and period of protection granted by this Contracting State to phonograms first fixed by a national of the Republic of Poland.

4. As regards Article 16, paragraph 1, item (b), the Republic of Poland will not apply the provisions of item (d) of Article 13 of the Convention so as to exclude the rights of broadcasting organisations in respect of the communication of their broadcasts made in places accessible to the public against payment of an entrance fee." (*Original: English*)

In accordance with its Article 25.2, the Convention will enter into force for Poland three months after the date of deposit of the instrument, i.e. on June 13, 1997.

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## Locarno Agreement

### Accession

#### DEMOCRATIC PEOPLE'S REPUBLIC OF KOREA

The Government of the Democratic People's Republic of Korea deposited, on March 6, 1997, its instrument of accession to the Locarno Agree-

ment Establishing an International Classification for Industrial Designs, signed at Locarno on October 8, 1968, and amended on September 28, 1979.

The said Agreement will enter into force, with respect to the Democratic People's Republic of Korea, on June 6, 1997.

*Locarno Notification No. 40, of March 6, 1997.*

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## Patent Cooperation Treaty (PCT)

### Accessions

#### SIERRA LEONE

The Government of Sierra Leone deposited, on March 17, 1997, its instrument of accession to the Patent Cooperation Treaty (PCT), done at Washington on June 19, 1970.

The said Treaty will enter into force, with respect to Sierra Leone, on June 17, 1997.

*PCT Notification No. 118, of March 17, 1997.*

#### ZIMBABWE

The Government of Zimbabwe deposited, on March 11, 1997, its instrument of accession to the Patent Cooperation Treaty (PCT), done at Washington on June 19, 1970.

The said Treaty will enter into force, with respect to Zimbabwe, on June 11, 1997.

*PCT Notification No. 117, of March 11, 1997.*

## Budapest Treaty

### New Schedule of Fees

#### AMERICAN TYPE CULTURE COLLECTION (ATCC)

(United States of America)

The Director General of WIPO was informed by a notification received on March 7, 1997, and dated February 27, 1997, from the Government of the United States of America, of a new schedule of fees for the furnishing of samples of all cultures deposited with the American Type Culture Collection (ATCC), an international depositary authority under the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure, done at Budapest on April 28, 1977, as amended on September 26, 1980. The text of that notification follows:

<i>All ATCC Cultures</i>	<i>Per Item USD</i>
U.S. Non-Profit Institutions	65.00 to 158.00
Foreign Non-Profit Institutions	65.00 <sup>1</sup> to 158.00 <sup>2</sup>
Other U.S. and Foreign Institutions	110.00 to 236.00

<sup>1</sup> Additional handling and processing = USD 35.00 per item.

<sup>2</sup> Additional handling and processing = USD 70.00 per item.

Because of the diversity of ATCC holdings, and the requirements for complicated and varied culture media and growth conditions, the fees for ATCC cultures vary. Therefore, the current fees have been listed as a range representing all currently available ATCC cultures.

[End of text of the notification of the Government of the United States of America]

The fees set forth in the said notification of the Government of the United States of America will apply as from the thirtieth day following the date (April 30, 1997) of the publication of the said fees in the present issue of *Industrial Property and Copyright*, that is, as from May 30, 1997 (see Rule 12.2(c) of the Regulations under the Budapest Treaty), and will replace the fees published in the April 1996 issue of *Industrial Property and Copyright*.

*Budapest Notification No. 107 (this notification is the subject of Budapest Notification No. 152, of March 24, 1997).*

## Registration Systems Administered by WIPO

### Patent Cooperation Treaty (PCT)

#### Training and Promotion Meetings for PCT Users

*United States of America.* In January 1997, a WIPO consultant from the United States of America gave a seminar on the PCT to a group of patent attorneys and patent administrators from a private company in Sunnyvale, California. There were about 40 participants.

#### Computerization Activities

*United States of America.* In January 1997, six WIPO officials participated, at the United States Patent and Trademark Office (USPTO) in Washington, D.C., in a USPTO/WIPO technical meeting on PCT issues. Future areas of cooperation between the USPTO and WIPO were discussed, particularly in relation to the possible changeover from paper to electronic data carriers for the exchange of PCT documents. After the meeting, three of the same WIPO officials proceeded to San Jose, California, to discuss computerization matters with various commercial companies.

