

APPENDIX TABLES

Table A1.1

Honduras: Exports by country, 1995-2001

Description	1995	1996	1997	1998	1999	2000	2001
Total (US\$ million)	656.0	846.0	1,033.3	974.1	761.0	1,077.6	1,311.2
Memo: <i>Maquila</i> exports are not included in total exports nor used for the breakdown below.	Per cent						
Total	100	100	100	100	100	100	100
America	52.2	66.8	73.4	76.5	80.2	76.9	79.7
USA	42.7	59.0	68.0	54.6	57.3	55.7	59.1
Canada	1.2	1.1	0.6	0.3	0.2	0.2	1.8
Other America	8.3	6.8	4.8	21.5	22.7	21.0	18.8
El Salvador	1.4	1.8	1.0	7.3	10.1	9.9	9.8
Guatemala	0.7	0.8	0.7	5.9	7.7	6.0	5.1
Nicaragua	2.8	0.9	0.7	4.5	1.3	1.3	0.8
Jamaica	0.0	0.1	0.0	0.3	0.3	0.5	0.6
Trinidad and Tobago	0.4	0.0	0.1	0.2	0.5	0.8	0.5
Costa Rica	0.8	0.6	0.8	1.3	0.8	0.9	0.4
Mexico	0.3	0.3	0.2	0.6	0.2	0.4	0.4
Panama	0.4	1.3	0.6	0.7	0.4	0.4	0.2
Europe	36.9	26.9	21.5	18.4	14.5	15.9	17.2
EU (15)	36.3	25.4	21.1	17.9	14.2	15.1	15.4
United Kingdom	1.6	1.7	3.1	2.3	1.4	1.7	3.4
Germany	19.3	11.1	8.0	6.1	4.6	5.7	3.3
Spain	3.9	2.9	2.4	1.6	1.8	1.2	2.4
Belgium	0.0	0.0	0.0	0.0	1.3	1.6	2.1
Netherlands	1.7	2.4	1.1	1.2	1.5	1.5	1.5
Italy	2.4	2.0	2.1	1.0	1.3	1.3	1.2
France	1.8	1.2	1.5	1.3	1.3	1.1	0.7
EFTA	0.2	0.3	0.2	0.3	0.2	0.1	0.1
Eastern Europe	0.4	1.2	0.2	0.1	0.1	0.7	1.7
Former USSR	0.0	0.9	0.1	0.0	0.0	0.0	0.7
Poland	0.2	0.1	0.1	0.1	0.0	0.6	0.6
Other Europe	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Asia	10.3	4.5	5.0	5.1	4.7	6.4	2.8
Middle East	0.1	0.1	0.1	0.2	0.1	0.1	0.0
East Asia	10.1	4.4	4.8	4.9	4.5	6.3	2.7
Japan	6.7	2.7	2.7	3.6	3.5	5.0	1.7
Korea, Democratic People's Republic of	2.8	0.3	0.6	0.0	0.7	0.8	0.7
Korea, Republic of	0.6	1.4	1.3	1.1	0.2	0.4	0.2
South Asia	0.0	0.0	0.0	0.0	0.1	0.0	0.0
Oceania	0.0	0.0	0.0	0.0	0.1	0.1	0.1
Africa	0.1	0.1	0.1	0.1	0.1	0.0	0.1
Sub-Saharan Africa	0.0	0.1	0.0	0.0	0.0	0.0	0.0
Other Africa	0.1	0.0	0.1	0.0	0.0	0.0	0.0
Rest of world	0.5	1.6	0.1	0.0	0.5	0.6	0.2

Source: United Nations Statistics Division (UNSD), Comtrade database.

Table A1.2
Honduras: Imports by country, 1995-2001

Description	1995	1996	1997	1998	1999	2000	2001
Total (US\$ million)	1,727.5	1,922.2	2,435.0	2,569.7	2,651.9	2,914.9	2,997.1
Memo: <i>Maquila</i> imports are not included in total imports nor used for the breakdown below.	Per cent						
Total	100	100	100	100	100	100	100
America	76.4	81.5	88.8	84.5	83.9	86.0	84.8
USA	46.6	51.8	61.2	53.9	48.8	47.8	43.6
Canada	0.6	0.5	0.3	0.4	0.6	0.6	0.6
Other America	29.2	29.3	27.3	30.1	34.5	37.6	40.6
Guatemala	6.8	6.9	6.5	8.0	7.7	7.9	8.3
El Salvador	4.0	4.6	4.8	5.1	6.1	6.2	5.6
Mexico	4.2	4.6	4.4	4.8	5.2	4.9	5.1
Panama	2.5	2.3	3.0	4.0	4.3	5.0	4.6
Costa Rica	2.6	3.1	2.2	2.7	2.0	3.0	3.9
Venezuela	1.3	1.2	1.1	2.0	3.2	2.2	2.9
Netherlands Antilles	2.8	1.6	0.3	0.2	1.0	2.4	2.4
Trinidad and Tobago	0.1	0.1	0.5	0.1	0.8	1.2	1.4
Colombia	1.1	0.9	0.5	0.7	1.1	1.2	1.2
Brazil	1.5	1.1	0.9	0.9	1.2	1.0	1.1
Nicaragua	0.7	0.8	0.9	0.6	0.5	0.9	0.9
Ecuador	0.2	0.2	0.1	0.1	0.4	0.4	0.4
Europe	15.7	8.0	5.1	7.6	8.2	6.5	7.3
EU (15)	14.5	6.9	4.3	6.8	7.1	5.5	6.6
Spain	1.6	1.1	0.8	1.2	1.2	1.2	1.7
Germany	2.5	2.0	0.9	1.3	1.7	1.3	1.5
France	0.3	0.5	0.2	0.7	1.0	1.0	0.7
Italy	0.7	0.7	0.6	0.6	0.8	0.5	0.7
EFTA	0.7	0.5	0.3	0.4	0.4	0.5	0.2
Eastern Europe	0.4	0.6	0.5	0.4	0.6	0.5	0.5
Former USSR	0.3	0.2	0.3	0.2	0.5	0.4	0.4
Other Europe	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Asia	6.2	6.8	5.2	7.5	7.1	7.0	6.7
Middle East	0.1	0.2	0.1	0.2	0.2	0.2	0.1
East Asia	6.0	6.4	5.0	7.2	6.6	6.6	6.2
Japan	3.4	4.1	2.9	4.6	4.0	4.2	3.7
China	0.5	0.5	0.4	0.7	0.6	0.5	0.8
Taipei, China	1.0	0.6	0.3	0.5	0.6	0.6	0.6
Hong Kong, China	0.3	0.4	0.2	0.3	0.3	0.4	0.4
South Asia	0.1	0.2	0.1	0.2	0.2	0.2	0.3
Oceania	0.2	0.4	0.3	0.3	0.4	0.4	0.5
Africa	0.1	0.5	0.1	0.0	0.1	0.1	0.2
Other	1.3	2.8	0.5	0.0	0.4	0.1	0.4

