

File Ref. : [CITB 80/18/2]

LEGISLATIVE COUNCIL BRIEF

Patents Ordinance
(Chapter 514)
Registered Designs Ordinance
(Chapter 522)
Trade Marks Ordinance
(Chapter 559)
Layout-design (Topography) of Integrated Circuits Ordinance
(Chapter 445)

**PATENTS ORDINANCE
(AMENDMENT OF SCHEDULE 1) ORDER 2017**

**REGISTERED DESIGNS ORDINANCE
(AMENDMENT OF SCHEDULE) REGULATION 2017**

**TRADE MARKS ORDINANCE
(AMENDMENT OF SCHEDULE 1) REGULATION 2017**

**LAYOUT-DESIGN (TOPOGRAPHY) OF INTEGRATED
CIRCUITS (DESIGNATION OF QUALIFYING
COUNTRIES, TERRITORIES OR AREAS)
(AMENDMENT) REGULATION 2017**

INTRODUCTION

At the meeting of the Executive Council on 24 January 2017, the Council ADVISED and the Chief Executive ORDERED that, for the purpose of amending the relevant schedules to reflect the updated membership position of the World Trade Organization (WTO) -

A (a) the Patents Ordinance (Amendment of Schedule 1) Order 2017, at Annex A, should be made under section 153 of the Patents Ordinance (Cap. 514) (PO);

B (b) the Registered Designs Ordinance (Amendment of Schedule) Regulation 2017, at Annex B, should be made under section 83 of the Registered Designs Ordinance

(Cap. 522) (RDO);

- C
- (c) the Trade Marks Ordinance (Amendment of Schedule 1) Regulation 2017, at Annex C, should be made under section 92 of the Trade Marks Ordinance (Cap. 559) (TMO); and
- D
- (d) the Layout-design (Topography) of Integrated Circuits (Designation of Qualifying Countries, Territories or Areas) (Amendment) Regulation 2017, at Annex D, should be made under section 24 of the Layout-design (Topography) of Integrated Circuits Ordinance (Cap. 445) (LTICO).

JUSTIFICATIONS

2. The People's Republic of China (China) is a contracting party to the Paris Convention for the Protection of Industrial Property (Paris Convention). The Central People's Government of China applied the Paris Convention to the Hong Kong Special Administrative Region (HKSAR) with effect from 1 July 1997. Besides, the HKSAR (in the name of Hong Kong, China) is a member of the WTO in its own right.

3. Under Article 4 of the Paris Convention, the HKSAR is obliged to grant to a person who has filed an application for a patent or for registration of a design or trade mark in a Paris Convention country a right of priority during a prescribed period for the purpose of filing a corresponding application in the HKSAR. Article 2.1 in Part I of the Agreement on Trade-Related Aspects of Intellectual Property Rights (TRIPS Agreement) under the WTO regime obliges the HKSAR to comply with Article 4 of the Paris Convention and grant to a person who has filed an application for a patent or for registration of a design or trade mark in a WTO member country, territory or area the same right of priority during a prescribed period for the purpose of filing a corresponding application in the HKSAR.

4. In addition, Article 35 in Part II of the TRIPS Agreement requires the HKSAR to grant the same level of intellectual property protection for layout-designs (topographies) of integrated circuits to nationals of other WTO member countries, territories or areas, as to HKSAR residents.

5. We have complied with the above international obligations concerning the right of priority for patents, designs and trade marks by making specific provisions in the PO, the RDO and the TMO to the effect that a person who has filed an application in a Paris Convention country or WTO member country, territory or area will enjoy a right of priority when filing a corresponding application in the HKSAR within a prescribed period. We have also set out in a schedule to each of the above-mentioned Ordinances the list(s) of Paris Convention countries and/or WTO member countries, territories and areas. In this regard, the Chief Executive in Council is empowered to amend the relevant schedule to the PO by an order published in the Gazette. In the case of the RDO and the TMO, the Chief Executive in Council may amend the relevant schedules by regulation.

6. As for the obligation concerning layout-designs (topographies) of integrated circuits, we have provided in the LTICO that the said protection will be given to nationals of such qualifying countries, territories or areas as are designated by regulation by the Chief Executive. The Layout-design (Topography) of Integrated Circuits (Designation of Qualifying Countries, Territories or Areas) Regulation (Cap 445 sub. leg. B) (Integrated Circuits Regulation), with a schedule setting out those countries, territories or areas that have acceded to the WTO, has been made for this purpose.

7. We have been undertaking regular exercises to update the above-mentioned schedules to reflect the updated list of contracting parties to the Paris Convention and membership position of WTO. The last round of updates was completed in November 2015. Subsequent to the last revision exercise, there was no new accession to the Paris Convention and four more countries, namely, the Islamic Republic of Afghanistan, the Republic of Kazakhstan, the Republic of Liberia and the Republic of Seychelles have become members of the WTO.

8. To reflect the changes in the WTO membership, we need to amend the respective schedules to the PO, the RDO, the TMO and the Integrated Circuits Regulation. A summary of the proposed amendments is set out in Annex E.

E

THE ORDER AND REGULATIONS

9. The Patents Ordinance (Amendment of Schedule 1) Order 2017 at Annex A, the Registered Designs Ordinance (Amendment of Schedule)

Regulation 2017 at Annex B, the Trade Marks Ordinance (Amendment of Schedule 1) Regulation 2017 at Annex C and the Layout-design (Topography) of Integrated Circuits (Designation of Qualifying Countries, Territories or Areas) (Amendment) Regulation 2017 at Annex D are proposed to update the various schedules so as to reflect the relevant changes shown in Annex E.

