

WIPO



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WORLD INTELLECTUAL PROPERTY ORGANIZATION
UNITED INTERNATIONAL BUREAU FOR THE PROTECTION OF INTELLECTUAL PROPERTY

GENEVA

BIRPI

ADMINISTRATIVE BODIES OF WIPO AND OF THE UNIONS ADMINISTERED BY WIPO AND BIRPI

First Series of Meetings
Geneva, September 21 to 29, 1970

ORGANIZATIONAL QUESTIONS

AND

GENERAL INFORMATION

Report by the Director of BIRPI

SUMMARY

This document identifies the eleven bodies which will meet during the period from September 21 to 29, 1970, as a consequence of the entry into force of some of the instruments adopted by the Stockholm Conference in 1967. It identifies the member countries of each body as far as such identification is possible at the time of writing this report.

In addition, this document outlines the tasks expected to be accomplished by the various bodies in the course of their September 1970 meetings.

Finally, it contains proposals as to the organization of the various meetings and a tentative program for each of the days from September 21 to 29, 1970.

This document is a revision of document AB/I/1, which it replaces.

A supplement to the present document will be issued on September 20, 1970, to bring it up to date, particularly as to the notifications referred to in paragraph 6.

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BODIES WHICH WILL MEET

Introduction

1. Four instruments adopted at the Stockholm Conference (1967) will be in force--one only in part--when the "administrative meetings", as they have come to be known, take place in Geneva from September 21 to 29, 1970.*

2. These four instruments are the WIPO Convention and the Stockholm Acts of the Paris and Berne Conventions and the Nice Agreement. (The exact titles of these instruments and other terms used in the present document are indicated and explained in a glossary attached as Annex A to this document). The instrument which will be in force only in part is the Stockholm Act of the Berne Convention: its administrative provisions and final clauses will be in force, whereas its substantive provisions (Articles 1 to 21 and the Protocol Regarding Developing Countries) will not be in force by the time of the September 1970 meetings.

3. Eleven bodies will meet during the said period: three bodies each of WIPO, the Paris Union and the Berne Union, and two bodies of the Nice Union.

4. The Council of the Lisbon Union will also meet during the said period but, since the Stockholm Act of the Lisbon Agreement is not yet in force, there is no change as far as that Council is concerned. The present document deals only with those bodies which are new or which will undergo changes because of the said four Stockholm instruments.

Bodies of the World Intellectual Property Organization (WIPO)

5. The three bodies of WIPO which will meet are the General Assembly, the Conference, and the Coordination Committee.

6. The WIPO General Assembly will be composed of the States members of any of the Unions which, by September 21 to 29, 1970, will be party to the WIPO Convention and those States which, by the said dates, will have availed themselves of Article 21(2)(a) of the WIPO Convention. That provision allows any State member of the Paris and/or Berne Union which is not party to the WIPO Convention to exercise, for five years--that is, until April 26, 1975--the same rights as if it had become party to that

* The Stockholm Act of the Madrid (Trademarks) Agreement will enter into force on September 19, 1970, in the view of those member States which recognize the accession of the German Democratic Republic as valid.

Convention. In order to exercise such rights, a written notification must be given to the Director of BIRPI. This privilege, which exists also with respect to the Assemblies of the various Unions, will hereinafter be referred to as "the five-year privilege."

7. The following States qualify for membership in the General Assembly on account of their being party to the WIPO Convention and the Paris and/or Berne Conventions: Bulgaria, Canada, Chad, Denmark, Finland, Germany (Federal Republic), Hungary, Ireland, Israel, Malawi, Romania, Senegal, Soviet Union, Spain, Sweden, Switzerland, United Kingdom, United States (18). It is to be noted that the German Democratic Republic has deposited an instrument of accession to the WIPO Convention; the legal validity of this accession is recognized by some countries and not recognized by others.

8. At the date of this report, the following 12 States have given a written notification enabling them to avail themselves, with respect to WIPO, of the five-year privilege referred to in paragraph 6: Belgium, Brazil, Cuba, Czechoslovakia, France, Italy, Ivory Coast, Luxembourg, Norway, Portugal, Upper Volta, Yugoslavia (12). Consequently, these States will also qualify for membership in the WIPO General Assembly.

