

WIPO



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WORLD INTELLECTUAL PROPERTY ORGANIZATION

GENEVA

WIPO GENERAL ASSEMBLY WORKING GROUP ON CONSTITUTIONAL REFORM

Fifth Session

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AMENDMENT TO ARTICLE 9(3) OF THE CONVENTION ESTABLISHING THE WORLD INTELLECTUAL PROPERTY ORGANIZATION

Document prepared by the Secretariat

1. The present document reports on progress in relation to the entry into force of the amendment to Article 9(3) of the Convention Establishing the World Intellectual Property Organization (the WIPO Convention). Although the process of amending Article 9(3) of the WIPO Convention preceded the establishment of the Working Group on Constitutional Reform (the Working Group), it is of obvious relevance to the reform of the constitutional structure of the Organization.
2. In September 1999, the Paris Union Assembly, the Berne Union Assembly and the WIPO Conference unanimously adopted an amended text of Article 9(3) of the WIPO Convention limiting the possible tenure of Directors General of WIPO to two mandates of six years each (document A/34/16, paragraph 148). In order for the amendment to enter into force, Article 17(3) of the WIPO Convention requires written notification of acceptance of the amendment to be deposited with the Director General by three-fourths of the States that were members of WIPO at the time of the adoption of the amendment (at that time, there were 172 Member States of WIPO, thus requiring written notifications of acceptance from 129 of those States). Member States which have communicated their written notifications of acceptance at the date of the present document, are listed in the Annex.

[Annex follows]

ANNEX

AMENDMENT TO ARTICLE 9(3) OF THE WIPO CONVENTION *

| State | Date on which State deposited its Notification of Acceptance | State | Date on which State deposited its Notification of Acceptance |
|---|--|---|--|
| Andorra | January 12, 2001 | Panama | February 23, 2000 |
| Benin | January 19, 2000 | Poland | November 13, 2000 |
| Brazil | January 3, 2000 | Republic of Korea | April 20, 2000 |
| Burkina Faso | February 28, 2000 | Republic of Moldova | September 27, 2001 |
| Canada | August 11, 2000 | Saint Lucia | January 10, 2000 |
| China | May 1, 2000 | Saudi Arabia | March 30, 2000 |
| Democratic People's Republic of Korea | March 24, 2000 | Senegal | February 23, 2000 |
| Denmark | January 7, 2000 | Slovenia | May 21, 2001 |
| Dominica | April 6, 2000 | Spain | November 10, 2000 |
| Ecuador | December 21, 1999 | Sri Lanka | March 14, 2000 |
| Finland | March 28, 2000 | Switzerland | June 28, 2001 |
| Guatemala | November 14, 2001 | Thailand | August 21, 2000 |
| Holy See | December 16, 1999 | The former Yugoslav Republic of Macedonia | April 26, 2000 |
| India | September 22, 2000 | Turkey | May 19, 2000 |
| Ireland | March 16, 2001 | Uganda | February 1, 1999 |
| Jordan | February 1, 2000 | United Republic of Tanzania | March 16, 2000 |
| Madagascar | January 24, 2000 | Viet Nam | January 20, 2000 |
| Mauritius | January 12, 2000 | | |
| Niger | January 29, 2001 | | |
| Nigeria | May 31, 2000 | | |

(37)

[End of Annex and of document]

* The said amendments shall enter into force on one month after written notifications of acceptance have been received by the Director General from three-fourths of the Member States of WIPO in accordance with Article 17(3) of the WIPO Convention.