F & G

10. Copies of the relevant empowering provisions in the Ordinances and the relevant schedules being amended are at Annexes F and G.

LEGISLATIVE TIMETABLE

11. The legislative timetable is -

Publication in the Gazette	3 February 2017
Tabling at the Legislative Council (for negative vetting)	8 February 2017
Commencement	1 April 2017

IMPLICATIONS OF THE PROPOSAL

12. The proposed Order and Regulations are in conformity with the Basic Law, including the provisions concerning human rights. They will not affect the current binding effect of the PO, RDO, TMO, LTICO and the Integrated Circuits Regulation. They have no financial, civil service, economic, competition, productivity, environmental, sustainability, family or gender implications.

PUBLIC CONSULTATION

13. The proposed amendments are technical in nature. No consultation is considered necessary. We informed the Legislative Council Panel on Commerce and Industry of the proposed amendments through an information paper in November 2016.

PUBLICITY

14. A spokesperson will be available to answer media enquiries.

ENQUIRIES

15. Enquiries on this brief should be referred to Ms Fabia TAM, Principal Assistant Secretary for Commerce and Economic Development (Commerce and Industry) at telephone number 2810 2862.

Commerce, Industry and Tourism Branch
Commerce and Economic Development Bureau
February 2017

**Patents Ordinance (Amendment of Schedule 1) Order
2017**

(Made by the Chief Executive in Council under section 153 of the Patents Ordinance (Cap. 514))

1. Commencement

This Order comes into operation on 1 April 2017.

2. Patents Ordinance amended

The Patents Ordinance (Cap. 514) is amended as set out in section 3.

3. Schedule 1 amended (Paris Convention countries and WTO member countries, territories and areas)

Schedule 1, list under heading “**WTO member countries, territories and areas (not including Paris Convention countries)**”, before item “The Republic of Cabo Verde”—

Add

“The Islamic Republic of Afghanistan”.

Clerk to the Executive Council

COUNCIL CHAMBER

2017

Explanatory Note

As a member of the World Trade Organization (*WTO*), Hong Kong is obliged to grant to a person who has filed an application for a patent in a WTO member country, territory or area a right of priority during a prescribed period for the purpose of filing a corresponding application in Hong Kong.

2. Afghanistan has acceded to the World Trade Organization Agreement. This Order updates the list of WTO member countries, territories and areas (not including Paris Convention countries) contained in the Patents Ordinance (Cap. 514) to include it.

**Registered Designs Ordinance (Amendment of
Schedule) Regulation 2017**

(Made by the Chief Executive in Council under section 83 of the Registered
Designs Ordinance (Cap. 522))

1. Commencement

This Regulation comes into operation on 1 April 2017.

2. Registered Designs Ordinance amended

The Registered Designs Ordinance (Cap. 522) is amended as set out
in section 3.

**3. Schedule amended (Paris Convention countries and WTO
members)**

The Schedule, list under heading “**Countries, territories and areas
which have acceded to the World Trade Organization
Agreement (not including countries which have acceded to the
Paris Convention)**”, before item “The Republic of Cabo Verde”—

Add

“The Islamic Republic of Afghanistan”.

Clerk to the Executive Council

COUNCIL CHAMBER

2017

Explanatory Note

As a member of the World Trade Organization (*WTO*), Hong Kong is obliged to grant to a person who has filed an application for registration of a design in a WTO member country, territory or area a right of priority during a prescribed period for the purpose of filing a corresponding application in Hong Kong.

2. Afghanistan has acceded to the World Trade Organization Agreement. This Regulation updates the list of WTO members (not including countries which have acceded to the Paris Convention) contained in the Registered Designs Ordinance (Cap. 522) to include it.

**Trade Marks Ordinance (Amendment of Schedule 1)
Regulation 2017**

Organization Agreement”, before item “The Principality of Liechtenstein”—

Add

“The Republic of Liberia”.

(Made by the Chief Executive in Council under section 92 of the Trade Marks Ordinance (Cap. 559))

(4) Schedule 1, list under heading “**Countries, territories and areas which have acceded to the World Trade Organization Agreement**”, before item “The Republic of Sierra Leone”—

Add

“The Republic of Seychelles”.

1. Commencement

This Regulation comes into operation on 1 April 2017.

2. Trade Marks Ordinance amended

The Trade Marks Ordinance (Cap. 559) is amended as set out in section 3.

3. Schedule 1 amended (Paris Convention countries and WTO members)

(1) Schedule 1, list under heading “**Countries, territories and areas which have acceded to the World Trade Organization Agreement**”, before item “The Republic of Albania”—

Add

“The Islamic Republic of Afghanistan”.

(2) Schedule 1, list under heading “**Countries, territories and areas which have acceded to the World Trade Organization Agreement**”, before item “The Republic of Kenya”—

Add

“The Republic of Kazakhstan”.

(3) Schedule 1, list under heading “**Countries, territories and areas which have acceded to the World Trade**

Clerk to the Executive Council

COUNCIL CHAMBER

2017

Explanatory Note

As a member of the World Trade Organization (*WTO*), Hong Kong is obliged to grant to a person who has filed an application for a trade mark in a WTO member country, territory or area a right of priority during a prescribed period for the purpose of filing a corresponding application in Hong Kong.