Source: UNSD, Comtrade database.

Table AL3
Honduras: Exports by product, 1995-2001

Description	1995	1996	1997	1998	1999	2000	2001
Total exports (US\$ million)	656.0	846.0	1,033.3	974.1	761.0	1,077.6	1,311.2
Memo: <i>Maquila</i> exports are not included in total exports nor used for the breakdown below.	Per cent						
Total primary products	90.7	69.4	71.5	82.9	67.8	66.8	71.2
Agriculture	90.2	67.6	68.3	81.1	66.2	62.5	66.7
Food	86.9	64.7	65.3	78.8	61.4	58.8	63.1
0711 Coffee, not roasted	51.2	28.1	28.0	3.7	33.3	33.5	12.5
0573 Bananas (including plantains), fresh or dried	18.4	16.3	14.0	12.9	3.4	6.4	15.1
0361 Crustaceans, frozen	5.4	6.5	7.0	3.8	4.0	3.4	15.8
0579 Fruit, fresh or dried, n.e.s.	4.0	3.0	2.9	3.5	4.0	3.3	4.6
4222 Palm oil and its fractions	0.5	0.2	0.0	2.3	1.8	1.5	1.8
0599 Juice of any single fruit (other than citrus) or vegetable	0.0	0.4	0.0	0.7	1.4	1.0	0.7
1221 Cigars, cheroots and cigarillos, containing tobacco	0.3	1.9	1.8	0.4	1.7	1.0	2.5
1222 Cigarettes containing tobacco	0.0	0.0	0.0	0.8	1.1	0.7	0.5
0545 Fresh or chilled vegetables, n.e.s.	0.3	0.4	0.2	0.3	0.7	0.7	0.8
1211 Tobacco, not stemmed/stripped	0.2	0.2	0.5	0.5	1.2	0.7	0.8
0984 Sauces and preparations therefor; mixed condiments and mixed seasonings;	0.2	0.2	0.1	0.8	0.8	0.6	0.5
Agricultural raw materials	3.3	3.0	2.9	2.3	4.8	3.6	3.5
2482 Wood of coniferous species, sawn or chipped lengthwise	0.6	0.4	0.1	0.6	3.2	2.1	2.0
Mining	0.5	1.7	3.3	1.8	1.6	4.3	4.5
Ores and other minerals	0.4	1.6	3.0	1.6	1.1	3.9	4.0
2875 Zinc ores and concentrates	0.0	1.1	0.7	1.0	0.4	2.9	2.6
Non-ferrous metals	0.1	0.0	0.1	0.0	0.0	0.0	0.4
Fuels	0.0	0.1	0.2	0.2	0.5	0.3	0.2
Manufactures	9.1	30.5	27.5	16.8	31.8	32.5	27.0
Iron and steel	0.1	0.2	0.2	0.6	0.7	0.6	0.9
Chemicals	1.7	1.6	1.5	5.0	5.9	6.0	5.7
5541 Soap	0.5	0.7	0.3	3.0	3.2	3.6	3.9
Other semi-manufactures	3.5	3.1	3.2	5.8	6.3	5.2	3.7
6359 Manufactured articles of wood, n.e.s.	0.9	0.8	1.0	0.8	1.1	0.9	0.6
6931 Stranded wire, ropes, cables, plaited bands, etc.	0.0	0.0	0.0	0.4	0.8	0.9	0.7
Machinery and transport equipment	0.7	3.3	1.9	1.2	3.0	2.2	1.6
Power-generating machines	0.1	1.1	0.0	0.0	0.3	0.0	0.0
Other non-electrical machinery	0.2	1.0	0.8	0.3	1.0	1.1	0.3
Agricultural machinery and tractors	0.1	0.1	0.1	0.1	0.0	0.1	0.0
Office machines and telecommunication equipment	0.0	0.4	0.3	0.1	0.5	0.2	0.1
Other electrical machinery	0.3	0.2	0.1	0.6	0.6	0.8	0.7
Automotive products	0.1	0.5	0.5	0.2	0.4	0.1	0.4
Other transport equipment	0.0	0.1	0.2	0.0	0.2	0.0	0.1
Textiles	0.6	0.9	0.5	0.7	0.6	0.9	1.3
Clothing	0.6	3.2	2.9	0.3	3.6	2.5	6.8
8448 Underwear, nightwear, etc.	0.0	0.2	0.2	0.1	0.8	0.6	0.6
Other consumer goods	1.9	18.1	17.3	3.2	11.6	15.1	6.9
8928 Printed matter, n.e.s.	0.0	15.8	14.6	0.0	7.8	12.7	4.4
8215 Furniture, n.e.s., of wood	1.0	0.6	0.1	0.9	1.8	1.1	1.1
Other	0.2	0.2	1.0	0.3	0.4	0.7	1.8
Gold	0.2	0.2	0.0	0.0	0.3	0.6	1.7

Source: UNSD, Comtrade database.