### Madrid Union

#### Training and Promotion Meetings for Users of the Madrid System

*Seminars on the Madrid Protocol and the Common Regulations under the Madrid Agreement and the Madrid Protocol (Geneva).* On January 20 and 21 and January 23 and 24, 1997, respectively, WIPO organized those Seminars at its headquarters. The first Seminar (in English) was attended by 43 participants from Croatia, Denmark, Finland, France, Germany, Hungary, Iceland, Italy, Kyrgyzstan, Liechtenstein, Lithuania, the Netherlands, Norway, Poland, Portugal, Romania, Slovenia, Sweden, Switzerland and the United Kingdom. Papers were presented by a WIPO consultant from the United Kingdom and two WIPO officials. The second Seminar (in French) was attended by 43 participants from Belgium, France, Germany, Italy, Latvia, the Netherlands, Portugal, Slovakia and Switzerland.

Papers were presented by a WIPO consultant from Switzerland and three WIPO officials. For both Seminars, the participants came from industrial property offices and from the private sector.

*Kyrgyzstan.* In January 1997, a government official of the State Agency of Intellectual Property of the Kyrgyz Republic had discussions with WIPO officials in Geneva on international trademark registration procedures, and was briefed on the advantages for the country of acceding to the Madrid Protocol.

*European Communities (EC).* In January 1997, two WIPO officials participated, in Brussels, in a meeting of the European Council Working Party which examined proposed amendments to the Council Regulation on the Community Trade Mark in order to establish a link with the system established under the Madrid Protocol.

## WIPO Arbitration and Mediation Center

*Switzerland.* In January 1997, a WIPO official gave lectures on the WIPO Arbitration and Mediation Center to 15 students in a postgraduate diploma course on intellectual property organized in Zurich by the Swiss Federal Institute of Technology.

*Swiss Arbitration Association (ASA).* In January 1997, a WIPO official attended the annual conference of that Association, held in Zurich, on the theme "Costs of arbitration."

## Activities of WIPO Specially Designed for Developing Countries

### Africa

#### **Assistance with Training, Legislation and Modernization of Administration**

*Burkina Faso.* In January 1997, the International Bureau prepared and submitted to the government authorities, at their request, comments on the compatibility of the existing copyright legislation of Burkina Faso with the Agreement on Trade-Related Aspects of Intellectual Property Rights (TRIPS Agreement) and a draft law on copyright and neighboring rights.

*Guinea.* In January 1997, Mr. Ousmane Kaba, Director General, Guinean Copyright Office, visited WIPO and discussed with WIPO officials cooperation between Guinea and WIPO in the field of copyright and neighboring rights.

*African Intellectual Property Organization (OAPI).* In January 1997, a WIPO official attended the 34th session of the OAPI Board, held in Yaoundé. It was attended by Ministers or senior government representatives of Benin, Burkina Faso, Cameroon, the Central African Republic, the Congo, Côte d'Ivoire, Gabon, Guinea, Mali, Mauritania, Niger, Senegal and Togo. During the session, praise was voiced for the cooperation between OAPI and WIPO.

In the same month, three OAPI officials met with the Director General and other WIPO officials in Geneva and discussed, *inter alia*, the scope of a program of cooperation activities between OAPI and WIPO for 1997.

### Arab Countries

#### **Assistance with Training, Legislation and Modernization of Administration**

*European Patent Office (EPO).* In January 1997, an EPO official discussed with

WIPO officials in Geneva cooperation activities to be undertaken in Arab countries in 1997.