2. Afghanistan, Kazakhstan, Liberia and Seychelles have acceded to the World Trade Organization Agreement. This Regulation updates the list of WTO members contained in the Trade Marks Ordinance (Cap. 559) to include them.

Layout-design (Topography) of Integrated Circuits (Designation of Qualifying Countries, Territories or Areas) (Amendment) Regulation 2017

(Made by the Chief Executive under section 24 of the Layout-design (Topography) of Integrated Circuits Ordinance (Cap. 445) after consultation with the Executive Council)

1. Commencement

This Regulation comes into operation on 1 April 2017.

2. Layout-design (Topography) of Integrated Circuits (Designation of Qualifying Countries, Territories or Areas) Regulation amended

The Layout-design (Topography) of Integrated Circuits (Designation of Qualifying Countries, Territories or Areas) Regulation (Cap. 445 sub. leg. B) is amended as set out in section 3.

3. Schedule amended (qualifying countries, territories or areas)

(1) The Schedule, before item “The Republic of Albania”—

Add

“The Islamic Republic of Afghanistan”.

(2) The Schedule, before item “The Republic of Kenya”—

Add

“The Republic of Kazakhstan”.

(3) The Schedule, before item “The Principality of Liechtenstein”—

Add

“The Republic of Liberia”.

(4) The Schedule, before item “The Republic of Sierra Leone”—

Add

“The Republic of Seychelles”.

Chief Executive

2017

Explanatory Note

As a member of the World Trade Organization (*WTO*), Hong Kong is obliged to grant the same level of intellectual property protection for layout-designs (topographies) of integrated circuits to nationals of other WTO member countries, territories or areas as to Hong Kong residents.

2. Afghanistan, Kazakhstan, Liberia and Seychelles have acceded to the World Trade Organization Agreement. This Regulation updates the list of qualifying countries, territories or areas contained in the Layout-design (Topography) of Integrated Circuits (Designation of Qualifying Countries, Territories or Areas) Regulation (Cap. 445 sub. leg. B) to include them.

Summary of Proposed Amendments

Update of the membership position of the WTO

I. Patents Ordinance (Cap. 514)

For the list of “WTO member countries, territories and areas (not including Paris Convention countries)” in Schedule 1, to add “The Islamic Republic of Afghanistan” (阿富汗伊斯蘭共和國).

II. Registered Designs Ordinance (Cap. 522)

For the list of “Countries, territories and areas which have acceded to the World Trade Organization Agreement (not including countries which have acceded to the Paris Convention)” in the Schedule, to add “The Islamic Republic of Afghanistan” (阿富汗伊斯蘭共和國).

III. Trade Marks Ordinance (Cap. 559)

For the list of “Countries, territories and areas which have acceded to the World Trade Organization Agreement” in Schedule 1, to add –

- “The Islamic Republic of Afghanistan” (阿富汗伊斯蘭共和國)
- “The Republic of Kazakhstan” (哈薩克斯坦共和國)
- “The Republic of Liberia” (利比里亞共和國)
- “The Republic of Seychelles” (塞舌爾共和國).

IV. Layout-design (Topography) of Integrated Circuits (Designation of Qualifying Countries, Territories or Areas) Regulation (Cap. 445B)

For the list of “Qualifying Countries, Territories or Areas” in the Schedule, to add

- “The Islamic Republic of Afghanistan” (阿富汗伊斯蘭共和國)
- “The Republic of Kazakhstan” (哈薩克斯坦共和國)
- “The Republic of Liberia” (利比里亞共和國)
- “The Republic of Seychelles” (塞舌爾共和國).

Annex F

Chapter: 514	Title: PATENTS ORDINANCE	Gazette Number: L.N. 47 of 2002
Section: 153	Heading: Amendment of Schedule 1	Version: 01/06/2002 Date:

The Chief Executive in Council may by order published in the Gazette- (Amended 22 of 1999 s. 3)

- (a) add to Schedule 1 the name of-
 - (i) any country which has acceded to the Paris Convention;
 - (ii) any country, territory or area which has acceded to the World Trade Organisation Agreement;
- (b) delete from the Schedule 1 the name of-
 - (i) any country which has denounced the Paris Convention;
 - (ii) any country, territory or area which has denounced the World Trade Organisation Agreement; and (Amended 2 of 2001 s. 13)
- (c) otherwise amend Schedule 1. (Added 2 of 2001 s. 13)

Chapter: 559	Title: TRADE MARKS ORDINANCE	Gazette Number:	L.N. 31 of 2003
Section: 92	Heading: Regulations	Version Date:	04/04/2003

The Chief Executive in Council may by regulation-

- (a) add to Schedule 1 (Paris Convention countries and WTO members) the name of-
 - (i) any country which has acceded to the Paris Convention;
 - (ii) any country, territory or area which has acceded to the World Trade Organization Agreement;
- (b) delete from Schedule 1 the name of-
 - (i) any country which has denounced the Paris Convention;
 - (ii) any country, territory or area which has denounced the World Trade Organization Agreement;
- (c) otherwise amend Schedule 1;
- (d) amend Schedule 2 (determination of well-known trade marks);
- (e) amend Schedule 3 (collective marks); and
- (f) amend Schedule 4 (certification marks).

