

# WORLD TRADE ORGANIZATION

RESTRICTED

**IP/C/W/215/Add.3**

11 December 2000

(00-5373)

**Council for Trade-Related Aspects  
of Intellectual Property Rights**

Original: English

## REVIEW OF LEGISLATION

Follow-up questions by the United States<sup>1</sup> posed to Turkey

### Addendum

By means of a communication from the Permanent Delegation of the United States, dated 28 November 2000, the Secretariat has received the following follow-up questions addressed to Turkey.

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1. In response to US question 4, Turkey provided thorough information on the way in which the owner of a well-known trademark can prevent registration of a confusingly similar trademark. We would appreciate additional information regarding the way in which the owner of a well-known trademark can prevent the unauthorized *use* of its trademark or service mark: (i) in connection with same or similar goods or services if such use is likely to cause confusion; and (ii) in connection with dissimilar goods or services if such use might imply a connection between those goods or services and those of the owner of the well-known mark if the interests of the owner of the well-known mark would be likely to be damaged.

2. In response to US question 19, Turkey indicates how it protects from disclosure data submitted to obtain marketing approval of agricultural chemical and pharmaceutical products. Please explain if and how its law prevents relevant Ministries from relying on earlier submitted data of one party to approve another party's request for marketing approval of its agricultural chemical or pharmaceutical product which is bioequivalent to the product of the first party.

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<sup>1</sup> The legislation of Turkey was reviewed at the Council's meeting of 27-30 November 2000. The questions put to it by the United States and the responses given have been circulated in IP/C/W/227.