## Asia and the Pacific

### Training Courses, Seminars and Meetings

*WIPO Asian Regional Round Table on the Implementation of the Agreement on Trade-Related Aspects of Intellectual Property Rights (TRIPS Agreement) (Singapore).* From January 15 to 17, 1997, WIPO organized that Round Table in Singapore in cooperation with the Government of Singapore and with the assistance of the Japanese Patent Office (JPO). The Round Table, which was funded under the funds-in-trust arrangement concluded between the Government of Japan and WIPO, was attended by 32 participants from Bangladesh, Bhutan, Brunei Darussalam, Cambodia, China, Fiji, India, Indonesia, Iran (Islamic Republic of), Laos, Malaysia, Mongolia, Pakistan, the Philippines, the Republic of Korea, Sri Lanka, Thailand and Viet Nam, as well as by some 70 local Singapore participants from government circles, industry, the legal profession, universities and research institutions. Six officials from the JPO (including one speaker) also participated. Presentations were made by six WIPO consultants from Australia, Germany, Japan (two), the United States of America and the World Trade Organization (WTO). Country reports were presented by a representative of each of the countries represented. Five WIPO officials and a WIPO consultant from Japan participated in the Round Table.

*WIPO Fifth High-Level Meeting of Government Officials of South Pacific Countries on Cooperation in the Field of Intellectual Property (Fiji).* From January 29 to 31, 1997, WIPO organized that meeting in Suva in cooperation with the Government of Fiji. The meeting was attended by two government officials each from the Federated States of Micronesia, Papua New Guinea, the Solomon Islands, Tonga, Vanuatu and Western Samoa. Some 20 local participants from government circles, industry, the legal profession, universities and research institutions also attended, including three participants from the secretariat of the South Pacific Forum (based in Suva) and two from the University of the South Pacific. The meeting reviewed the principles and practice of intellectual property protection, including current approaches to legislation, administration and international cooperation, and considered the provisions and practical implications of the TRIPS

Agreement. Participants discussed how a common regional approach to intellectual property administration and TRIPS implementation might be developed that took into account the particular needs and resources of Pacific Island countries. Participating officials concluded the meeting with a series of recommendations that concentrated on the need for assistance in legislative development, the training of administrators and users of the intellectual property system, and more regular and structured cooperation between Pacific Island countries and WIPO. Country reports on the status of intellectual property protection at the national level were given by representatives of each of the above-mentioned participating countries. Papers were presented by two WIPO consultants from Australia and the Philippines and two WIPO officials.

### Assistance with Training, Legislation and Modernization of Administration

*Bhutan.* In January 1997, a government official undertook a study visit to the branch office of the Trade Marks Registry in Calcutta to receive training in the use of the International Classification of the Figurative Elements of Marks (Vienna Classification).

At the end of January and the beginning of February 1997, a WIPO consultant from India undertook a mission to the Ministry of Trade and Industry in Thimphu to assist in establishing trademark administration procedures and to train the staff.

During the same period, another WIPO consultant from India undertook a mission to the same Ministry to assist in preparing technical specifications for a computerized system of industrial property administrative procedures. The above activities were undertaken under the WIPO country project for Bhutan.

*Brunei Darussalam.* In January 1997, a government official met with the Director General and other WIPO officials in Geneva to discuss matters of cooperation.

*Fiji.* In January 1997, two WIPO officials held discussions with government officials in Suva on possible future areas of cooperation with WIPO.

*India.* In January 1997, the International Bureau prepared and sent to the government authorities, at their request, comments on several questions concerning legislation on the protection of geographical indications.

*Indonesia.* In January 1997, a WIPO consultant from Australia began a mission, for a total period of six months, to advise on the modernization and computerization of the Directorate General of Copyrights, Patents and Trademarks.

*Mongolia.* In January 1997, four government officials undertook a study visit, organized by WIPO, to the industrial property offices, patent information centers, and collective administration societies of Malaysia and Singapore. The visit was part of the WIPO country project for modernization of the intellectual property system of Mongolia.

*Singapore.* In January 1997, three WIPO officials met with government officials in Singapore to discuss matters of future cooperation.

*Sri Lanka.* In January 1997, a government official undertook a study visit to the industrial property offices of India, Malaysia and Singapore, and to the patent information centers and collective administration societies of Malaysia and Singapore. The said study visit was part of the WIPO country project for the modernization of the industrial property administration of Sri Lanka.

*Viet Nam.* In January 1997, 15 senior government officials met with WIPO officials in Geneva

to discuss cooperation between that country and WIPO and, in particular, the specific needs of Viet Nam in conforming to the TRIPS Agreement and the assistance needed from WIPO in that respect.