Table AI.4
Honduras: Imports, 1995-2001

Description	1995	1996	1997	1998	1999	2000	2001
Total imports (US\$ million)	1,727.5	1,922.2	2,435.0	2,569.7	2,651.9	2,914.9	2,997.1
Memo: <i>Maquila</i> imports are not included in total imports nor used for the breakdown below.	Per cent of total						
Total primary products	26.4	31.2	31.9	26.3	27.7	31.7	33.1
Agriculture	13.7	16.7	20.4	17.1	17.3	17.5	18.3
Food	12.6	15.5	17.9	16.0	16.6	16.5	17.7
0989 Food preparations, n.e.s.	1.9	2.3	2.1	2.1	2.4	2.3	2.9
0222 Milk and cream, concentrated or sweetened	0.9	1.1	1.0	1.1	1.3	1.2	1.1
0481 Cereal grains, worked or prepared in a manner not elsewhere specified	0.5	0.6	0.7	0.7	0.8	0.8	0.7
0449 Maize, other, unmilled	0.5	0.5	1.0	0.4	0.5	0.7	1.0
0813 Oil-cake and other solid residues resulting from the extraction of fats or oils from oilseeds	0.5	0.4	1.0	0.7	0.8	0.7	0.9
Agricultural raw materials	1.1	1.2	2.5	1.0	0.7	1.1	0.7
Mining	12.7	14.6	11.5	9.2	10.3	14.2	14.8
Ores and other minerals	0.2	0.2	0.2	0.1	0.2	0.1	0.1
Non-ferrous metals	1.0	0.9	1.1	1.0	0.9	1.0	1.3
Fuels	11.5	13.5	10.3	8.1	9.3	13.1	13.4
3344 Fuel oils, n.e.s.	8.0	8.6	5.7	5.1	5.4	7.3	7.5
3341 Gasoline (motor spirit) and other light oils	2.0	3.0	2.8	1.5	2.2	3.7	3.6
3342 Kerosene and other medium oils	0.5	0.7	0.6	0.5	0.5	0.8	0.9
Manufactures	73.5	68.6	67.9	73.6	72.1	68.1	66.5
Iron and steel	3.5	4.2	3.6	3.5	3.2	3.0	4.0
Chemicals	17.3	16.9	14.1	15.0	15.2	14.9	16.8
5429 Medicaments, n.e.s.	2.6	2.2	2.0	2.6	2.8	3.2	3.6
Other semi-manufactures	12.5	11.3	10.6	11.0	10.6	10.4	11.2
6421 Cartons, boxes, cases, bags and other packing containers, of paper or paperboard	0.9	1.1	1.1	1.1	1.0	1.2	1.3
Machinery and transport equipment	29.1	23.8	26.2	32.5	31.5	28.4	25.5
Power-generating machines	7.1	0.8	0.7	2.8	2.0	1.5	1.1
Other non-electrical machinery	7.8	6.9	9.2	10.9	10.3	8.7	7.2
Agricultural machinery and tractors	0.7	0.7	1.7	1.8	1.8	1.5	1.4
Office machines and telecommunications equipment	2.9	4.5	4.1	4.1	5.3	4.6	4.2
Other electrical machinery	2.9	3.1	3.0	3.3	3.3	3.4	3.6
Automotive products	7.3	7.4	8.1	10.0	9.3	9.0	8.0
7821 Motor vehicles for the transport of goods	3.5	3.9	4.7	6.0	5.3	4.8	4.2
7812 Motor vehicles for the transport of persons	1.3	1.4	1.5	1.9	1.8	1.9	1.7
7843 Other motor vehicles parts and accessories	1.0	0.9	0.8	0.8	0.8	0.7	0.7
Other transport equipment	1.1	1.0	1.1	1.4	1.3	1.2	1.4
Textiles	2.6	2.9	3.1	2.4	2.0	1.9	0.7
Clothing	3.6	4.6	4.3	3.2	3.0	2.7	1.1
Other consumer goods	4.8	4.8	6.1	6.0	6.6	6.8	7.2
8931 Articles for the conveyance or packing of goods, of plastics	0.8	0.7	0.6	0.8	1.0	1.0	1.2
Other	0.1	0.2	0.2	0.1	0.2	0.2	0.4
Gold	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Source: UNSD, Comtrade database.

Table AIII.1
Honduran labelling requirements, May 2003

Product	Mandatory label contents	Legal basis
Food and beverages	<ul style="list-style-type: none"> - Name of the food - Name or company name of the manufacturer or packer of the food or food product - Country of origin of the food - List of ingredients - Lot identification - Net contents - Sanitary registration number - Use-by date 	Decree No. 65-91
Meat products and by-products	<ul style="list-style-type: none"> - Business name of the company or establishment - Business address of the establishment - Authorization number issued to the establishment by SENASA - Product name - Qualitative composition of the raw materials and ingredients used in the processing of the product - Composition and nutritional factors - Net weight - Official seal with the statement "Inspected and approved by the Ministry of Agriculture and Livestock, Republic of Honduras" - Directions for consumer use 	Decision No. 078-00
Fisheries and aquaculture products and by-products	<ul style="list-style-type: none"> - Business name of the company or establishment - Business address of the establishment - Authorization number issued to the establishment by SENASA - Product name - Date of processing - Use-by date - Raw materials and ingredients used in the processing of the product and their composition and weight - Proximal composition and nutritional factors - Lot number - Net weight - Official seal with the statement "Inspected and approved by the Ministry of Agriculture and Livestock, Republic of Honduras" 	Decision No. 1081
Cosmetics	<ul style="list-style-type: none"> - Product name - Trademark proprietor - Manufacturer - Lot number - Sanitary registration number - Contents - Ingredient composition - Directions for use and preparation, if necessary - Special storage and preservation conditions, if necessary - Expiry date in keeping with the nature of the product 	Decree No. 65-91 and Decision No. 2368