Chapter:	445	Title:	LAYOUT-DESIGN (TOPOGRAPHY) OF INTEGRATED CIRCUITS ORDINANCE	Gazette Number:	22 of 1999
Section:	24	Heading:	Designation of qualifying countries	Version Date:	01/07/1997

Remarks:

Amendments retroactively made - see 22 of 1999 s. 3

- (1) In this section "qualified owner" (合資格擁有人) means a person who is a qualified owner by virtue of relationship to Hong Kong under the definition of qualified person.
- (2) The Chief Executive may, by regulation, designate a country, territory or area as a qualifying country, territory or area if he considers that provisions have been or will be made under the laws of that country, territory or area that will give to a qualified owner under this Ordinance adequate protection in that country, territory or area. (Amended 22 of 1999 s. 3)

(Enacted 1994)

Annex G

Chapter:	514	Title:	PATENTS ORDINANCE	Gazette	L.N. 121 of
Schedule:	1	Heading:	Paris Convention	Number:	2015
			Countries and WTO	Version Date:	27/11/2015
			Member Countries,		
			Territories and Areas		

[sections 2 & 153]

Paris Convention countries

The following are specified for the purposes of the definition of *Paris Convention country* in section 2(1) as countries which have acceded to the Paris Convention-

The Republic of Albania
The People's Democratic Republic of Algeria
The Principality of Andorra
The Republic of Angola
Antigua and Barbuda
Republic of Argentina
The Republic of Armenia
The Commonwealth of Australia
The Republic of Austria
The Republic of Azerbaijan
The Commonwealth of The Bahamas
The Kingdom of Bahrain
The People's Republic of Bangladesh
Barbados
The Republic of Belarus
The Kingdom of Belgium
Belize
The Republic of Benin
The Kingdom of Bhutan
The Plurinational State of Bolivia
Bosnia and Herzegovina
The Republic of Botswana
The Federative Republic of Brazil
Brunei Darussalam
The Republic of Bulgaria
The Burkina Faso
The Republic of Burundi
Kingdom of Cambodia
The Republic of Cameroon
Canada
The Central African Republic
The Republic of Chad
Republic of Chile
The People's Republic of China
The Republic of Colombia
Union of the Comoros
The Democratic Republic of Congo
The Republic of Congo

The Republic of Costa Rica
The Republic of Cote d'Ivoire
The Republic of Croatia
The Republic of Cuba
The Republic of Cyprus
The Czech Republic
The Kingdom of Denmark
The Republic of Djibouti
The Commonwealth of Dominica
The Dominican Republic
The Republic of Ecuador
The Arab Republic of Egypt
The Republic of El Salvador
The Republic of Equatorial Guinea
Republic of Estonia
The Republic of Finland
The French Republic
The Gabonese Republic
The Republic of the Gambia
Georgia
The Federal Republic of Germany
The Republic of Ghana
Grenada
The Republic of Guatemala
The Republic of Guinea
The Republic of Guinea-Bissau
The Republic of Guyana
The Republic of Haiti
The Hellenic Republic (Greece)
Holy See
The Republic of Honduras
Hungary
The Republic of Iceland
The Republic of India
The Republic of Indonesia
The Islamic Republic of Iran
The Republic of Iraq
Ireland
The State of Israel
The Republic of Italy
Jamaica
Japan
The Hashemite Kingdom of Jordan
The Republic of Kazakhstan
The Republic of Kenya
The Democratic People's Republic of Korea
Republic of Korea
The State of Kuwait
The Kyrgyz Republic
The Lao People's Democratic Republic
Republic of Latvia
The Republic of Lebanon
The Kingdom of Lesotho

The Republic of Liberia
Libya
The Principality of Liechtenstein
The Republic of Lithuania
The Grand Duchy of Luxembourg
The Republic of Macedonia
The Republic of Madagascar
The Republic of Malawi
Malaysia
The Republic of Mali
The Republic of Malta
The Islamic Republic of Mauritania
The Republic of Mauritius
The Republic of Moldova
The Principality of Monaco
Mongolia
Montenegro
The Kingdom of Morocco
The Republic of Mozambique
The Republic of Namibia
The Federal Democratic Republic of Nepal
The Kingdom of the Netherlands
New Zealand
The Republic of Nicaragua
The Republic of Niger
The Federal Republic of Nigeria
The Kingdom of Norway
The Sultanate of Oman
The Islamic Republic of Pakistan
The Republic of Panama
The Independent State of Papua New Guinea
Republic of Paraguay
The Republic of Peru
Republic of the Philippines
The Republic of Poland
The Portuguese Republic
The State of Qatar
Romania
The Russian Federation
The Republic of Rwanda
The Federation of Saint Kitts and Nevis
Saint Lucia
Saint Vincent and the Grenadines
The Independent State of Samoa
The Republic of San Marino
The Democratic Republic of Sao Tome and Principe
The Kingdom of Saudi Arabia
The Republic of Senegal
The Republic of Serbia
The Republic of Seychelles
The Republic of Sierra Leone
The Republic of Singapore
The Slovak Republic

The Republic of Slovenia
The Republic of South Africa
The Kingdom of Spain
The Democratic Socialist Republic of Sri Lanka
The Republic of the Sudan
The Republic of Suriname
The Kingdom of Swaziland
The Kingdom of Sweden
Swiss Confederation
The Syrian Arab Republic
The Republic of Tajikistan
The Kingdom of Thailand
The Republic of Togo
The Kingdom of Tonga
The Republic of Trinidad and Tobago
The Republic of Tunisia
The Republic of Turkey
Turkmenistan
The Republic of Uganda
Ukraine
The United Arab Emirates
The United Kingdom of Great Britain and Northern Ireland
The United Mexican States
The United Republic of Tanzania
The United States of America
Oriental Republic of Uruguay
The Republic of Uzbekistan
The Bolivarian Republic of Venezuela
The Socialist Republic of Viet Nam
The Republic of Yemen
The Republic of Zambia
The Republic of Zimbabwe

