

WIPO



H/A/18/2

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WORLD INTELLECTUAL PROPERTY ORGANIZATION
GENEVA

SPECIAL UNION FOR THE INTERNATIONAL DEPOSIT OF INDUSTRIAL DESIGNS
(HAGUE UNION)

ASSEMBLY

**Eighteenth (12th Ordinary) Session
Geneva, September 20 to 29, 1999**

REPORT

adopted by the Assembly

1. The Assembly was concerned with the following items on the consolidated agenda (document A/34/1 Prov.3): 1, 2, 3, 4, 5, 6, 8, 13, 23, 26, 28 and 29.
2. The report on the said items, with the exception of item 13, is contained in the General Report (document A/34/16).
3. The report on item 13 is contained in the present document.
4. Mr. Miklós Bendzsel (Hungary) was elected Chair of the Assembly; Mr. Lucien Van Boxstael (Belgium) and Mrs. Maria Grazia Del Gallo Rossoni (Italy) were elected Vice-Chairs.

ITEM 13 OF THE CONSOLIDATED AGENDA:

MATTERS CONCERNING THE HAGUE UNION

Claiming Priority Under the Hague Agreement: Proposed Amendments to the Regulations

5. Discussions were based on document H/A/18/1.

6. Introducing the document, the Secretariat drew attention, in particular, to paragraph 9 thereof, which indicated that the recording of a claim to priority based on an earlier filing in a WTO Member which was not a party to the Paris Convention did not impose any obligation on a member of the Hague Union which was not itself a WTO Member to accept that claim. Information as to any effect given by such members of the Hague Union to such claims would be collected and published by the International Bureau. Moreover, any member of the Hague Union having any special requirements in relation to claims to priority based on earlier filings in countries not party to the Paris Convention would be invited to inform the International Bureau of those requirements so that the latter could publish them.

7. The Assembly unanimously adopted the amendments to Rule 6.2(a) and (b) of the Regulations under the Hague Agreement as proposed in paragraph 7 of document H/A/18/1 and decided that those amendments would enter into force on January 1, 2000. The amended provisions are reproduced in the Annex to this report.

[Annex follows]

ANNEX

Rule 6
Optional Contents of the Application

6.2 Claiming of Priority and Exhibitions

(a) Any application may contain a declaration claiming, under the Paris Convention for the Protection of Industrial Property, the priority of one or more earlier deposits.

(b) The declaration claiming the priority of an earlier deposit shall indicate:

- (i) the date of the earlier deposit;
- (ii) the number of the earlier deposit;
- (iii) the name of the Office where the earlier deposit was made or, if this is the case, the fact that the earlier deposit was effected under the Agreement.

[...]

[End of Annex and of document]