

# WORLD TRADE ORGANIZATION

**IP/N/4/ROM/1**

18 September 1996

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

Original: French

## NOTIFICATION UNDER ARTICLE 4(d) OF THE AGREEMENT

### Romania

The following communication, dated 2 August 1996, has been received from the delegation of Romania.

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In accordance with the provisions of Article 4(d) of the Agreement on Trade-Related Aspects of Intellectual Property Rights, Romania has the honour of notifying herewith that it is party to the following international agreements which entered into force prior to the entry into force of the WTO Agreement.

ANNEX

Agreements concluded by Romania containing provisions on intellectual property:

1. Convention concluded between Romania and Belgium for the Protection of Literary, Artistic and Photographic Works (10 April 1910);
2. Treaty on Commerce and Navigation between Romania and France (1930);
3. Treaty on Commerce and Navigation between Romania and the United Kingdom (March 1931);
4. Treaty on Commerce and Navigation between Romania and the Czech Republic (April 1931);
5. Exchange of Notes between Romania and the People's Republic of China Concerning the Registration and Protection of Trade Marks (28 November 1978 and 16 February 1979);
6. Agreement between the State Office for Inventions and Trade Marks of Romania and the Austrian Patent Office on the activities of the Austrian Office as the International Searching Authority for PCT Applications from Romania (September 1980);
7. Economic and Industrial Cooperation Agreement between Romania and Spain (18 April 1990);

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8. Law No. 23 of 15 March 1991 ratifying the Agreement between Romania and the European Atomic Energy Community on trade and commercial and economic cooperation.

Article 18: "The contracting parties undertake to ensure suitable protection and the enforcement of industrial, commercial and intellectual property rights".

9. Government Decree No. 113 of 17 April 1991 approving the Agreement between the Romanian Government and the UNDP.

Article III, para. 8: "Patent rights, copyright rights, and other similar rights to any discoveries or work resulting from UNDP assistance under this Agreement shall belong to the UNDP. Unless otherwise agreed by the Parties in each case, however, the Government shall have the right to use any such discoveries or work within the country free of royalty or any charge of similar nature".

10. Government Decree No. 372 of 31 May 1991 adopting the Trade Agreement and the Economic Cooperation Agreement between the Government of Romania and the Government of the Republic of Chile.

Article VII: On reciprocal protection of intellectual property rights.

11. Government Decree No. 411 of 14 June 1991 on the application of the Cultural Cooperation Agreement between the Government of Romania and the Government of the Federative Republic of Brazil.

Article IX: On the reciprocal protection of intellectual property rights.

12. Law No. 46 of 17 July 1991 on the accession of Romania to the Convention relating to the status of refugees.

Article 14: "Artistic rights and industrial property"

"A refugee shall be accorded in the country in which he has his habitual residence the same protection as is accorded to nationals of that country".

13. Law No. 50 of 1 June 1992 ratifying the Agreement on Trade Relations between the Government of Romania and the Government of the United States, signed in Bucharest on 3 April 1992.

"The letter", relating to the protection and application of intellectual property rights.

14. Government Decree No. 295 of 19 June 1992 approving the Basic Cooperation Agreement between the Government of Romania and UNICEF.

Article VIII: "Intellectual property rights", paragraph 2, which stipulates that unless otherwise agreed by the parties in each case, the Government shall have the right to use or exploit and obtain any licence it may need free of royalty or any charge of a similar nature for the use and exploitation of such rights.

15. Government Decree No. 339 of 13 July 1993 approving the Trade Agreement between the Government of Romania and the Government of the Republic of Ecuador.

Article 13: On reciprocal protection of intellectual property rights.

16. Law No. 19 of 16 April 1993 ratifying the Agreement between the European Free Trade Association States and Romania.

Article 17: "Protection of intellectual property and of Annex XI of the Agreement".

17. Law No. 20 of 12 April 1993 ratifying the Europe Agreement establishing an association between Romania and the European Communities and their member States, signed in Brussels on 1 February 1993.

Article 67: "Intellectual property and Annex XIX".

18. Government Order No. 16 of 26 January 1994 ratifying the Agreement between the European Community and Romania on the reciprocal protection and control of wine names:

- Contains provisions on the reciprocal protection of wine names.

19. Government Decree No. 44 of 24 February 1994 approving the Trade Agreement between the Government of Romania and the Government of Republic of Zambia.

Article 11: On reciprocal protection of intellectual property rights.

20. Government Decree No. 32 of 11 February 1994 approving the Economic and Technical Cooperation Agreement between the Government of Romania and the Government of the Hashemite Kingdom of Jordan.

Article 8: On reciprocal protection of intellectual property rights.

21. Government Decree No. 49 of 14 March 1994 adopting the Economic, Industrial, Technical and Scientific Cooperation Agreement between the Government of Romania and the Government of the Republic of Portugal.

Article 7: On reciprocal protection of intellectual property rights.

22. Government Decree No. 146 of 18 April 1994 approving the Economic Cooperation Agreement between the Government of Romania and the Government of the Republic of Croatia.

Article 5: On reciprocal protection of intellectual property rights.

23. Law No. 141 of 30 December 1994 ratifying the Free Trade Agreement between Romania and the Czech Republic, concluded in Prague on 24 October 1994.

Article 25: On reciprocal protection of intellectual property rights.

24. Law No. 140 of 30 December 1994 ratifying the Free Trade Agreement between Romania and the Slovak Republic, concluded in Bucharest on 11 November 1994.

Article 25: On reciprocal protection of intellectual property rights.

25. Government Decree No. 835 of 9 December 1994 approving the Trade Agreement between the Government of Romania and the Government of the People's Democratic Republic of Algeria.

Article 11: On reciprocal protection of intellectual property.

This list should not be considered exhaustive - it may be updated later on.

According to our assessment, the above-mentioned agreements do not grant any advantages, favours, privileges or immunities to the signatories. This notification has been submitted in order to ensure transparency in the field of intellectual property rights.