WTO member countries, territories and areas (not including Paris Convention countries)

The following are specified as being countries, territories or areas which have acceded to the World Trade Organisation Agreement-

The Republic of Cabo Verde
European Union
The Republic of Fiji
The Macao Special Administrative Region
The Republic of Maldives
The Republic of the Union of Myanmar
Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu
The Solomon Islands
The Republic of Vanuatu

(Amended L.N. 341 of 1998; L.N. 66 of 2002; L.N. 217 of 2005; L.N. 252 of 2009; L.N. 62 of 2013; L.N. 68 of 2014; L.N. 121 of 2015)

(Format changes—E.R. 2 of 2014)

Chapter: 522	Title: REGISTERED	Gazette	L.N. 122 of
	DESIGNS ORDINANCE	Number:	2015
Schedule:	Heading: Schedule	Version Date:	27/11/2015

[sections 2 & 83]

**Paris Convention Countries and WTO Members
Countries which have acceded to the Paris Convention**

The Republic of Albania
The People's Democratic Republic of Algeria
The Principality of Andorra
The Republic of Angola
Antigua and Barbuda
Republic of Argentina
The Republic of Armenia
The Commonwealth of Australia
The Republic of Austria
The Republic of Azerbaijan
The Commonwealth of The Bahamas
The Kingdom of Bahrain
The People's Republic of Bangladesh
Barbados
The Republic of Belarus
The Kingdom of Belgium
Belize
The Republic of Benin
The Kingdom of Bhutan
The Plurinational State of Bolivia
Bosnia and Herzegovina
The Republic of Botswana
The Federative Republic of Brazil
Brunei Darussalam
The Republic of Bulgaria
The Burkina Faso
The Republic of Burundi
Kingdom of Cambodia
The Republic of Cameroon
Canada
The Central African Republic
The Republic of Chad
Republic of Chile
The People's Republic of China
The Republic of Colombia
Union of the Comoros
The Democratic Republic of Congo
The Republic of Congo
The Republic of Costa Rica
The Republic of Cote d'Ivoire
The Republic of Croatia
The Republic of Cuba
The Republic of Cyprus

The Czech Republic
The Kingdom of Denmark
The Republic of Djibouti
The Commonwealth of Dominica
The Dominican Republic
The Republic of Ecuador
The Arab Republic of Egypt
The Republic of El Salvador
The Republic of Equatorial Guinea
Republic of Estonia
The Republic of Finland
The French Republic
The Gabonese Republic
The Republic of the Gambia
Georgia
The Federal Republic of Germany
The Republic of Ghana
Grenada
The Republic of Guatemala
The Republic of Guinea
The Republic of Guinea-Bissau
The Republic of Guyana
The Republic of Haiti
The Hellenic Republic (Greece)
Holy See
The Republic of Honduras
Hungary
The Republic of Iceland
The Republic of India
The Republic of Indonesia
The Islamic Republic of Iran
The Republic of Iraq
Ireland
The State of Israel
The Republic of Italy
Jamaica
Japan
The Hashemite Kingdom of Jordan
The Republic of Kazakhstan
The Republic of Kenya
The Democratic People's Republic of Korea
Republic of Korea
The State of Kuwait
The Kyrgyz Republic
The Lao People's Democratic Republic
Republic of Latvia
The Republic of Lebanon
The Kingdom of Lesotho
The Republic of Liberia
Libya
The Principality of Liechtenstein
The Republic of Lithuania
The Grand Duchy of Luxembourg

The Republic of Macedonia
The Republic of Madagascar
The Republic of Malawi
Malaysia
The Republic of Mali
The Republic of Malta
The Islamic Republic of Mauritania
The Republic of Mauritius
The Republic of Moldova
The Principality of Monaco
Mongolia
Montenegro
The Kingdom of Morocco
The Republic of Mozambique
The Republic of Namibia
The Federal Democratic Republic of Nepal
The Kingdom of the Netherlands
New Zealand
The Republic of Nicaragua
The Republic of Niger
The Federal Republic of Nigeria
The Kingdom of Norway
The Sultanate of Oman
The Islamic Republic of Pakistan
The Republic of Panama
The Independent State of Papua New Guinea
Republic of Paraguay
The Republic of Peru
Republic of the Philippines
The Republic of Poland
The Portuguese Republic
The State of Qatar
Romania
The Russian Federation
The Republic of Rwanda
The Federation of Saint Kitts and Nevis
Saint Lucia
Saint Vincent and the Grenadines
The Independent State of Samoa
The Republic of San Marino
The Democratic Republic of Sao Tome and Principe
The Kingdom of Saudi Arabia
The Republic of Senegal
The Republic of Serbia
The Republic of Seychelles
The Republic of Sierra Leone
The Republic of Singapore
The Slovak Republic
The Republic of Slovenia
The Republic of South Africa
The Kingdom of Spain
The Democratic Socialist Republic of Sri Lanka
The Republic of the Sudan