Table AIII.1 (cont'd)

Product	Mandatory label contents	Legal basis
Medicine	<ul style="list-style-type: none"> - Product name (generic and/or proprietary name) - Pharmaceutical form and quantitative composition of active ingredients, expressed as generic names and legibly and prominently displayed - Administration method - Trademark proprietor and manufacturer - Lot number - Expiry date - The warning "keep out of the reach of children" - Container contents - Contraindications and warnings - Registration number - Over-the-counter or prescription medicine - The instruction "keep refrigerated" and special storage or other requirements, where necessary - Statement referring to preparation and administration methods, where required - Labels and packaging of prescription drugs may not give therapeutic instructions or uses <p>Products classified as subject to special control must carry the warning "product may cause dependency or addiction" and clearly and prominently display a red letter "C", standing for "Controlled", which is affixed by importing pharmacies, chemist's shops and drugstores.</p>	Decree No. 65-91 and Decision No. 2368
Seeds	<ul style="list-style-type: none"> - All information on the label must be in Spanish - Company or business name of seller - Seed category and variety and lot number under which it is registered in the Ministry of Agriculture and Livestock National Seed Production Programme - Net weight - Labels of seeds treated with substances which are toxic to humans or animals must display the skull-and-crossbones symbol with the warning "Not suitable for human or animal consumption; treated with toxic substances" 	Decision No. 1942
Veterinary products	<ul style="list-style-type: none"> - Established name of the speciality or product name - Qualitative and quantitative centesimal composition (active or inert ingredients, indicating quantity per dosage unit) - Product presentation - Registration number in Honduras assigned by the Ministry of Natural Resources (SRN) - Expiry date - Name of manufacturing laboratory - Storage conditions and conservation temperature - Indications, precautions, antidote where applicable, form of elimination from patient's body, withdrawal period prior to slaughter and for the elimination of products of animal origin - Lot or batch number - Directions for use and dosage - The statement "For veterinary use" displayed clearly and prominently 	Executive Decision No. 08-96

Source: WTO Secretariat, on the basis of information provided by the Honduran authorities.

Table AIII.2
Participation of Honduras in international IPR agreements

Agreement, convention or treaty (latest Act to which Honduras is a party)	Date of ratification
Berne Convention for the Protection of Literary and Artistic Works (Paris)	25 January 1990
Brussels Convention Relating to the Distribution of Programme-Carrying Signals Transmitted by Satellite	Not a member
Budapest Treaty on the International Recognition of the Deposit of Micro-organisms for the Purposes of Patent Procedure	Not a member
Convention Establishing the World Intellectual Property Organization	15 November 1983
Geneva Convention for the Protection of Producers of Phonograms Against Unauthorized Duplication of Their Phonograms	19 October 1989
Hague Agreement Concerning the International Deposit of Industrial Designs	Not a member
Lisbon Agreement for the Protection of Appellations of Origin and their International Registration	Not a member
Locarno Agreement Establishing an International Classification for Industrial Designs	Not a member
Madrid Agreement for the Repression of False or Deceptive Indications of Source on Goods	Not a member
Madrid Agreement Concerning the International Registration of Marks	Not a member
Nairobi Treaty on the Protection of the Olympic Symbol	October 1984
Nice Agreement Concerning the International Classification of Goods and Services for the Purposes of the Registration of Marks	Not a member
Paris Convention for the Protection of Industrial Property (Stockholm)	4 February 1994
Rome Convention for the Protection of Performers, Producers of Phonograms and Broadcasting Organisations	25 October 1989
Strasbourg Agreement Concerning the International Patent Classification	Not a member
Trademark Law Treaty	Not a member
Vienna Agreement Establishing an International Classification of the Figurative Elements of Marks	Not a member
International Convention for the Protection of New Varieties of Plants	Not a member
Geneva Act of the Hague Agreement Concerning the International Registration of Industrial Designs (not yet in force)	Not a member
General Inter-American Convention for Trademark and Commercial Protection	29 January 1935
Patent Law Treaty (not yet in force)	Not a member
WIPO Patent Cooperation Treaty (PCT)	In process of being ratified
WIPO Copyright Treaty	17 December 2001
WIPO Performances and Phonograms Treaty	17 December 2001

Source: WTO Secretariat, on the basis of information furnished by WIPO (available at: <http://www.wipo.int/treaties/general/parties.html#1>) and the Honduran Directorate-General of Intellectual Property Rights (available at: <http://www.sict.gob.hn/digepih/>).