In the same month, a WIPO official participated in a United Nations Development Programme (UNDP)-organized preparatory meeting for a Round Table Meeting on Trade-Related Technical Cooperation to be held under a project funded by UNDP.

*Hong Kong.* In January 1997, a government official met with WIPO officials in Geneva to discuss industrial design protection in the context of the establishment of an industrial design system in Hong Kong.

*South Pacific.* In January 1997, the International Bureau prepared and submitted to the participating government representatives at the above-mentioned High-Level Meeting in Suva an updated draft industrial property Act for the South Pacific countries, and a commentary on its main provisions, to serve as a benchmark for reviewing and updating national industrial property legislation in the said countries, particularly in the light of the requirements of the TRIPS Agreement.

*European Patent Office (EPO).* In January 1997, an EPO official met with WIPO officials in Geneva to coordinate the activities being undertaken by the two Organizations under the European Communities (EC)-Association of South East Asian Nations (ASEAN) Patents and Trademarks Program.

## Latin America and the Caribbean

### Training Courses, Seminars and Meetings

*WIPO National Seminar on Intellectual Property for University Professors (Mexico).* From January 20 to 24, 1997, WIPO organized that Seminar in Colima in cooperation with the University of Colima. The Seminar was attended by 63 participants from 15 national universities and governmental institutions. Presentations were made by a WIPO consultant from Colombia, four local speakers and a WIPO official. The

main subjects included, *inter alia*, the TRIPS Agreement.

### Assistance with Training, Legislation and Modernization of Administration

*Mexico.* In January 1997, a WIPO official visited the Mexican Institute of Industrial Property (IMPI) in Mexico City to discuss the work plan for 1997 of the technical assistance project between IMPI and WIPO.

*European Patent Office (EPO).* In January 1997, two EPO officials discussed with WIPO officials in

Geneva cooperation activities to be undertaken in Latin America and Caribbean countries in 1997.

## Activities of WIPO Specially Designed for Countries in Transition to Market Economy

### Regional Activities

*Eurasian Patent Organization (EAPO).* In January 1997, in Moscow, two WIPO officials participated, in an advisory capacity, in the fourth session of the Administrative Council of the EAPO and in a meeting of its Working Group which preceded that session. The meetings were attended by officials of seven Contracting States to the Eurasian Patent Convention (Armenia, Belarus, Kazakstan, Kyrgyzstan, Russian Federation, Tajikistan, Turkmenistan), and by observers from Georgia, Ukraine and Uzbekistan and from the EPO. The discussions at the meetings concerned, in particular, proposals for the adoption of amendments to certain implementing Regulations under the Eurasian Patent Convention and a draft cooperation Agreement between WIPO and the EAPO which was approved by the Council.

*European Communities (EC).* In January 1997, a WIPO official attended, in Munich, a coordination meeting of the Commission of the European Communities' (CEC) regional industrial property program for Central and Eastern Europe, which is being implemented by the EPO.

### National Activities

*Belarus.* In January 1997, a WIPO consultant from Austria undertook a mission to the State Patent Committee in Minsk to give advice on the setting up of a computerized system for the administration of industrial property rights.

Also in January 1997, the International Bureau prepared and submitted to the government authorities, at their request, a note on the application of Article 18 of the Berne Convention for the Protection of Literary and Artistic Works.

*Russian Federation.* In January 1997, the International Bureau sent to the government authorities, at their request, comments on the compatibility of certain provisions of the Russian Law on Copyright and Neighboring Rights with international practice concerning private reproduction of works and objects of neighboring rights.

*Ukraine.* In January 1997, the International Bureau sent to the government authorities, at their request, an opinion on the inclusion of provisions on intellectual property in the draft civil code of Ukraine.

## Contacts of the International Bureau of WIPO with Other Countries and with International Organizations

### National Contacts

*Finland.* In January 1997, Mr. Martti J.J. Enäjärvi, Director General of the National Board of Patents and Registration of Finland, had discussions with the Director General and other WIPO officials in Geneva on questions of mutual interest, in particular, relating to business identifiers.

*Italy.* In January 1997, a WIPO official made a presentation at a meeting organized by the Italian Patent and Trademark Office in Rome to discuss the deposit system established under the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure, in the light of the imminent acquisition, by a second Italian institution, of the status of International Depositary Authority.