The Republic of Suriname
The Kingdom of Swaziland
The Kingdom of Sweden
Swiss Confederation
The Syrian Arab Republic
The Republic of Tajikistan
The Kingdom of Thailand
The Republic of Togo
The Kingdom of Tonga
The Republic of Trinidad and Tobago
The Republic of Tunisia
The Republic of Turkey
Turkmenistan
The Republic of Uganda
Ukraine
The United Arab Emirates
The United Kingdom of Great Britain and Northern Ireland
The United Mexican States
The United Republic of Tanzania
The United States of America
Oriental Republic of Uruguay
The Republic of Uzbekistan
The Bolivarian Republic of Venezuela
The Socialist Republic of Viet Nam
The Republic of Yemen
The Republic of Zambia
The Republic of Zimbabwe

Countries, territories and areas which have acceded to the World Trade Organization Agreement (not including countries which have acceded to the Paris Convention)

The Republic of Cabo Verde
European Union
The Republic of Fiji
The Macao Special Administrative Region
The Republic of Maldives
The Republic of the Union of Myanmar
Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu
The Solomon Islands
The Republic of Vanuatu

(Amended L.N. 340 of 1998; L.N. 65 of 2002; L.N. 215 of 2005; L.N. 253 of 2009; L.N. 63 of 2013; L.N. 69 of 2014; L.N. 122 of 2015)

(Format changes—E.R. 2 of 2014)

Chapter:	559	Title:	TRADE MARKS ORDINANCE	Gazette	L.N. 123 of
Schedule:	1	Heading:	Paris Convention Countries and WTO Members	Number:	2015
				Version Date:	27/11/2015

[sections 2 & 92]

Countries which have acceded to the Paris Convention

The Republic of Albania
 The People's Democratic Republic of Algeria
 The Principality of Andorra
 The Republic of Angola
 Antigua and Barbuda
 Republic of Argentina
 The Republic of Armenia
 The Commonwealth of Australia
 The Republic of Austria
 The Republic of Azerbaijan
 The Commonwealth of The Bahamas
 The Kingdom of Bahrain
 The People's Republic of Bangladesh
 Barbados
 The Republic of Belarus
 The Kingdom of Belgium
 Belize
 The Republic of Benin
 The Kingdom of Bhutan
 The Plurinational State of Bolivia
 Bosnia and Herzegovina
 The Republic of Botswana
 The Federative Republic of Brazil
 Brunei Darussalam
 The Republic of Bulgaria
 The Burkina Faso
 The Republic of Burundi
 Kingdom of Cambodia
 The Republic of Cameroon
 Canada
 The Central African Republic
 The Republic of Chad
 Republic of Chile
 The People's Republic of China
 The Republic of Colombia
 Union of the Comoros
 The Democratic Republic of Congo
 The Republic of Congo
 The Republic of Costa Rica
 The Republic of Cote d'Ivoire
 The Republic of Croatia
 The Republic of Cuba

The Republic of Cyprus
The Czech Republic
The Kingdom of Denmark
The Republic of Djibouti
The Commonwealth of Dominica
The Dominican Republic
The Republic of Ecuador
The Arab Republic of Egypt
The Republic of El Salvador
The Republic of Equatorial Guinea
Republic of Estonia
The Republic of Finland
The French Republic
The Gabonese Republic
The Republic of the Gambia
Georgia
The Federal Republic of Germany
The Republic of Ghana
Grenada
The Republic of Guatemala
The Republic of Guinea
The Republic of Guinea-Bissau
The Republic of Guyana
The Republic of Haiti
The Hellenic Republic (Greece)
Holy See
The Republic of Honduras
Hungary
The Republic of Iceland
The Republic of India
The Republic of Indonesia
The Islamic Republic of Iran
The Republic of Iraq
Ireland
The State of Israel
The Republic of Italy
Jamaica
Japan
The Hashemite Kingdom of Jordan
The Republic of Kazakhstan
The Republic of Kenya
The Democratic People's Republic of Korea
Republic of Korea
The State of Kuwait
The Kyrgyz Republic
The Lao People's Democratic Republic
Republic of Latvia
The Republic of Lebanon
The Kingdom of Lesotho
The Republic of Liberia
Libya
The Principality of Liechtenstein
The Republic of Lithuania

The Grand Duchy of Luxembourg
The Republic of Macedonia
The Republic of Madagascar
The Republic of Malawi
Malaysia
The Republic of Mali
The Republic of Malta
The Islamic Republic of Mauritania
The Republic of Mauritius
The Republic of Moldova
The Principality of Monaco
Mongolia
Montenegro
The Kingdom of Morocco
The Republic of Mozambique
The Republic of Namibia
The Federal Democratic Republic of Nepal
The Kingdom of the Netherlands
New Zealand
The Republic of Nicaragua
The Republic of Niger
The Federal Republic of Nigeria
The Kingdom of Norway
The Sultanate of Oman
The Islamic Republic of Pakistan
The Republic of Panama
The Independent State of Papua New Guinea
Republic of Paraguay
The Republic of Peru
Republic of the Philippines
The Republic of Poland
The Portuguese Republic
The State of Qatar
Romania
The Russian Federation
The Republic of Rwanda
The Federation of Saint Kitts and Nevis
Saint Lucia
Saint Vincent and the Grenadines
The Independent State of Samoa
The Republic of San Marino
The Democratic Republic of Sao Tome and Principe
The Kingdom of Saudi Arabia
The Republic of Senegal
The Republic of Serbia
The Republic of Seychelles
The Republic of Sierra Leone
The Republic of Singapore
The Slovak Republic
The Republic of Slovenia
The Republic of South Africa
The Kingdom of Spain
The Democratic Socialist Republic of Sri Lanka

