

# WORLD TRADE ORGANIZATION

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

Original: English

## **NOTIFICATION OF LAWS AND REGULATIONS UNDER ARTICLE 63.2 OF THE AGREEMENT**

GERMANY

### Addendum

In communications dated 22 December 1997, 12 and 28 August 1998, 12 January 1999, 18 and 28 May 1999, 3 November 2000, 6 April 2001, 8 August and 9 December 2002, and 23 December 2003, the Delegation of the Federal Republic of Germany has notified:

- main laws and regulations and/or amendments to them listed in Annex I.
- other laws and regulations and/or amendments to them listed in Annex II.

## ANNEX I

### MAIN DEDICATED INTELLECTUAL PROPERTY LAWS AND REGULATIONS

<p style="text-align: center;"><b>TITLE DATE OF ADOPTION AND ENTRY INTO FORCE</b></p>	<p style="text-align: center;"><b>BRIEF DESCRIPTION</b></p>
<p><u>Article 7 of the Information and Communication Services Act.</u><sup>1</sup></p> <p>Entry into force: 1 January 1998.</p> <p><u>Fourth Law to Amend the Copyright Law,</u><sup>2</sup> of 8 May 1998.</p> <p><u>Article 2f "Amendment to the Patent Law" of the Third Law to Amend the Judicial Officers Law and Other Laws</u><sup>3</sup>, of 6 August 1998.</p> <p>Entry into force: 1 October 1998.</p> <p><u>Second Law to Amend the Patent Law and other Laws</u><sup>4</sup>, of 16 July 1998.</p> <p>Entry into force: 1 November 1998.</p>	<p>Article 7 constitutes an amendment of the Copyright Law.</p> <p>Article 1 constitutes an amendment of the Copyright Law.</p> <p>Article 2 constitutes an amendment of the Copyright Administration Law.</p> <p>Article 2f constitutes an amendment to the Patent Law.</p> <p>The Law amends the following laws/orders/regulations:</p> <ul style="list-style-type: none"> <li>- Patent Law</li> <li>- Utility Model Law</li> <li>- Law on Employee Inventions</li> <li>- Trade Mark Law</li> <li>- Law on International Patent Treaties</li> <li>- Law Concerning Copyright in Industrial Designs</li> <li>- Order Concerning Patent Applications</li> <li>- Order Concerning Utility Model Applications</li> <li>- Regulation on Semiconductor Protection Applications</li> <li>- Order Concerning Industrial Designs and Type Faces Applications</li> </ul>

<sup>1</sup> See document IP/N/1/DEU/C/1/Add.2.

<sup>2</sup> See document IP/N/1/DEU/C/1/Add.3; IP/N/1/DEU/C/2/Add.1.

<sup>3</sup> See document IP/N/1/DEU/P/1/Add.1.

<sup>4</sup> See document IP/N/1/DEU/D/1/Add.1; IP/N/1/DEU/P/1/Add.2; IP/N/1/DEU/P/3/Add.1; IP/N/1/DEU/P/4/Add.2; IP/N/1/DEU/T/1/Add.1; IP/N/1/DEU/T/2/Add.1 .

<p><b>TITLE</b> <b>DATE OF ADOPTION AND ENTRY</b> <b>INTO FORCE</b></p>	<p><b>BRIEF DESCRIPTION</b></p>
<p><u>Article 13 of the Law to Reform the Law relating to Merchants and Firms and to Amend other Provisions of Commercial and Company Law (Commercial Law Reform Law – HrefG)<sup>5</sup></u>, of 22 June 1998.</p> <p>Published in Bundesgesetzblatt (Federal Law Gazette) No 38 of 26 June 1998.</p> <p><u>Article 14 of the Law to Reform the Law relating to Merchants and Firms and to Amend other Provisions of Commercial and Company Law (Commercial Law Reform Law – HrefG)<sup>5</sup></u>, of 22 June 1998.</p> <p>Published in Bundesgesetzblatt (Federal Law Gazette) No 38 of 26 June 1998.</p> <p><u>Law to Amend the Law to Reform the Professional Law of Attorneys-at-law and Patent Attorneys<sup>6</sup></u>, of 17 December 1999.</p> <p><u>Article 4 of the Law on Distance Contracts and other Matters of the Law relating to Consumers as well as on the Conversion of Provisions to Euro<sup>7</sup></u>, of 27 June 2000.</p> <p><u>Article 1 of the Act on Comparative Advertising and to Amend Provisions of Competition Law<sup>8</sup></u>, of 1 September 2000.</p>	<p>Article 13 constitutes an amendment to the Trade Mark Law.</p> <p>Article 14 constitutes an amendment to the Law Against Unfair Competition.</p> <p>Constitutes an amendment to the Trade Mark Law.</p> <p>Article 4 constitutes an amendment to the Act Against Unfair Competition.</p> <p>Article 1 constitutes an amendment to the Act Against Unfair Competition.</p>

<sup>5</sup> See document IP/N/1/DEU/T/1/Add.2; IP/N/1/DEU/T/2/Add.2; IP/N/1/DEU/U/1/Add.1.

<sup>6</sup> See document IP/N/1/DEU/T/1/Add.3; IP/N/1/DEU/T/2/Add.3.

<sup>7</sup> See document IP/N/1/DEU/U/1/Add.2.

<sup>8</sup> See document IP/N/1/DEU/U/1/Add.3.