9. The WIPO Conference will be composed of the same States as the WIPO General Assembly and such States as will be party, by September 21 to 29, 1970, to the WIPO Convention without being members of any of the Unions.

10. The following two States will qualify in the latter capacity: Byelorussia and Ukraine.

11. The WIPO Coordination Committee will be composed of the States members of the Executive Committee of the Paris Union and/or the Executive Committee of the Berne Union. Since the members of these two Executive Committees will be elected during the meetings of September 21 to 29, 1970, their identity is not yet known.

Bodies of the Paris Union

12. The three bodies of the Paris Union which will meet are the Assembly, the Conference of Representatives, and the Executive Committee.

13. The Paris Union Assembly will consist of the countries which, by September 21 to 29, 1970, will be bound by the administrative provisions (Articles 13 to 17) of the Stockholm Act of the Paris Convention and those countries which, by the said dates, will have availed themselves of the five-year privilege (see paragraph 6).

14. The following countries qualify for membership in the Paris Union Assembly on account of their being bound by the said administrative provisions: Bulgaria, Canada, Chad, Denmark, Finland, Germany (Federal Republic), Hungary, Ireland, Israel, Malawi, Romania, Senegal, Soviet Union, Sweden, Switzerland, United Kingdom, United States (17). It is to be noted that the German Democratic Republic has deposited an instrument of accession to the Stockholm Act of the Paris Convention; the legal validity of this accession is recognized by some countries and not recognized by others.

15. At the date of this report, the following 12 countries have given the written notification enabling them to avail themselves, with respect to the Paris Union, of the five-year privilege referred to in paragraph 6: Belgium, Brazil, Cuba, Czechoslovakia, France, Italy, Ivory Coast, Luxembourg, Norway, Portugal, Spain, Upper Volta. Consequently, these countries will also qualify for membership in the Paris Union Assembly.

16. The Paris Union Conference of Representatives, established under the Lisbon (1958) Act of the Paris Convention, will consist of those countries members of the Paris Union which do not qualify for membership in the Paris Union Assembly.

17. The Paris Union Executive Committee will be composed of countries elected in the meetings of September 21 to 29, 1970. Consequently, their identity is not yet known.

18. It is proposed that the members of this Committee be of two kinds: ordinary and associate. The ordinary members would be elected by the Assembly, and the associate members by the Conference of Representatives. The proportion between the two kinds of members should roughly correspond to the proportion between the number of countries in the Assembly and the number in the Conference of Representatives, respectively. The main difference between the rights of the two kinds of members would be that on matters which are anchored in the Stockholm texts only the ordinary members could vote.

19. Such a solution would make the Executive Committee truly representative since, in one capacity or the other, all members of the Paris Union would participate in the election of the members of the Committee and would be eligible for membership in the Committee.

Bodies of the Berne Union

20. It is proposed that the Berne Union should have not only an Assembly and an Executive Committee but also a Conference of Representatives, and that these three bodies should meet during the period from September 21 to 29, 1970.

21. The Berne Union Assembly will consist of the countries which, by September 21 to 29, 1970, will be bound by the administrative clauses (Articles 22 to 26) of the Stockholm Act of the Berne Convention and those countries which, by the said dates, will have availed themselves of the five-year privilege (see paragraph 6).

22. The following countries qualify for membership in the Berne Union Assembly on account of their being bound by the said administrative provisions: Canada, Denmark, Finland, Germany (Federal Republic), Israel, Pakistan, Romania, Senegal, Spain, Sweden, Switzerland, United Kingdom (12). It is to be noted that the German Democratic Republic has deposited an instrument of accession to the Stockholm Act of the Berne Convention; the legal validity of this accession is recognized by some countries and not recognized by others.

23. At the date of this report, the following 14 countries have given the written notification enabling them to avail themselves, with respect to the Berne Union, of the five-year privilege referred to in paragraph 6: Belgium, Brazil, Bulgaria, Czechoslovakia, France, Ireland, Italy, Ivory Coast, Luxembourg, Niger, Norway, Portugal, Upper Volta, Yugoslavia.

