

WORLD TRADE ORGANIZATION

RESTRICTED

IP/N/1/POL/1

19 February 1996

(96-0615)

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

Original: English

NOTIFICATION OF LAWS AND REGULATIONS UNDER ARTICLE 63.2 OF THE AGREEMENT

Poland

The following communication, dated 21 December 1995, has been received from the Permanent Mission of the Republic of Poland to the United Nations Office and other International Organizations at Geneva.

The Polish authorities would like to inform the TRIPS Council of their intention to avail themselves of the right, under Article 65.3 of the TRIPS Agreement, to delay the date of application of the provisions of this Agreement other than Articles 3, 4 and 5 beyond the date of 1 January 1996. Poland is intensively undergoing the process of transformation from a centrally-planned into a market, free-enterprise economy. One element of this process of transformation is a structural reform of the intellectual property system. An amount of the legislation dedicated to intellectual property is already enforced, while other laws and regulations are at a different stage of drafting. Taking into account the decision of the Council for TRIPS of 21 November 1995, as set forth in paragraph 3 of document IP/C/2, Poland submits attached the list of its main laws and regulations pertaining to the subject matter of this Agreement, that have been already brought into conformity with provisions of the TRIPS Agreement, together with their English translation.

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AN ADVANCED NOTIFICATION BY POLAND, UNDER ARTICLE 63.2 OF THE TRIPS
AGREEMENT, OF LAWS PERTAINING TO THE SUBJECT MATTER OF THIS
AGREEMENT

- (1) Law on Inventive Activity, of 19 October 1972, as amended by the Law of 16 April 1993; published in the Official Journal No 26/1993, item 117;¹
- (2) Law on Patent Office of the Republic of Poland, of 31 May 1962, as amended (consolidated text of 17 March 1993); published in the Official Journal No 26/1993, item 118;¹
- (3) Law on the Protection of Topographies of Integrated Circuits, of 30 October 1992, published in the Official Journal No 100/1992, item 498;²
- (4) Law on Trademarks, of 31 January 1985, published in the Official Journal No 5/1985, item 17;³
- (5) Law on Patent Agents, of 9 January 1993, published in the Official Journal No 10/1993, item 46;¹
- (6) Regulation of the Council of Ministers of 28 April 1993, on the litigation and appeal procedures and on fees relating to the protection of inventions and utility models; published in the Official Journal No 36/1993, item 160;⁴
- (7) Ordinance of the President of the Patent Office of the Republic of Poland, of 23 March 1993, on the protection of inventions and utility models; published in the Official Gazette No 18/1993, item 179;⁴
- (8) Ordinance of the President of the Patent Office of the Republic of Poland, of 26 January 1993, on the protection of topographies of integrated circuits; published in the Official Gazette No 6/1993, item 20.²

¹See document IP/N/1/POL/P/1.

²See document IP/N/1/POL/L/1.

³See document IP/N/1/POL/T/1.

⁴See document IP/N/1/POL/P/2.