

WORLD TRADE ORGANIZATION

RESTRICTED

IP/C/2

30 November 1995

(95-3867)

Council for Trade-Related Aspects of
Intellectual Property Rights

PROCEDURES FOR NOTIFICATION OF, AND POSSIBLE ESTABLISHMENT OF A
COMMON REGISTER OF, NATIONAL LAWS AND REGULATIONS
UNDER ARTICLE 63.2

5. Wherever possible, notifications shall be made in machine-readable as well as hard copy form.

Section 2: Main dedicated intellectual property laws and regulations

6. Each Member shall notify in a WTO language the texts of its main laws and regulations dedicated to intellectual property. These laws and regulations would include the main laws and regulations on the availability, scope and acquisition of each of the categories of intellectual property covered by the TRIPS Agreement, together with such other main laws and regulations as are dedicated to intellectual property, such as those on border enforcement.

7. These laws and regulations will be immediately circulated in the relevant WTO language by the WTO Secretariat to Members of the TRIPS Council as Council documents. Translation into other WTO languages will only be undertaken by the WTO Secretariat on the request of a Member made in the TRIPS Council and within the limits of the WTO Secretariat's resources.

8. Where an authentic national text of a law or regulation is not available in a WTO language, copies of the authentic text of that law or regulation in a national language shall be notified, in addition to the translation into a WTO language. Such copies shall be available in the WTO Secretariat for consultation by interested delegations.

Section 3: Other laws and regulations

9. This heading relates to all national laws and regulations which are not dedicated to intellectual property rights as such but which nonetheless pertain to the availability, scope, acquisition, enforcement and prevention of abuse of intellectual property rights (notably laws and regulations in the areas of enforcement and the prevention of abusive practices) as well as those laws and regulations dedicated to intellectual property which are not considered "main laws and regulations" falling under Section 2 above.

10. Each Member shall notify these laws and regulations in a national language to the WTO Secretariat. They shall also provide in a WTO language a listing of these laws and regulations, together with a brief description of

indicating how its national legislation responds to the requirements of the TRIPS Agreement identified in the checklist. These responses shall identify the relevant provisions of national laws and regulations. The responses will be circulated as a document of the TRIPS Council.