24. The Berne Union Conference of Representatives is not provided for in any of the Acts of the Berne Convention but it is proposed that it be established, by a resolution of the member countries of the Berne Union which are not members of the Berne Union Assembly, at the beginning of the meetings of September 21 to 29, 1970. Such a body, which would consist of those countries members of the Berne Union that do not qualify for membership in the Berne Union Assembly, would parallel the Paris Union Conference of Representatives. The creation of a Conference of Representatives for the Berne Union seems to be essential in order to allow countries not yet members of the Berne Union Assembly to express their wishes and to participate in the election of the members of the Berne Union Executive Committee and thus, indirectly, also in the election of the members of the WIPO Coordination Committee. Without a Conference of Representatives, the Berne Union would

be in a position of inferiority vis-à-vis the Paris Union, a situation which must be avoided if the spirit of the 1967 Stockholm Conference is to be respected. The fact that the signed texts are silent on the subject of such a body does not seem to cause any legal difficulty. The body should be a consultative one (like the Conference of Representatives of the Paris Union), except as far as the fixing of the ceiling of contributions is concerned, where it would have a power of decision. Such power, however, does exist in the Brussels Act of the Berne Convention, which provides, in Article 23(1), for two possibilities of increasing the contributions: in a revision conference, or "by unanimous decision of the countries of the Union." Making such a decision in a body in which all countries of the Berne Union that are not members of the Assembly of that Union could vote seems to be a particularly appropriate method of proceeding; it is certainly preferable to a written procedure, in which there is no possibility of a prompt exchange of views. Incidentally, there is a precedent, in the history of the Berne Union, for the creation of a new body by a resolution: the Permanent Committee was so created in 1948.

25. The countries members of the Berne Union which do not qualify for membership in the Berne Union Assembly are invited to establish a Conference of Representatives. A draft resolution to that effect appears as Annex B to this report.

26. The Berne Union Executive Committee would be composed and elected in a way similar to that described in connection with the Paris Union Executive Committee (see paragraphs 17 to 19).

Bodies of the Nice Union

27. It is proposed that the Nice Union should have not only an Assembly but also a Conference of Representatives and that these two bodies should meet during the period from September 21 to 29, 1970.

28. The Nice Union Assembly will consist of the countries which, by September 21 to 29, 1970, will be bound by the Stockholm Act of the Nice Agreement, and those countries which, by the said dates, will have availed themselves of the five-year privilege (see paragraph 6).

29. The following countries qualify for membership in the Nice Union Assembly on account of their being bound by the Stockholm Act of the Nice Agreement: Denmark, Germany (Federal Republic), Hungary, Ireland, Israel, Sweden, Switzerland, United Kingdom (8). It is to be noted that the German Democratic Republic has deposited an instrument of accession to the Stockholm Act of the Nice Agreement; the legal validity of this accession is recognized by some countries and not recognized by others.

30. At the date of this report, the following 7 countries have given the written notification enabling them to avail themselves, with respect to the Nice Union, of the five-year privilege referred to in paragraph 6: Belgium, Czechoslovakia, France, Italy, Norway, Portugal, Spain.

31. The Nice Union Conference of Representatives is not provided for in any of the Acts of the Nice Agreement but it is proposed that it be established, by a resolution of the member countries of the Nice Union which are not members of the Nice Union Assembly, at the beginning of the meetings from September 21 to 29, 1970. Such a body, which would consist of those countries members of the Nice Union that do not qualify for membership in the Nice Union Assembly, would parallel the Berne Union Conference of Representatives, except that they would not elect members to an executive committee since the Stockholm Act of the Nice Agreement does not provide for the creation of an executive committee for the Nice Union. The silence of the signed texts of the Nice Union on the subject of a Conference of Representatives would not seem to cause any legal difficulties. The body would be a consultative one (like the Conference of Representatives of the Berne Union), except as far as the fixation of the ceiling of contributions is concerned, where it would have a power of decision. Such power, however, does exist in the original text (1957) of the Nice Agreement, which provides, in Article 5(3), for two possibilities of increasing the contributions: in a revision conference, or "by a decision of the contracting countries" (the majority required being four-fifths). Making such a decision in a body in which all countries of the Nice Union that are not members of the Assembly of the same Union could vote seems to be a particularly appropriate method of proceeding; it is certainly preferable to a written procedure, in which there is no possibility of a prompt exchange of views.