<p><b>TITLE</b></p> <p><b>DATE OF ADOPTION AND ENTRY INTO FORCE</b></p>	<p><b>BRIEF DESCRIPTION</b></p>
<p><u>Announcement containing a list of legally protected designations of geographical origin for German wine.</u><sup>9</sup></p> <p>Published in Bundesanzeiger (German Law Gazette) No 168a of 7 September 2002.</p> <p><u>Law to Revise the Rules on Costs in the Field of Intellectual Property</u><sup>10</sup>, of 13 December 2001.</p> <p><u>Notice of Patent Information Centres authorised to accept patent and utility model applications</u><sup>11</sup>, of 6 April 1999.</p> <p><u>Notice of Patent Information Centres authorised to accept patent and utility model applications</u><sup>11</sup>, of 5 November 1999.</p> <p><u>Notice of Patent Information Centres authorised to accept patent and utility model applications</u><sup>11</sup>, of 27 September 2000.</p> <p><u>Notice of Patent Information Centres authorised to accept patent and utility model applications</u><sup>11</sup>, of 22 February 2001.</p>	<p>The Law amends the following laws:</p> <ul style="list-style-type: none"> <li>- Patent Law</li> <li>- Utility Model Law</li> <li>- Trade Mark Law</li> <li>- Semiconductor Protection Law</li> <li>- Law Against Unfair Competition</li> <li>- Copyright Law</li> <li>- Copyright Administration Law</li> <li>- Designs Law</li> <li>- Type Face Law</li> <li>- Plant Variety Protection Law</li> <li>- Patents Costs Law</li> </ul>

<sup>9</sup> See document IP/N/1/DEU/G/1.

<sup>10</sup> See document IP/N/1/DEU/C/1/Add.4; IP/N/1/DEU/C/2/Add.2; IP/N/1/DEU/D/1/Add.2;  
IP/N/1/DEU/L/1/Add.1; IP/N/1/DEU/P/1/Add.3; IP/N/1/DEU/P/2/Add.1; IP/N/1/DEU/P/3/Add.2;  
IP/N/1/DEU/T/1/Add.4; IP/N/1/DEU/T/2/Add.4; IP/N/1/DEU/U/1/Add.4.

<sup>11</sup> See document IP/N/1/DEU/I/2.

## ANNEX II

### OTHER LAWS AND REGULATIONS

<p style="text-align: center;"><b>TITLE DATE OF ADOPTION AND ENTRY INTO FORCE</b></p>	<p style="text-align: center;"><b>BRIEF DESCRIPTION</b></p>
<p><u>Fifth Order on the amendment of the Order Concerning Patent Applications</u> of 27 June 1997.</p> <p><u>Fifth Order on the amendment of the Order Concerning Utility Model Applications</u> of 27 June 1997.</p> <p><u>Second Order Amending the Trade Mark Regulations</u> of 1 July 1998.</p> <p>Entry into force: 7 July 1998.</p> <p><u>Third Order Amending the Trade Mark Regulations</u> of 21 December 1998.</p> <p>Entry into force: 29 December 1998.</p> <p><u>Second Law to Amend the Patent Law and other Laws,</u> of 16 July 1998.</p> <p>Entry into force: 1 November 1998.</p>	<p>The Law amends the following laws/orders/regulations:</p> <ul style="list-style-type: none"> <li>- Patent Law</li> <li>- Utility Model Law</li> <li>- Law on Employee Inventions</li> <li>- Trade Mark Law</li> <li>- Law on International Patent Treaties</li> <li>- Law Concerning Copyright in Industrial Designs</li> <li>- Order Concerning Patent Applications</li> <li>- Order Concerning Utility Model Applications</li> <li>- Regulation on Semiconductor Protection Applications</li> <li>- Order Concerning Industrial Designs and Type Faces Applications</li> </ul>

<p><b>TITLE</b> <b>DATE OF ADOPTION AND ENTRY</b> <b>INTO FORCE</b></p>	<p><b>BRIEF DESCRIPTION</b></p>
<p><u>Amendment to the Order Concerning Applications for Utility Models.</u></p> <p>Published in Bundesgesetzblatt (Federal Law Gazette) No 69 of 19 December 2001.</p> <p><u>Amendment of the Trade Mark Regulations.</u></p> <p>Published in Bundesgesetzblatt (Federal Law Gazette) No 69 of 19 December 2001.</p> <p><u>Amendment to the Order Concerning the Designs Register.</u></p> <p>Published in Bundesgesetzblatt (Federal Law Gazette) No 69 of 19 December 2001.</p> <p><u>Fifth Order Amending the Order Concerning Patent Applications,</u> of 1 January 2002.</p> <p><u>Fourth Order Amending the Trade Mark Regulations,</u> of 1 January 2002.</p> <p><u>Second Order Amending the Order Concerning Industrial Designs and Type Faces Applications,</u> of 1 January 2002.</p> <p><u>Order Amending the Order Concerning the Designs Register,</u> of 1 January 2002.</p> <p><u>Amendment to the Trade Mark Regulations.</u></p> <p>Published in Bundesgesetzblatt (Federal Law Gazette) No 55 of 6 November 2001.</p>	

<b>TITLE DATE OF ADOPTION AND ENTRY INTO FORCE</b>	<b>BRIEF DESCRIPTION</b>
<u>Order Repealing the Order Concerning the Provision of Information on the State of the Art.</u> of 27 November 2001.	

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