



WORLD INTELLECTUAL PROPERTY ORGANIZATION

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MADRID AGREEMENT CONCERNING THE INTERNATIONAL REGISTRATION OF MARKS AND PROTOCOL RELATING THERETO

Declarations Made Under Rules 17(5)(d) and 20 *bis*(6)(b) of the Common Regulations under the Madrid Agreement and Protocol: Georgia

1. In a notification addressed to the Director General of the World Intellectual Property Organization, Georgia has made the following declarations provided for by the Common Regulations under the Madrid Agreement and Protocol:

– declaration under Rule 17(5)(d), in accordance with which:

(i) any provisional refusal that has been notified to the International Bureau by the Office of Georgia is subject to review by that Office (whether or not such review has been requested by the holder of the international registration), and

(ii) the decision taken on the said review may be the subject of a further review or appeal before that Office.

The effect of such a declaration is that the decision taken by the Office of Georgia at the conclusion of its *ex officio* review (referred to at point (ii) above) shall be immediately sent to the International Bureau **as confirmation or withdrawal** of the provisional refusal under Rule 17(5)(a), notwithstanding the fact that all procedures before that Office relating to the protection of the mark may not have been completed. It also follows from this declaration that, subsequent to the decision referred to at paragraph 2 above, any further decision affecting the protection of the mark (whether such decision has been taken by the Office of Georgia or by an external authority) shall be sent to the International Bureau, to the extent that the Office is aware of such decision, in accordance with Rule 17(5)(b), i.e., in the form of a further statement indicating the goods and services for which the mark is protected in that country;

– declaration under Rule 20 *bis*(6)(b), according to which the recording of licences in the International Register has no effect in that country. It follows that a holder or licensee should be aware that, as far as Georgia is concerned, it serves no purpose to request the recording in the International Register of a licence relating to an international registration of a mark (such recording carrying no legal effect in that country as a result of the said declaration). Consequently, the formalities required for the recording in Georgia of a licence relating to an international registration of a mark must be completed directly with the Office of Georgia and according to the conditions laid down by the legislation of that country.

2. These two declarations entered into force on April 1, 2002.

April 17, 2002