32. The countries members of the Nice Union which do not qualify for membership in the Nice Union Assembly are invited to establish a Conference of Representatives. A draft resolution to that effect appears as Annex C to this report.

Bodies Replaced

33. The existing Executive Committee of the Paris Union will be replaced by the new Executive Committee of the Paris Union, whose members will be elected during the meetings from September 21 to 29, 1970.

34. The existing Permanent Committee of the Berne Union will be replaced by the Executive Committee of the Berne Union, whose members will be elected during the meetings from September 21 to 29, 1970. The Permanent Committee was set up by a resolution of the Brussels Conference (1948) of the Berne Union "in order to assist the Bureau of the Union /i.e. BIRPI/ in the task given to that Bureau by Article 24(2) of the Convention signed at Brussels." That task is to help the host Government in the preparation of a conference of revision. In other words, under the Brussels Act conferences of revision are prepared by the host Government assisted by the International Bureau, and under the Brussels Resolution the International Bureau is assisted by the Permanent Committee. Under the Stockholm Act conferences of revision are prepared by the International Bureau in cooperation with the Executive Committee, in accordance with the directions of the Assembly. The Stockholm Conference was aware of the possible absence in the Assembly of some of the Berne Union members. That is why the Stockholm Act, unanimously voted by those (and other) countries which voted the Brussels Resolution, states that the said directions will be given subject to due account being taken of any comments made by those countries of the Union which are not bound by the administrative provisions of the Stockholm Act. It follows that it was the intention of the Stockholm Conference that the Permanent Committee should play no role in the preparation of revisions once the administrative provisions of the Stockholm Act had entered into force. With the disappearance of this role--which was the only one of the Permanent Committee--it does not seem possible that the said Committee should continue to exist. There seems to be no legal obstacle to such a view since the Permanent Committee was created by a decision (in other words, a resolution) of a Diplomatic Conference (Brussels), and the situation in which that Committee no longer has any role to play is also the result of a decision (namely, the voting of the Stockholm Act) of a Diplomatic Conference (Stockholm). In any case, the Berne Union countries which are not members of the Assembly will not suffer by the change in the system since they would elect the members of the Executive Committee of the Berne Union and would be eligible for membership in that Committee.

35. The Existing Interunion Coordination Committee, consisting of the members of two bodies (the existing Paris Union Executive Committee and the Berne Union Permanent Committee) which are being replaced as indicated above, will itself be replaced by the WIPO Coordination Committee. That Committee, it is recalled, consists of the members of the Executive Committees of the Paris and Berne Unions.

AGENDAS AND DOCUMENTS

Agendas

36. Draft agendas for each of the eleven bodies were dispatched on April 2, 1970. Revised draft agendas will be distributed on September 20, 1970.

37. Each of those draft agendas provides for the election of a provisional chairman, the adoption of the agenda, the adoption of the rules of procedure, the election of (definitive) officers, and the admission of observers.

38. The other main items appearing in the draft agendas of two or more (but not all) bodies are: examination of reports on past activities, establishing the program and budget for 1971 or for the triennial period from 1971 to 1973, fixing the amounts of contributions, electing the Director General of WIPO, taking decisions on the financial and staff regulations, confirming ICIREPAT, and giving directions for the revision of the Berne Convention.

39. Among the main items appearing on the draft agenda of one body only are the following: administration of international agreements, languages of the International Bureau, approval of the appointment of the Deputy Directors General of WIPO, working agreements with intergovernmental organizations, arrangements with non-governmental organizations, conclusion of a headquarters agreement with the Swiss Government, plans for extending the Headquarters Building of the International Bureau, confirmation of the Organizational Rules of ICIREPAT and of the PCT Financing Working Group.