*Sweden.* In January 1997, the Permanent Representative of Sweden to the United Nations and other International Organizations conferred on the Director General, on behalf of King Carl Gustaf, the order of *Commander First Class of the Royal Order of the Polar Star of Sweden*. The conferment ceremony took place in Geneva.

### United Nations

*United Nations.* In January 1997, the Director General attended a luncheon-meeting hosted by the Director General of the United Nations in Geneva, in honor of the Secretary-General of the United Nations, Mr. Kofi Annan, on the occasion of the latter's first official visit to Geneva.

*United Nations Environment Programme (UNEP).* In January 1997, a WIPO official attended the 19th session of the Governing Council of UNEP, held in Nairobi.

### Intergovernmental Organizations

*European Communities (EC).* In January 1997, a WIPO official attended as an observer a meeting organized in London by the United Kingdom Patent Office to discuss the development of the

MIPEX (*Message-based Industrial Property Information EXchange*) project, which is a project under the Telematics Applications Programme of the CEC for the electronic exchange of information between industrial property offices.

Also in January 1997, a WIPO official spoke at an EC meeting organized in Brussels to examine various aspects of the draft conclusions of the International Ad Hoc Committee (IAHC) of the Internet Society (ISOC) on the Internet domain name system.

*International Telecommunication Union (ITU).* In January 1997, a WIPO official attended the third meeting of the ITU's Inter-Agency Project on Universal Access to Basic Communication and Information Services, held in Geneva.

*Organisation for Economic Co-operation and Development (OECD).* In January 1997, a WIPO official attended in Paris a meeting of the OECD Working Party on Biotechnology and Trade, which discussed mostly intellectual property practices in the field of biotechnology.

*World Customs Organization (WCO).* In January 1997, a WIPO official attended the fifth meeting of the Joint Customs/Business Working Group on Intellectual Property Rights, held in Brussels.

### Other Organizations

*Association of European Performers' Organizations (AEPO).* In January 1997, the Secretary General of AEPO held discussions with WIPO officials in Geneva on development cooperation activities between the two organizations in the field of copyright and neighboring rights.

*General Authors' Society of Spain (SGAE).* In January 1997, an SGAE representative visited WIPO and had discussions with WIPO officials on the forthcoming WIPO International Forum on the Exercise and Management of Copyright and Neighboring Rights in the Face of the Challenges of Digital Technology, to take place in Sevilla (Spain) in May 1997.

*Harvard University.* In January 1997, a WIPO official attended a meeting on "Internet Publishing and Beyond: The Economics of Digital Information and Intellectual Property," organized by that University in Cambridge, Massachusetts (United States of America).

*Institut Universitaire de Hautes Études Internationales (IUHEI).* In January 1997, a WIPO official gave a general briefing on WIPO and intellectual property to 20 diplomats from Bhutan, Cambodia, Colombia, Ecuador, Ethiopia, Jamaica, Kenya, Laos, Malawi, Mongolia, Namibia, Peru, Sudan, Uganda and the United Republic of Tanzania, enrolled in the Diplomatic Studies Program of the IUHEI.

*International Association for the Protection of Industrial Property (AIPPI).* In January 1997, the Director General and other WIPO officials held discussions at WIPO in Geneva with Mr. Martin Lutz, Secretary General, and three other officers of AIPPI on future cooperation between WIPO and the Association and, among other matters, the AIPPI centenary celebrations in Vienna and Budapest in April 1997.

*International Literary and Artistic Association (ALAI).* In January 1997, a WIPO official attended

a meeting of the Executive Committee of ALAI, held in Paris.

*Internet Society (ISOC).* In January 1997, Mr. Donald M. Heath, President of ISOC, discussed with the Director General and other WIPO officials in Geneva subjects of mutual interest, including domain names issues and the protection of rights in copyrighted works and in trademarks, when used on Internet.

Also in January 1997, a WIPO official attended a meeting of the IAHC of ISOC which met in Geneva to discuss the final report containing recommendations for administration and management of top-level domain names.