Table AIII.3
IPR legislation

Statute	Date	Coverage and remarks
Industrial Property		
Industrial Property Law	Decree Law No. 12-99-E of 30 December 1999; entered into force on 28 February 2000.	Industrial property, patents, trademarks, geographical indications, appellations of origin, industrial secrets. Provisions on payment of taxes, limitations, exceptions, rights and obligations.
Draft Law on the Protection of New Plant Varieties	This draft law was submitted for adoption to Congress on 14 October 1999.	Bases and procedures for protecting the rights of plant breeders.
Draft Regulation on the Procedure Governing Special Requirements Related to Border Measures		
Draft Law on Layout-Designs of Integrated Circuits	This draft law was submitted for adoption to Congress on 14 October 1999.	The draft law contains 34 Articles. It includes basic provisions on layout-designs (topographies) and incorporates general provisions and basic principles on applications and examination, nullification, cancellation, transfers and licences, criminal liability and damages, and extinction of rights.
Copyright		
Law on Copyright and Related Rights	Decree Law No. 4-99-E of 13 December 1999, published in the Official Gazette of 15 January 2000.	This Law regulates the requirements for the registration of literary and artistic works, producers of phonograms, performers, broadcasting organizations and cable transmission and contains provisions on the organization and functioning of collective management. It contains limitations on and exceptions to copyright, such as the term of and limitations on protection. It also contains administrative procedures and penalties and criminal and civil penalties.
Other Laws and Regulations		
1982 Constitution of the Republic (Article 133)	Decree Law No. 131, 1982.	Recognizes the need for protective legislation for independent intellectual work and the results thereof.
Commercial Code (Articles 660-690)	Decree Law No. 73, 1906.	Contains general provisions on trade names, distinctive signs, trademarks and patents.
Administrative Procedures Law	Decree Law No. 152, 1987.	Establishes guidelines for administrative procedures and remedies, including penalties.
Civil Code	Decree Law No. 73, 1906.	Injunctions whereby a party can be required to act in a particular manner.
Criminal Procedural Code; Amended Criminal Code; Code of Criminal Procedure	Decree No. 9-99, published in the Official Gazette on 20 May 2000; Decrees Nos. 191-96 and 59-97; and Decree No. 189-84, which entered into force on 13 March 1985.	Sets out penalties for infringements of intellectual property rights.
Customs Law	Decree Law No. 212-87, adopted on 14 December 1987 and entered into force on 1 January 1988.	Customs authorities are entitled to monitor and control the passage of persons, goods and means of transport across the country's borders.
Uniform Central American Customs Code (CAUCA)	Decision No. 23-03, published in Official Gazette No. 30026 of 4 March 2003.	
Regulation of the Uniform Central American Customs Code (RECAUCA)	Decision No. 007 - 2003, published in Official Gazette No. 30027 of 4 March 2003	

Source: WTO Secretariat document IP/N/1/HND/1 of 23 October 2002.

Table AIII.4
Honduran IPR enforcement regime

Civil and administrative procedures	
Jurisdiction over cases	For civil procedures, ordinary civil courts I, II, III and IV, civil magistrates' courts, Court of Appeal and Supreme Court of Justice. For administrative procedures: the Ministry of Industry and Trade through the Directorate-General of Intellectual Property Rights; the Ministry of Agriculture, the Seed Certification Department of the Directorate-General of the National Agricultural Health Service (SENASA); the Executive Directorate of Revenue (DEI); the State Prosecution Service; the Ministry of Security; and the National Telecommunications Commission (CONATEL).
Persons with standing to assert rights	Natural and legal persons with a legitimate interest, or their legal representatives or authorized agents.
Collection of evidence	The obligation to produce evidence lies with the complainant. The competent authorities may require the parties and third parties to produce evidence which lies within their control, provided that such evidence serves to clarify the matter at issue.
Identification and protection of confidential information	The competent authority must take action to prevent the rights of the interested parties from being infringed.
Information on third parties	The civil judicial authorities have the power to order the infringer to identify any person, object or document, whether belonging to the parties or to a third party, in order to determine their legal status in the dispute; such evidence must be admissible under the Law and closely connected with the disputed facts. The administrative authorities do not have such authority.
Indemnification of defendants wrongfully enjoined	Any defendant who has been wrongfully enjoined may submit a counterclaim when contesting the injunction. The court is required to allow the counterclaim and to deal with it in a single ruling. As far as the liability of the public authorities is concerned, public officials may be liable to sanctions such as imprisonment, suspension, indemnification or initiation of court proceedings.
Available remedies	Administrative injunctions (decrees, decisions, resolutions and rulings) concerning the violation of any of the rights protected by the intellectual property laws may: order the withdrawal from circulation of infringing goods; prohibit, with immediate effect, the marketing of products serving to violate any of the rights protected (seizure, attachment, deposit); order the confiscation of goods; order suspension of service provision or closure of the establishment. Remedies also include damages, including recovery of profits, and expenses, including attorney's fees. If the seized goods are insufficient to cover the amount stipulated, the measure may be extended to other goods and the costs shall be borne by the obligor in accordance with the procedure. Another available remedy is the destruction or other disposal of infringing goods and materials/implements used for their production. Where such material exists, it shall be handed over to the judicial authorities for use as evidence, and the competent authority may order its destruction in a final decision. Other available remedies include fines, closure of establishments and seizure of goods.
Criminal procedures	
Jurisdiction over cases	Ordinary criminal courts I, II, III, IV and V; Criminal magistrates' court; Criminal court; Police court; Court of Appeal; Supreme Court of Justice.
IPRs for which procedures are available	Criminal procedures are available in respect of the rights protected by intellectual property laws: (a) industrial property: inventions and patent rights, utility models, industrial designs, distinctive signs, undisclosed information, trademarks, trade names, geographical indications and appellations of origin; (b) copyright and related rights; (c) legal protection of layout-designs of integrated circuits; (d) protection of new plant varieties.
Authorities responsible for initiating proceedings	The public authorities responsible are the criminal courts.
Standing of private persons to initiate proceedings	In criminal matters, proceedings cannot be initiated <i>ex officio</i> . The affected holder of an intellectual property right must lodge a complaint with the State prosecuting authority or by means of a private suit before a court.