Documents

40. The preparatory documents for the meetings of September 21 to 29, 1970, are subdivided into twelve sets: eleven of those sets correspond to the eleven bodies which will meet, and one contains the documents of interest to more than one of the eleven bodies. This last set of documents bears the symbol "AB/I", which indicates that they are the documents of the new Administrative Bodies that will meet for the first time (hence the Roman figure I in the symbol).

41. The other eleven sets are marked by symbols indicating the name of the body for which they were prepared and a Roman numeral indicating the session number. All session numbers are "I" except those of the Conference of Representatives and the Executive Committee of the Paris Union, which are "III" and "VI", respectively, to mark that they are meeting--albeit with an entirely new structure and for somewhat different tasks--for the third and sixth time, respectively.

42. The symbols are the following:

- "WO/GA" for WIPO General Assembly
- "WO/CF" for WIPO Conference
- "WO/CC" for WIPO Coordination Committee
- "P/A" for Paris Union Assembly
- "P/CR" for Paris Union Conference of Representatives
- "P/EC" for Paris Union Executive Committee
- "B/A" for Berne Union Assembly
- "B/CR" for Berne Union Conference of Representatives
- "B/EC" for Berne Union Executive Committee
- "N/A" for Nice Union Assembly
- "N/CR" for Nice Union Conference of Representatives

Dispatch of Preparatory Documents

43. Most of the preparatory documents were dispatched in several batches between April 2 and August 31, 1970.

44. A few will be distributed just before the beginning of the meetings, that is, on September 20, 1970.

45. The list of the documents dispatched and the few which remain to be distributed appears in document AB/I/INF.1.Rev.3.

Starting Time and Place of the Meetings

46. The meetings will start on Monday, September 21, 1970, at 10 a.m. The place of the meetings is Room XIV in the Palais des Nations (the Geneva Headquarters of the United Nations).

Information and Documents Service

47. An information and documents service will be open at the BIRPI headquarters (32 Chemin des Colombettes, Geneva) between 10 and 11 a.m., and 5 and 6 p.m. on Sunday, September 20, 1970.

PROGRAM AND ORGANIZATION OF THE MEETINGS

48. The program outlined below is merely a tentative proposal. It can be finalized only by the bodies concerned. In any case, it should not be taken as a binding indication that on certain days there will be no meetings or that on certain days certain bodies will or will not meet. Any of the bodies may meet on any of the days between September 21 and 29, 1970.

First Day: Monday, September 21, 1970

49. Preparatory Steps. It is proposed that the meetings start with an Ad Hoc Committee of the Whole which would consist of the delegates of all the States members of the Paris and Berne Unions and of Byelorussia and Ukraine (see paragraph 10), that this Ad Hoc Committee hear an opening statement by the Director of BIRPI, elect a provisional chairman (who should preferably also be the provisional chairman of each of the eleven bodies), and proceed to a general discussion of the draft rules of procedure of all the eleven bodies (document AB/I/2) since the rules necessarily have much in common and must be coordinated. Thus, a simultaneous discussion of all of them would save considerable time for the delegations.

50. Once this discussion is finished, and still under the provisional chairmanship of the same person, those member countries of the Berne and Nice Unions which do not qualify for membership in their respective Assemblies would:

- (i) adopt a resolution establishing a Conference of Representatives (see Annexes B and C of this report),

whereas the WIPO General Assembly, the WIPO Conference, and the Assemblies and Conferences of Representatives of the Paris, Berne and Nice Unions would, each as far as it is concerned:

- (ii) adopt their agendas (documents WO/GA/I/1.Rev., WO/CF/I/1.Rev., P/A/I/1.Rev., P/CR/III/1.Rev., B/A/I/1.Rev., B/CR/I/1.Rev., N/A/I/1.Rev., N/CR/I/1.Rev.),
- (iii) adopt their rules of procedure (see document AB/I/2),
- (iv) elect their Officers. (It is possible that a Nomination Committee will make proposals.)