The Republic of the Sudan
The Republic of Suriname
The Kingdom of Swaziland
The Kingdom of Sweden
Swiss Confederation
The Syrian Arab Republic
The Republic of Tajikistan
The Kingdom of Thailand
The Republic of Togo
The Kingdom of Tonga
The Republic of Trinidad and Tobago
The Republic of Tunisia
The Republic of Turkey
Turkmenistan
The Republic of Uganda
Ukraine
The United Arab Emirates
The United Kingdom of Great Britain and Northern Ireland
The United Mexican States
The United Republic of Tanzania
The United States of America
Oriental Republic of Uruguay
The Republic of Uzbekistan
The Bolivarian Republic of Venezuela
The Socialist Republic of Viet Nam
The Republic of Yemen
The Republic of Zambia
The Republic of Zimbabwe

Countries, territories and areas which have acceded to the World Trade Organization Agreement

The Republic of Albania
The Republic of Angola
Antigua and Barbuda
Republic of Argentina
The Republic of Armenia
The Commonwealth of Australia
The Republic of Austria
The Kingdom of Bahrain
The People's Republic of Bangladesh
Barbados
The Kingdom of Belgium
Belize
The Republic of Benin
The Plurinational State of Bolivia
The Republic of Botswana
The Federative Republic of Brazil
Brunei Darussalam
The Republic of Bulgaria
The Burkina Faso
The Republic of Burundi
The Republic of Cabo Verde
Kingdom of Cambodia

The Republic of Cameroon
Canada
The Central African Republic
The Republic of Chad
Republic of Chile
The People's Republic of China
The Republic of Colombia
The Democratic Republic of Congo
The Republic of Congo
The Republic of Costa Rica
The Republic of Cote d'Ivoire
The Republic of Croatia
The Republic of Cuba
The Republic of Cyprus
The Czech Republic
The Kingdom of Denmark
The Republic of Djibouti
The Commonwealth of Dominica
The Dominican Republic
The Republic of Ecuador
The Arab Republic of Egypt
The Republic of El Salvador
Republic of Estonia
European Union
The Republic of Fiji
The Republic of Finland
The French Republic
The Gabonese Republic
The Republic of the Gambia
Georgia
The Federal Republic of Germany
The Republic of Ghana
Grenada
The Republic of Guatemala
The Republic of Guinea
The Republic of Guinea-Bissau
The Republic of Guyana
The Republic of Haiti
The Hellenic Republic (Greece)
The Republic of Honduras
Hungary
The Republic of Iceland
The Republic of India
The Republic of Indonesia
Ireland
The State of Israel
The Republic of Italy
Jamaica
Japan
The Hashemite Kingdom of Jordan
The Republic of Kenya
Republic of Korea
The State of Kuwait

The Kyrgyz Republic
The Lao People's Democratic Republic
Republic of Latvia
The Kingdom of Lesotho
The Principality of Liechtenstein
The Republic of Lithuania
The Grand Duchy of Luxembourg
The Macao Special Administrative Region
The Republic of Macedonia
The Republic of Madagascar
The Republic of Malawi
Malaysia
The Republic of Maldives
The Republic of Mali
The Republic of Malta
The Islamic Republic of Mauritania
The Republic of Mauritius
The Republic of Moldova
Mongolia
Montenegro
The Kingdom of Morocco
The Republic of Mozambique
The Republic of the Union of Myanmar
The Republic of Namibia
The Federal Democratic Republic of Nepal
The Kingdom of the Netherlands
New Zealand
The Republic of Nicaragua
The Republic of Niger
The Federal Republic of Nigeria
The Kingdom of Norway
The Sultanate of Oman
The Islamic Republic of Pakistan
The Republic of Panama
The Independent State of Papua New Guinea
Republic of Paraguay
The Republic of Peru
Republic of the Philippines
The Republic of Poland
The Portuguese Republic
The State of Qatar
Romania
The Russian Federation
The Republic of Rwanda
The Federation of Saint Kitts and Nevis
Saint Lucia
Saint Vincent and the Grenadines
The Independent State of Samoa
The Kingdom of Saudi Arabia
The Republic of Senegal
Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu
The Republic of Sierra Leone
The Republic of Singapore

The Slovak Republic
The Republic of Slovenia
The Solomon Islands
The Republic of South Africa
The Kingdom of Spain
The Democratic Socialist Republic of Sri Lanka
The Republic of Suriname
The Kingdom of Swaziland
The Kingdom of Sweden
Swiss Confederation
The Republic of Tajikistan
The Kingdom of Thailand
The Republic of Togo
The Kingdom of Tonga
The Republic of Trinidad and Tobago
The Republic of Tunisia
The Republic of Turkey
The Republic of Uganda
Ukraine
The United Arab Emirates
The United Kingdom of Great Britain and Northern Ireland
The United Mexican States
The United Republic of Tanzania
The United States of America
Oriental Republic of Uruguay
The Republic of Vanuatu
The Bolivarian Republic of Venezuela
The Socialist Republic of Viet Nam
The Republic of Yemen
The Republic of Zambia
The Republic of Zimbabwe
(Schedule 1 amended L.N. 181 of 2002; L.N. 216 of 2005; L.N. 254 of 2009; L.N. 64 of 2013;
L.N. 70 of 2014; L.N. 123 of 2015)

(Format changes—E.R. 2 of 2014)