Table AIII.4 (cont'd)

Civil and administrative procedures	
Available remedies	<p>Available remedies include prison sentences and fines. Violations of industrial property rights are punishable under the Criminal Code by a fine of L50,000 to L100,000 and three to six years' imprisonment for anyone who falsifies, imitates or fraudulently uses any of the elements protected by industrial property legislation. Penalties of a prison sentence of three to five years and a fine of L50,000 to L100,000 are applicable to anyone who commits an act of unfair competition. The Industrial Property Law contain provisions relating to the protection of industrial secrets and provides that anyone who discloses such information shall be liable to a fine of ten to two hundred units of the minimum wage, while the Criminal Code provides that anyone who appropriates papers belonging to others in order to discover their secrets shall be liable to a term of imprisonment of six to eight years in the case of private individuals and of eight to twelve years in the case of public officials. A term of imprisonment of three to six years shall be incurred by anyone who reveals without just cause or uses for his/her own benefit or that of others a secret learned by virtue of position or employment, if injury is caused thereby to another person.</p> <p>The Law on Copyright lays down administrative, criminal and civil procedures and establishes a monetary fine for violations of such rights in the amount of ten to two hundred units of the minimum wage, without prejudice to criminal penalties and penalties for economic damage and injury caused by the perpetrator's fraudulent action.</p>
Provisional measures	
Prior hearing of the other side	Such prudential measures as are necessary for the urgent protection of rights, to be imposed without notice to the infringer. Given the nature of such measures, they are ordered without the opposing party being heard.
Initiation, ordering, and maintenance of measures	Any right holder who considers that his rights have been violated may ask the judge to order such prudential measures as are necessary to protect those rights. Anyone applying for a provisional measure must show that the measure is necessary and that he/she is the right holder. He/she must also post sufficient security to meet any damage or injury caused.
Available remedies	<p>The judicial measures which may be taken during the proceedings or prior thereto include the following: seizure of goods in sufficient quantity to guarantee the outcome of the proceedings; deposit or impoundment of objects, books, documents or papers relevant to the dispute; appointment of one or more inspectors; seizure of the object which is the subject of the claim; and prohibition on the performance of acts or contracts relating to the goods in dispute.</p> <p>With regard to administrative measures, in administrative declaration proceedings concerning the violation of any of the rights protected by the intellectual property laws, the Directorate-General of Intellectual Property Rights and the Directorate-General of the National Agricultural Health Service (SENASA) may adopt the following measures: order the withdrawal from circulation of the infringing goods; prohibit, with immediate effect, the marketing of products serving to violate any of the rights protected; order the seizure of goods; order suspension of service provision or closure of the establishment; indemnification of damage or injury sustained.</p>
Border measures	
Suspension of release into free circulation	Any goods which infringe an intellectual property right may be detained at the border by the national customs authorities, <i>ex officio</i> or at the request of the right holder. Border measures are only applicable to imports. Goods in transit are not liable to detention by the customs authorities. <i>De minimis</i> imports are not liable to detention by the customs authorities.
Procedures for suspension of release	No related legislation exists. Through the Executive Revenue Department (DEI), the Government is preparing a directive on border measures and provisional measures. Pursuant to this directive, anyone requesting border measures in respect of goods which allegedly infringe an intellectual property right must make a written submission to the Executive Directorate of Revenue and/or the competent judicial authority (civil or criminal), lodging sufficient security to cover damages.
<i>Ex officio</i> actions	Customs authorities may order a border measure <i>ex officio</i> or at the request of the right holder or an administrative or judicial authority.
Available remedies	The competent authorities may adopt the following measures: fines, closure of establishments, suspension of release into free circulation, confiscation, seizure, destruction of the infringing goods and of materials used for their production, orders for damages. The person affected by the implementation of the above-mentioned measures must respond within a period of 30 working days from the date of notification of the suspension, during which he/she may submit appropriate evidence, pleas and grounds of defence in relation to the claim against him/her and post an indemnity bond sufficient to cover any damage or injury that might be caused by the lifting of the measure concerned.

Source: WTO Secretariat, on the basis of WTO document IP/N/6/HND/1 of 3 May 2001.

Table AIV.1
Financial system institutions, offices and employees, as at 31 December 2002

Institution	Date operations started	Branches	Agencies	Service counters	Other ¹	Total offices	Officials and employees
Commercial banks							
1.Banco de Honduras, S. A.	02/10/1889		1			2	68
2.Banco Atlántida, S. A.	17/12/1914	16	84	9	54	164	1,373
3.Banco de Occidente, S.A.	01/09/1951	8	97	12	31	149	2,420
4.Lloyds TSB Bank PLC	13/10/1959	1	6			8	107
5.Banco de los Trabajadores	02/05/1967	6	14			28	414
6.Banco Sogerin, S.A.	01/11/1969	2	25			28	594
7.Banco Continental, S.A.	02/05/1974	1	30	6	7	39	478
8.Banco Financiera Centroamericana, S.A.	23/08/1974	7	13	5	5	26	302
9.Banco de las Fuerzas Armadas, S.A.	08/08/1979	1	24	7	2	35	266
10.Banco Mercantil, S.A.	14/02/1980	1	39	11	3	55	940
11.Banco Hondureño del Café, S.A.	04/05/1981	1	34	6		42	616
12.Banco del País, S.A.	09/07/1992	2	24	11	19	57	568
13.Banco Uno, S.A.	15/07/1993		4	8	4	17	121
14.Banco de la Producción, S.A.	23/05/1994		8			9	121
15.Banco Financiera Comercial Hondureña, S.A.	18/07/1994	4	26	11	6	48	955
16.Banco Futuro, S.A.	01/07/1997	1	14	2		18	289
17.Banco Credomatic, S.A.	22/01/1998	1	10		11	23	197
18.Banco Grupo el Ahorro Hondureño, S.A.	01/07/2000	2	45	21	9	78	1,112
19.Banco Promerica, S.A.	08/01/2000	1	3	3	1	9	222
Total		55	501	113	147	835	11,163
State banks							
1.Central Bank of Honduras	01/07/1950					1	
2.National Agricultural Development Bank	01/07/1950		24	9	1	35	538
Total			24	9	1	36	538
Savings and loan associations							
1.La Vivienda, S.A.	11/09/1970		20		4	25	424
2.Casa Propia, S.A.	04/10/1971	1	3	1	1	7	112
3.La Constancia, S.A.	14/11/1977	5	9	2	2	19	390
4.Metropolitana, S.A.	20/11/1978		1			2	28
Total		6	33	3	7	53	954
State lending institutions							
1.Banca de Segundo Piso (second-tier bank)							
2. Régimen de Aportaciones Privadas (private contribution scheme)	19/03/1992		1			2	90
3.National Fund for Production and Housing	14/10/1997					1	98
Total		3	1			3	188
Insurance companies							
1.El Ahorro Hondureño, S.A.	17/01/1917		5			6	230
2.Pan American Life Insurance Company	02/06/1944		2			3	135
3.Aseguradora Hondureña, S.A.	12/07/1954	2	4			7	206
4.Interamericana de Seguros, S.A.	30/06/1957	2				3	139
5.American Home Assurance Company	16/10/1964	1				2	20
6.Seguros Continental, S.A.	15/05/1968				1	2	53
7.Previsión y Seguros, S.A.	10/09/1982		3			4	84
8.Seguros Atlántida, S.A.	01/01/1986	1	3			5	183
9.Seguros Crefisa, S.A.	01/09/1993		2			3	145
10.Seguros Capital, S.A.	20/10/1994		1		4	6	97
11.Seguros Cooperativos Equidad, Ltda.	24/03/2000	1				2	13