Second Day: Tuesday, September 22, 1970

51. First Step. The Assemblies and the Conferences of Representatives of the Paris and Berne Unions would meet to elect the members of the Paris and Berne Executive Committees.
52. Second Step. The Paris and Berne Executive Committees would meet to:
- (i) adopt their agendas (documents P/EC/VI/1.Rev., and B/EC/I/1.Rev.),
 - (ii) adopt their rules of procedure (see document AB/I/2),
 - (iii) elect their Officers. (It is possible that a Nomination Committee will make proposals.)
53. Third Step. The WIPO Coordination Committee would meet to:
- (i) adopt its agenda (document WO/CC/I/1.Rev.),
 - (ii) adopt its rules of procedure (see document AB/I/2),
 - (iii) elect its Officers. (It is possible that a Nomination Committee will make proposals),
 - (iv) nominate a candidate for the post of Director General (see documents AB/I/12 and 17).
54. Fourth Step. The WIPO General Assembly would meet to appoint the Director General of WIPO and to appoint an ad hoc working group to discuss with him the terms of his appointment (see documents AB/I/12 and 17). The Assemblies of the Paris and Berne Unions would participate in this election (see WIPO Convention, Article 6(3)(g)).
55. Fifth Step. The Assembly and the Conference of Representatives of the Paris Union would meet in joint session to consider the report on BIRPI activities since December 1967 and the financial report on the year 1969 (see documents AB/I/3 and 4).

Third Day: Wednesday, September 23, 1970

56. Sixth Step. The 1971 to 1973 program and budget would be considered in a joint meeting of the WIPO General Assembly, the WIPO Conference, and the Assemblies and Conferences of Representatives of the Paris, Berne and Nice Unions (see documents AB/I/7, 20, and 21). The adoption of this program and budget, or the advice given on them, unless unanimous, will require separate votes, and a separate decision on the ceiling of contributions by the Conferences of Representatives, meeting as Conferences of Plenipotentiaries, of the Paris, Berne and Nice Unions (see documents AB/I/8, 9, and 10) and by the States party to the WIPO Convention which are not members of any of the Unions (see document WO/CF/I/2).

57. Seventh Step. The WIPO Coordination Committee and the Executive Committees of the Paris and Berne Unions would hold a joint meeting to establish the 1971 program and budget. This would be a mere formality since the higher bodies (General Assembly and Assemblies) would already have decided what should be done in 1971.

Fourth Day: Thursday, September 24, 1970

58. Eighth Step. The Assembly, the Conference of Representatives and the Executive Committee of the Paris Union would meet to adopt a resolution on the special contributions for the 1971 activities concerning the Patent Cooperation Treaty (see document AB/I/11.Rev.) and to establish the PCT Interim Committees (see document AB/I/18).

59. Ninth Step. The Assembly and the Conference of Representatives of the Paris Union would meet to confirm ICIREPAT (see document AB/I/13).

60. Tenth Step. The Executive Committee of the Paris Union would meet to confirm the Organizational Rules of ICIREPAT, to establish the program of ICIREPAT for 1971, to adopt a resolution concerning the special contributions for the 1971 activities concerning ICIREPAT (see documents P/EC/VI/2, 3, 4), and to confirm the PCT Financing Working Group (see document P/EC/VI/5).

61. Eleventh Step. The WIPO General Assembly, the WIPO Conference, and the Assemblies of the Paris, Berne and Nice Unions, would meet jointly on matters concerning the financial regulations (including the date on which contributions are due and the constitution of working capital funds (see documents AB/I/5 and 16), and the same bodies, with the exception of the WIPO Conference, would meet jointly on the question of the appointment of auditors (see document AB/I/6).

62. Twelfth Step. The WIPO General Assembly would meet:

- (i) to hear the report of the ad hoc working group referred to in paragraph 54, and to fix the terms of appointment of the Director General (see document AB/I/12),
- (ii) to approve measures concerning the administration of certain international agreements (see document WO/GA/I/2),
- (iii) to determine the working languages of the International Bureau (see document WO/GA/I/3).