*National Institute of Industrial Property Agents (CNCPI)[France].* In January 1997, two WIPO officials spoke at a meeting of trademark agents, organized in Paris by CNCPI to discuss questions relating to the application and use by different industrial property offices of the International Classification of Goods and Services for the Purposes of the Registration of Marks (Nice Classification). The meeting was attended by officials of the French National Institute of Industrial Property and over 20 French trademark agents.

## Miscellaneous News

### National Laws

*Mexico.* The Federal Law on Copyright of December 5, 1996, entered into force on March 24, 1997.

*Republic of Moldova.* Law on the Protection of Industrial Designs No. 991 XIII of October 15, 1996, entered into force on February 13, 1997.

### Regional Laws

*European Communities.* Commission Regulation (EC) No. 1107/96 of 12 June 1996, on the registration of geographical indications and designations of origin under the procedure laid down in Article 17 of Council Regulation (EEC) No. 2081/92, entered into force on June 21, 1996.

Commission Regulation (EC) No. 1263/96 of 1 July 1996, supplementing the Annex to Regulation (EC) No. 1107/96 on the registration of geographical indications and designations of origin under the procedure laid down in Article 17 of Regulation (EEC) No. 2081/92, entered into force on July 2, 1996.

Commission Regulation (EC) No. 2400/96 of 17 December 1996, on the entry of certain names in the "Register of protected designations of origin and protected geographical indications" provided for in Council Regulation (EEC) No. 2081/92 on

the protection of geographical indications and designations of origin for agricultural products and foodstuffs, entered into force on December 18, 1996.

Commission Regulation (EC) No. 123/97 of 23 January 1997, supplementing the Annex to Commission Regulation (EC) No. 1107/96 on the registration of geographical indications and designations of origin under the procedure laid down in Article 17 of Regulation (EEC) No. 2081/92, entered into force on January 24, 1997.

## Recent WIPO Publications

The following new publications<sup>1</sup> were issued by WIPO in January 1997:

*Activities in 1995 of the International Bureau* (in Arabic, English, French, Russian and Spanish), No. 425(A)(E)(F)(R)(S), 327 pages (A), 262 pages (E), 291 pages (F), 277 pages (R) and 307 pages (S), 20 Swiss francs.

*Background Reading Material on the Intellectual Property System of the Republic of Korea*, No. 686/KR(E), 266 pages, 10 Swiss francs.

*Implications of the TRIPS Agreement on Treaties Administered by WIPO* (in Arabic, Chinese and Russian), WO/INF/127 Rev.2, 52 pages (A), 42 pages (C) and 45 pages (R), free.

*International Classification of Goods and Services for the Purposes of the Registration of Marks (Nice Classification), seventh edition* (bilingual English-French and French-English),

No. 500(EF), 255 pages (EF) and 279 pages (FE), 125 Swiss francs.

*Madrid Agreement Concerning the International Registration of Marks, Protocol Relating to the Madrid Agreement Concerning the International Registration of Marks, and Regulations (as in force on April 1, 1996)* (in Italian), No. 204(I), 126 pages, 15 Swiss francs.

<sup>1</sup> WIPO publications may be obtained from the Publications Sales and Distribution Section, WIPO, 34, chemin des Colombettes, CH-1211 Geneva 20, Switzerland (telex: 412 912 OMPI CH; fax: (41-22) 733 5428; telephone: (41-22) 730 9111).

Orders should indicate: (a) the number or letter code of the publication desired, the language (A for Arabic, C for Chinese, E for English, F for French, I for Italian, R for Russian, S for Spanish), the number of copies; (b) the full address for mailing; (c) the mail mode (surface or air). Prices cover surface mail.

Bank transfers should be made to WIPO account No. 487080-81, at the Swiss Credit Bank, 1211 Geneva 20, Switzerland.

