

Article 2¹
General Principles

(1) *[Eligibility for Registration]* Nothing in this Treaty or the Regulations is intended to limit the freedom of a Contracting Party to prescribe requirements that would have an effect on the eligibility for registration of an industrial design.

(2) *[Relation to Other Treaties]* Nothing in this Treaty shall derogate from any obligations that Contracting Parties have to each other under any other treaties.

Article 3
Application

(1) *[Contents of Application; Fee]*

[...]

(2) *[Prohibition of Other Requirements]* No indication or element, other than those referred to in paragraph (1) and in Article 10, may be required in respect of the application, except where the law of a Contracting party requires the disclosure of information, of which the applicant is aware, that could have an effect on the eligibility for registration of the industrial design.

Notes on Article 3

Note 3.01 This Article and the corresponding Rules of the Regulations define the list of indications or elements that may be required in an application.

Note 3.02 A Contracting Party may require some only, rather than all, of the elements listed in paragraph (1). For instance, no Contracting Party would be obliged to require a claim (see Rule 2(1)(ii)).

[...]

Note 3.08 *Paragraph (2)*. This provision would be applicable, for example, where, under the law of a Contracting Party, the applicant for an industrial design was required to furnish information concerning the source of expressions of tradition utilized in the industrial design.

¹ Former Article 1 *bis*. The entire draft will be re-numbered.