63. Thirteenth Step. The Assembly of the Nice Union would meet to designate the languages in which official texts of the Stockholm Act of the Nice Agreement should be established (see document N/A/I/1.Rev., item 8).

Fifth Day: Friday, September 25, 1970

64. Fourteenth Step. The WIPO Coordination Committee would meet:

- (i) to approve the appointment of the Deputy Directors General of WIPO (see document WO/CC/I/2),
- (ii) to consider staff matters, including the approval of the Staff Regulations and Staff Rules (see documents WO/CC/I/3 and 9),
- (iii) to approve the headquarters agreement (see document WO/CC/I/6),
- (iv) to approve general agreements with intergovernmental organizations and to approve arrangements with non-governmental organizations (see documents WO/CC/I/4 and 5),
- (v) to consider plans concerning the extension of the headquarters building (see documents WO/CC/I/7 and 8).

65. Fifteenth Step. The Assembly and the Conference of Representatives of the Berne Union would meet jointly to consider plans for the revision of the Berne Convention (see documents AB/I/15 and 19).

66. Sixteenth Step. All eleven bodies would hold a joint meeting to decide which organizations should be admitted to their respective future sessions as observers and under what conditions (see document AB/I/14).

Sixth and Seventh Days: Saturday and Sunday, September 26 and 27, 1970

67. No meetings are proposed for these two days but it cannot be stated with certainty that, in actual fact, there will be none. It will be possible only on Friday, September 25, 1970, to determine whether meetings on one or both of these days will be needed, and, if so, meetings of which bodies.

Eighth and Ninth Days: Monday, September 28, 1970, and/or Tuesday, September 29, 1970

68. The program on these days is expected to consist of the consideration and adoption of the reports prepared on the meetings of each of the eleven bodies by the Secretariat. The expected order in which these bodies would meet is the following:

- (i) WIPO General Assembly
- (ii) WIPO Conference
- (iii) Paris Union Assembly
- (iv) Paris Union Conference of Representatives
- (v) Berne Union Assembly
- (vi) Berne Union Conference of Representatives
- (vii) Nice Union Assembly
- (viii) Nice Union Conference of Representatives
- (ix) WIPO Coordination Committee
- (x) Paris Union Executive Committee
- (xi) Berne Union Executive Committee.

Annex A

(see paragraph 2)

GLOSSARY

"Berne Convention": Berne Convention for the Protection of Literary and Artistic Works.

"Berne Convention (Brussels)": Brussels Act (1948) of the Berne Convention.

"Berne Convention (Stockholm)": Stockholm Act (1967) of the Berne Convention.

"Berne Union": Union established by the Berne Convention.

"BIRPI": United International Bureaux for the Protection of Intellectual Property.

"ICIREPAT": Paris Union Committee for International Cooperation in Information Retrieval Among Patent Offices.

"International Bureau": International Secretariat established by the WIPO Convention.

"Nice Agreement": Nice Agreement Concerning the International Classification of Goods and Services for the Purposes of the Registration of Marks.

"Nice Agreement (1957)": Original text of the Nice Agreement.

"Nice Agreement (Stockholm)": Stockholm Act (1967) of the Nice Agreement.

"Nice Union": Special Union established by the Nice Agreement.

"Paris Convention": Paris Convention for the Protection of Industrial Property.

"Paris Convention (Lisbon)": Lisbon Act (1958) of the Paris Convention.

"Paris Convention (Stockholm)": Stockholm Act (1967) of the Paris Convention.

"Paris Union": Union established by the Paris Convention.

"WIPO": World Intellectual Property Organization (in French, "OMPI": "Organisation Mondiale de la Propriété Intellectuelle").

"WIPO Convention": Convention Establishing the World Intellectual Property Organization.

/Follows Annex B/

Annex B

(see paragraphs 24 and 25)

Draft Resolution*

1. The countries members of the International Union for the Protection of Literary and Artistic Works (Berne Union) which are not members of the Assembly of the said Union,
2. Meeting in Geneva from September 21 to 29, 1970,
3. Resolve to establish a Conference of Representatives of the Berne Union;

* This draft resolution follows as closely as possible the provisions concerning the Conference of Representatives of the Paris Union, provisions which constitute paragraph (5) of Article 14 of the Lisbon Act (1958) of the Paris Convention and which read as follows:

"(5)(a) During the interval between Diplomatic Conferences of revision, Conferences of Representatives of all the countries of the Union shall meet every three years in order to draw up a report on the foreseeable expenditure of the International Bureau for each three-year period to come and to consider questions relating to the protection and development of the Union.