## Calendar of Meetings

### WIPO Meetings

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

#### 1997

- May 14 to 16 (Sevilla, Spain)** **WIPO International Forum on the Exercise and Management of Copyright and Neighboring Rights in the Face of the Challenges of Digital Technology**  
 The International Forum—organized in cooperation with the Government of Spain—will review the principles and practical aspects of the management of copyright and neighboring rights, with special attention to the management of such rights in a digital environment, particularly on the Internet.  
*Invitations:* The Governments of the Member States of WIPO; certain intergovernmental and non-governmental organizations and—against payment of a registration fee—any person.
- May 26 to 30 (Geneva)** **Consultative Meeting on Trademarks and Internet Domain Names**  
 This meeting will discuss Internet domain name registration issues that bear on trademarks, the possibility of rights in domain names which are independent of existing forms of intellectual property such as trademarks and trade names, and the harmonization of policies and rules regarding trademarks and domain names.  
*Invitations:* The Governments of the Member States of WIPO; certain intergovernmental and non-governmental organizations.
- June 23 to 27 (Geneva)** **Committee of Experts on the Draft Patent Law Treaty**  
 This (the fourth) session of the Committee of Experts will continue to examine draft provisions for the planned Patent Law Treaty.  
*Invitations:* As members, the Governments of the Member States of WIPO; as observers, other States members of the United Nations and certain organizations.
- July 14 to 18 (Geneva)** **Working Group on an International System for Information Technology for Industrial Property (ISITIP)**  
 The Working Group is expected to make recommendations as to the possible future structure or institutional aspects of such a system, the program for advancing the system in the second half of 1997 and in the 1998-99 biennium and the general objectives beyond 1999.  
*Invitations:* The Governments of the Member States of WIPO; certain intergovernmental and non-governmental organizations.
- September 15, 16 and 19 (Geneva)** **Committee of Experts on a Possible Protocol Concerning Audiovisual Performances (Protocol to the WIPO Performances and Phonograms Treaty)**  
 The Committee will consider the possible contents of such a Protocol.  
*Invitations:* The Governments of the Member States of WIPO; the European Community; certain other intergovernmental organizations; certain non-governmental organizations.

- September 17 to 19 (Geneva)**      **Information Meeting Concerning Intellectual Property in Databases**  
The Information Meeting will consider questions concerning intellectual property in databases.  
*Invitations:* The Governments of the Member States of WIPO; the European Community; certain other intergovernmental organizations; certain non-governmental organizations.
- September 22 to October 1 (Geneva)**      **Governing Bodies of WIPO and the Unions Administered by WIPO**  
All the Governing Bodies of WIPO and the Unions administered by WIPO will meet in ordinary session.  
They will, *inter alia*, review and evaluate WIPO's activities undertaken since July 1995, decide the program and budget of WIPO for the 1998-99 biennium and appoint the new Director General.  
*Invitations:* States members of these Governing Bodies; other States; certain organizations.
- October 20 to 23 (Geneva)**      **Committee of Experts on Well-Known Trademarks**  
This (the third) session of the Committee of Experts will continue to study questions concerning the application of Article 6*bis* of the Paris Convention (e.g., the criteria for determining whether a mark is well-known) as well as the conditions and scope of protection of famous or well-known marks against dilution and/or undue exploitation of the goodwill acquired by such marks.  
*Invitations:* Member States of the Paris Union, the European Community and, as observers, Member States of WIPO not members of the Paris Union and certain organizations.
- October 24 (Geneva)**      **Conference on the Institutional Response to Changing Needs of Users of Arbitration**  
WIPO is hosting this Conference which is the biennial conference of the International Federation of Commercial Arbitration Institutions (IFCAI). The Conference will bring together representatives of the major arbitration centers in the world. The theme of the Conference is the response of arbitration institutions to the changing needs of users of arbitration and mediation services.  
The subjects to be discussed will include recent revisions of the arbitration rules of various arbitration centers; the relationship between the courts and the arbitral process; the worldwide growth of mediation; and the attitude of users to arbitration.  
*Invitations:* Any member of the public, against payment of a registration fee.

## UPOV Meetings

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

### 1997

- October 27 (Geneva)**      **Administrative and Legal Committee (Thirty-Seventh Session)**  
*Invitations:* Member States of UPOV and, as observers, certain non-member States and intergovernmental organizations.
- October 28 (Geneva)**      **Consultative Committee (Fifty-Fourth Session)**  
*Invitations:* Member States of UPOV.
- October 29 (Geneva)**      **Council (Thirty-First Ordinary Session)**  
*Invitations:* Member States of UPOV and, as observers, certain non-member States and intergovernmental and non-governmental organizations.