Table AIV.1 (cont'd)

Institution	Date operations started	Branches	Agencies	Service counters	Other ¹	Total offices	Officials and employees
12.Seguros del País, S.A.	07/02/2002	1				2	19
Total		8	20	0	5	45	1,324
Pension funds							
1.Instituto Nacional de Previsión del Magisterio (National Teachers' Pension Fund)	01/07/1971	1		10		12	390
2.Instituto de Jubilaciones y Pensiones de Empleados y Funcionarios Públicos (Retirement and Pension Fund for Government Officials and Employees)	30/04/1976	1	1	16		19	313
3.Instituto de Previsión de los Empleados de la U.N.A.H (National Autonomous University of Honduras Employee Pension Fund)	27/06/1990					1	35
4.Instituto de Previsión Militar (Military Pension Fund)	01/01/1971		1			2	114
5.Instituto Hondureño de Seguridad Social (Honduran Social Security Institute)		17				18	2,476
Total		19	2	26		52	3,328
Stock exchanges							
1.Bolsa Hondureña de Valores, S.A.	25/09/1990				1	2	13
2.Bolsa Centroamericana de Valores, S.A.	10/09/1993					1	9
Total					1	3	22
General bonded warehouses							
1.Almacenes de Depósito, S.A.	02/05/1968	2				3	63
2.Compañía Almacenadora, S.A.	01/05/1971	1				2	50
3.Almacenes de Deposito Continental, S.A.	27/12/1985		2			3	26
4.Almacenes Generales de Deposito de Café, S.A.	08/04/1987	1			3	4	29
5.Almacenes de Deposito y Fiscales, S.A.	01/06/1993	1			5	7	21
6.Almacenadora Hondureña, S.A.	08/02/1995				2	4	25
Total		5	2		10	23	214
Foreign exchange bureaux							
1.Divisas Corporativas, S.A.	06/07/1992		2			2	16
2.Intercambio, S.A.	21/09/1992			1		2	3
3.La Teleña, S.A.	25/09/1992			1		1	3
4.Conversiones Monetarias, S.A.	13/10/1992					1	8
5.Roble Viejo, S.A.	27/11/1992		1			1	7
6.Corporación de Inversiones Nacionales, S.A.	02/12/1992	1				4	24
7.La Confianza, S.A.	05/02/1993		1			1	4
8.Servigiros, S.A.	03/11/2000					1	8
9.Promerica, S.A.	13/07/1993					1	4
10.Del Centro, S.A.	07/02/1994					1	7
11.Lafise, S.A.	06/02/1995					1	6
12.La Preferida, S.A.	28/01/2002					1	3
Total		1	4	2		15	93
Finance companies							
1.Financiera Codimersa, S.A.	11/09/1997		2			3	11
2.Arrendamientos y Créditos Atlántida, S.A.	19/02/1998		1			2	35
3.Fondos Múltiples (Honduras), S.A.	13/05/1999		2			3	46
4.Financiera Solidaria, S.A.	03/06/1999		11			12	150
5.Financiera del Caribe, S.A.	05/08/1999	1		1			13
6.Corporación Financiera Internacional, S.A.	12/08/1999					1	14
7.Financiera Popular Ceibena, S.A.	26/08/1999		1			2	23
8.Compañía Financiera, S.A.	16/09/1999		1			2	31
Total		1	18	1		26	323

Table AIV.1 (cont'd)

Institution	Date operations started	Branches	Agencies	Service counters	Other ¹	Total offices	Officials and employees
Representative offices							
1.Bac Internacional Bank (Panama), Inc.	01/06/2000		1			2	9
2.Banco Agrícola, (El Salvador), S.A.	04/02/2002					1	3
Total			1			3	12
Total institutions, offices and employees		94		151	172	1,094	18,159

1 "Other" includes, where appropriate, drive-in banks, automatic teller machines, brokers' offices, stock exchange offices, specially equipped warehouses and other offices dealing with the public.

Source: National Banking and Insurance Commission.