(b) Furthermore, they may modify, by unanimous decision, the maximum annual amount of the expenditure of the International Bureau, provided they meet as Conferences of Plenipotentiaries of all the countries of the Union, convened by the Government of the Swiss Confederation.

(c) Moreover, the Conferences provided for in paragraph (a) above may be convened between their triennial meetings by either the Director of the International Bureau or the Government of the Swiss Confederation."

4. Decide that the members of this Conference shall be those member countries of the Berne Union which are not members of the Assembly of the Berne Union, and that any member country of the Berne Union which, in the future, shall become a member of the Assembly of the Berne Union shall automatically cease to be a member of the Conference of Representatives;

5. Decide that the Conference of Representatives shall meet every three years in ordinary session in order to draw up, for each three-year period to come, a report on the foreseeable expenditure of the International Bureau as far as the Berne Union is concerned, and to consider questions relating to the protection and the development of the said Union;

6. Resolve that the Conference of Representatives may modify, by unanimous decision, the maximum annual amount of the expenditure of the International Bureau as far as the countries members of the Conference of Representatives are concerned, provided that it meets as a Conference of Plenipotentiaries upon convocation by the Government of the Swiss Confederation;

7. Resolve that the Conference of Representatives may be convened in extraordinary session by either the Government of the Swiss Confederation or the Director General;

8. Resolve that the Conference of Representatives shall establish its own rules of procedure.

/Follows Annex C/

Annex C

(see paragraphs 31 and 32)

Draft Resolution*

1. The countries members of the International Union Concerning the International Classification of Goods and Services for the Purposes of the Registration of Marks (Nice Union) which are not members of the Assembly of the said Union,
2. Meeting in Geneva from September 21 to 29, 1970,
3. Resolve to establish a Conference of Representatives of the Nice Union;

* This draft resolution follows as closely as possible the provisions concerning the Conference of Representatives of the Paris Union, provisions which constitute paragraph (5) of Article 14 of the Lisbon Act (1958) of the Paris Convention and which read as follows:

"(5) (a) During the interval between the Diplomatic Conferences of revision, Conferences of Representatives of all the countries of the Union shall meet every three years in order to draw up a report on the foreseeable expenditure of the International Bureau for each three-year period to come and to consider questions relating to the protection and development of the Union.

(b) Furthermore, they may modify, by unanimous decision, the maximum annual amount of the expenditure of the International Bureau, provided they meet as Conferences of Plenipotentiaries of all the countries of the Union, convened by the Government of the Swiss Confederation.

(c) Moreover, the Conferences provided for in paragraph (a) above may be convened between their triennial meetings by either the Director of the International Bureau or the Government of the Swiss Confederation."

4. Decide that the members of this Conference shall be those member countries of the Nice Union which are not members of the Assembly of the Nice Union, and that any member country of the Nice Union which, in the future, shall become a member of the Assembly of the Nice Union shall automatically cease to be a member of the Conference of Representatives;

5. Decide that the Conference of Representatives shall meet every three years in ordinary session in order to draw up, for each three-year period to come, a report on the foreseeable expenditure of the International Bureau as far as the Nice Union is concerned, and to consider questions relating to the protection and the development of the said Union;

6. Resolve that the Conference of Representatives may modify, by unanimous decision, the maximum annual amount of the expenditure of the International Bureau as far as the countries members of the Conference of Representatives are concerned, provided that it meets as a Conference of Plenipotentiaries upon convocation by the Government of the Swiss Confederation;

7. Resolve that the Conference of Representatives may be convened in extraordinary session by either the Government of the Swiss Confederation or the Director General;

8. Resolve that the Conference of Representatives shall establish its own rules of procedure.

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document/