

# WIPO



H/DC/18

ORIGINAL: English

DATE: June 17, 1999

WORLD INTELLECTUAL PROPERTY ORGANIZATION  
GENEVA

**DIPLOMATIC CONFERENCE  
FOR THE ADOPTION OF A NEW ACT OF THE HAGUE  
AGREEMENT CONCERNING THE INTERNATIONAL DEPOSIT  
OF INDUSTRIAL DESIGNS**

**Geneva, June 16 to July 6, 1999**

ARTICLE 9 OF THE DRAFT NEW ACT

*Proposal by the Delegation of the United States of America*

*Article 9: International Registration, Date of the International Registration and Publication*

In the title of Article 9, delete “and Publication” and insert “Publication, and Confidential Copies of International Registrations”.

In Article 9(4), delete “and 19” and insert “, 19, and paragraph (5) of this Article”.

Insert the following new paragraph:

(5) [*Transmittal of Confidential Copies*] (a) The International Bureau shall, immediately after registration has been effected, send a copy of the international registration along with accompanying documents to each Examining Office that has notified the International Bureau that it wishes to receive such a copy and that has been designated in the international application.

(b) [*Obligation to Maintain Confidentiality*] The Office shall, until publication of the international registration by the International Bureau, keep in confidence each international registration of which a copy has been transmitted to it by the International Bureau and may use the said copy only for the purpose of the examination of the application and other applications for the protection of industrial designs filed in or for the Contracting Party for which the Office is competent. In particular, it may not divulge the contents of any such international registration to any person outside the Office, including the persons in whose names such other applications are filed, except for the purposes of an administrative or legal proceedings involving a conflict over entitlement to file the international application on which the international registration is based. In the case of such a proceeding, the contents of the international registration may only be disclosed in confidence to the parties involved in the proceeding who shall be bound to respect the confidentiality of the disclosure.

[End of document]