Chapter:	445B	Title:	Layout-design (Topography) of Integrated Circuits (Designation of Qualifying Countries, Territories or Areas) Regulation	Gazette Number:	L.N. 124 of 2015
Schedule:		Heading:	Schedule	Version Date:	27/11/2015

[section 2]

Qualifying Countries, Territories or Areas

The Republic of Albania
The Republic of Angola
Antigua and Barbuda
Republic of Argentina
The Republic of Armenia
The Commonwealth of Australia
The Republic of Austria
The Kingdom of Bahrain
The People's Republic of Bangladesh
Barbados
The Kingdom of Belgium
Belize
The Republic of Benin
The Plurinational State of Bolivia
The Republic of Botswana
The Federative Republic of Brazil
Brunei Darussalam
The Republic of Bulgaria
The Burkina Faso
The Republic of Burundi
The Republic of Cabo Verde
Kingdom of Cambodia
The Republic of Cameroon
Canada
The Central African Republic
The Republic of Chad
Republic of Chile
The People's Republic of China
The Republic of Colombia
The Democratic Republic of Congo
The Republic of Congo
The Republic of Costa Rica
The Republic of Cote d'Ivoire
The Republic of Croatia
The Republic of Cuba
The Republic of Cyprus
The Czech Republic
The Kingdom of Denmark
The Republic of Djibouti
The Commonwealth of Dominica

The Dominican Republic
The Republic of Ecuador
The Arab Republic of Egypt
The Republic of El Salvador
Republic of Estonia
European Union
The Republic of Fiji
The Republic of Finland
The French Republic
The Gabonese Republic
The Republic of the Gambia
Georgia
The Federal Republic of Germany
The Republic of Ghana
Grenada
The Republic of Guatemala
The Republic of Guinea
The Republic of Guinea-Bissau
The Republic of Guyana
The Republic of Haiti
The Hellenic Republic (Greece)
The Republic of Honduras
Hungary
The Republic of Iceland
The Republic of India
The Republic of Indonesia
Ireland
The State of Israel
The Republic of Italy
Jamaica
Japan
The Hashemite Kingdom of Jordan
The Republic of Kenya
Republic of Korea
The State of Kuwait
The Kyrgyz Republic
The Lao People's Democratic Republic
Republic of Latvia
The Kingdom of Lesotho
The Principality of Liechtenstein
The Republic of Lithuania
The Grand Duchy of Luxembourg
The Macao Special Administrative Region
The Republic of Macedonia
The Republic of Madagascar
The Republic of Malawi
Malaysia
The Republic of Maldives
The Republic of Mali
The Republic of Malta
The Islamic Republic of Mauritania
The Republic of Mauritius
The Republic of Moldova

Mongolia
Montenegro
The Kingdom of Morocco
The Republic of Mozambique
The Republic of the Union of Myanmar
The Republic of Namibia
The Federal Democratic Republic of Nepal
The Kingdom of the Netherlands
New Zealand
The Republic of Nicaragua
The Republic of Niger
The Federal Republic of Nigeria
The Kingdom of Norway
The Sultanate of Oman
The Islamic Republic of Pakistan
The Republic of Panama
The Independent State of Papua New Guinea
Republic of Paraguay
The Republic of Peru
Republic of the Philippines
The Republic of Poland
The Portuguese Republic
The State of Qatar
Romania
The Russian Federation
The Republic of Rwanda
The Federation of Saint Kitts and Nevis
Saint Lucia
Saint Vincent and the Grenadines
The Independent State of Samoa
The Kingdom of Saudi Arabia
The Republic of Senegal
Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu
The Republic of Sierra Leone
The Republic of Singapore
The Slovak Republic
The Republic of Slovenia
The Solomon Islands
The Republic of South Africa
The Kingdom of Spain
The Democratic Socialist Republic of Sri Lanka
The Republic of Suriname
The Kingdom of Swaziland
The Kingdom of Sweden
Swiss Confederation
The Republic of Tajikistan
The Kingdom of Thailand
The Republic of Togo
The Kingdom of Tonga
The Republic of Trinidad and Tobago
The Republic of Tunisia
The Republic of Turkey
The Republic of Uganda

Ukraine
The United Arab Emirates
The United Kingdom of Great Britain and Northern Ireland
The United Mexican States
The United Republic of Tanzania
The United States of America
Oriental Republic of Uruguay
The Republic of Vanuatu
The Bolivarian Republic of Venezuela
The Socialist Republic of Viet Nam
The Republic of Yemen
The Republic of Zambia
The Republic of Zimbabwe

(L.N. 218 of 2005; L.N. 255 of 2009; L.N. 65 of 2013; L.N. 71 of 2014; L.N. 124 of 2015)

LIST OF ABBREVIATIONS

China	-	The People's Republic of China
HKSAR	-	Hong Kong Special Administrative Region
Integrated Circuits Regulation	-	Layout-design (Topography) of Integrated Circuits (Designation of Qualifying Countries, Territories or Areas) Regulation (Cap. 445 sub leg. B)
LTICO	-	Layout-design (Topography) of Integrated Circuits Ordinance (Cap. 445)
Paris Convention	-	Paris Convention for the Protection of Industrial Property
PO	-	Patents Ordinance (Cap. 514)
RDO	-	Registered Designs Ordinance (Cap. 522)
TMO	-	Trade Marks Ordinance (Cap. 559)
TRIPS Agreement	-	Agreement on Trade-Related Aspects of Intellectual Property Rights
WTO	-	World Trade Organization