Table AIV.2
Financial system laws, regulations and decrees

Decree/Decision No.	Description	Date of Entry into Force
Decree No. 45-2002	Law on Asset Laundering	03/06/2002
Decree No. 22-2001	Law on Insurance and Reinsurance Institutions	01/09/2001
Decree No. 8-2001	Securities Market Law	09/06/2001
Decree No. 53-2001	Law on Insurance of Deposits in Financial Institutions	30/05/2001
Decree No. 229-2000	Law Regulating Private Development Organizations Engaged in Financial Activities	01/11/2000*
Decree No. 139-98	Law Regulating the Credit Card and Other Liability Transactions of Banking Institutions and Commercial Establishments	25/07/1998
Decree No. 53-97	Law on the National Fund for Production and Housing	04/06/1997
Decree No. 155-95	Law on the National Banking and Insurance Commission	08/12/1995
Decree No. 170-95	Financial Institutions Law	16/11/1995
Decree No. 137-94	Net Asset Tax Law	28/10/1994
Decree No. 16-92	Law on Foreign Exchange Bureaux	24/02/1992
Decree No. 167-91	Law on the Social Housing Fund (FOSovi)	16/12/1991
Decree No. 108-90	Law on Foreign Exchange Earnings from Exports	08/10/1990
Decree No. 903	Law on the National Agricultural Development Bank (BANADESA)	28/03/1980
Decree No. 14	Register of Non-Bank Lenders	09/01/1973
Decree No. 138	Law on the Retirement and Pension Fund for Executive Branch Officials and Employees	07/04/1971
Decree No. 128	Amendment to Article 6 of Legislative Decree No. 51 of 1 February 1950	22/11/1966
Decree No. 51	Monetary Law	01/07/1950
Unnumbered	Law on the Central Bank of Honduras	03/02/1950
Special Decrees		
Decree No. 294-2002	Amendments to Articles 43 and 57 of the Financial Institutions Law	26/10/2002
Decree No. 128-2002	Amendments to Articles 6, 14, 24, 42 and 45 of the Law on Insurance of Deposits in Financial Institutions, contained in Decree No. 53-2001	03/05/2002
Decree No. 83-2001	Amendment to Article 34 of the Law on the National Banking and Insurance Commission	18/07/2001
Decree No. 188-2000	Amendments to Articles 6, 13, 16, 17, 18, 20 and 34 of the Law on the National Banking and Insurance Commission	20/12/2000
Resolution No. 026/18-01-2000	Amendment to Article 12 of the Regulation of Decree No. 139-98 (National Banking and Insurance Commission Circular No. 001/2000)	28/01/2000
Resolution No. 386/24-08-99	Amendments to Articles 1, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 17, 20, 21, 22, 23, 24, 25, 26, 27 and 28 of the Regulation of Decree No. 139-98 (National Banking and Insurance Commission Circular No. 028/99)	17/09/1999
Resolution No. 114-3/99	Resolution No. 114-3/99 of the Central Bank of Honduras on the publication of interest rates	18/03/1999
Decree No. 293-98	Amendments to Articles 4, 5, 6, 7.1, 7.4, 7.5, 7.8, 7.14 and 7.15 of Decree No. 139-98	24/12/1998*
Decree No. 228-96	Amendments to Articles 2, 5, 6, 7, 8, 9, 13, 16, 18, 19, 22, 23, 29, 32, 38, 39, 40, 48, 49, 50, 52, 53, 64, 65, 68, 70, 72, 73 and 74 of the Law on the Central Bank of Honduras	26/04/1997
Decree No. 102	Abrogation of Legislative Decree No. 26 of 28 March 1958 in its entirety	24/04/1959
Regulations		
Resolution No. 871/29-10-2002	Special Regulations on the Recovery of the Agricultural Sector Financed by the Cooperativas de Ahorro y Crédito (savings and credit cooperatives) and the Financiera de Cooperativas Agropecuarias Limitada (agricultural cooperative finance company) (National Banking and Insurance Commission Circular No. 054/2002)	30/10/2002
No. 869/29-10-2002	Regulations on the Prevention and Detection of the Improper Use of Financial Services and Products for Asset Laundering (National Banking and Insurance Commission Circular No. 052/2002)	08/11/2002
No. 718/10-09-2002	Guarantee Fund Regulations	26/09/2002

Table AIV.2 (cont'd)

Decree/Decision No.	Description	Date of Entry into Force
No. 619/06-08-2002	Regulations on the Establishment and Operation of Stock Exchanges	20/08/2002
No. 618/06-08-2002	Regulations on the Provision of Information to Stock Market Participants	20/08/2002
No. 617/06-08-2002	Reporting Regulations	20/08/2002
No. 616/06-08-2002	Regulations on Securities Firms and the Intermediation of Publicly Offered Securities	20/08/2002
No. 615/06-08-2002	Law on the Public Securities Market Register	06/08/2002
No. 614/06-08-2002	Regulations on the Public Securities Market Register	20/08/2002
No. 776/16-10-2001	Amendments to the Regulations on Contingent Assets	24/10/2001
No. 75-3/2001	Amendments to and Reordering of Articles 2 to 34 and Incorporation of Articles (35 to 61) to the Regulation on the Negotiation of Government Securities at Market Value	22/03/2001*
No. 304-9/2000	Amendments to Article 7 of the Regulations on Credit Transactions by Financial Institutions with Economic Groups and Related Parties	30/09/2000
Resolution No. 395/29-09-1998	Regulations of Decree No. 139-98	06/10/1998*
Resolution No. 316-8/98	Regulations on Credit Transactions by Financial Institutions with Economic Groups and Related Parties	05/09/1998
Resolution No. 55-1/97	Regulations on the Negotiation of Government Securities at Market Value	07/02/1997
Decision No. 251	Regulations of the Law on Foreign Exchange Bureaux	24/03/1992
Decision No. 267	Regulations on General Bonded Warehouses	11/06/1968

* Date of issue.

Source: National Banking and Insurance Commission.