ORGANIZACIÓN MUNDIAL DEL COMERCIO

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Consejo de los Aspectos de los Derechos de Propiedad Intelectual relacionados con el Comercio

Original: inglés

PRINCIPALES LEYES Y REGLAMENTOS DEDICADOS A LA PROPIEDAD INTELECTUAL NOTIFICADOS EN VIRTUD DEL PÁRRAFO 2 DEL ARTÍCULO 63 DEL ACUERDO

Australia

En el presente documento se reproducen las siguientes leyes y reglamentos[1], que Australia ha notificado en virtud del párrafo 2 del artículo 63 del Acuerdo (véase el documento IP/N/1/AUS/1/Rev.1).

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[1]Inglés solamente.

BOY SCOUTS' ASSOCIATION ACT 1924

Reprinted as at 31 March 1983

TABLE OF PROVISIONS

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An Act to afford Protection to the Boy Scouts' Association

Preamble

WHEREAS the Boy Scouts' Association (in this Act referred to as "the Association") was duly incorporated in the United Kingdom of Great Britain and Ireland by Royal Charter, granted on the fourth day of January One thousand nine hundred and twelve:

AND WHEREAS the Association has power under the said Charter to form Local Branches and Committees in all parts of His Majesty's Dominions, and to apply for and exercise any powers obtained under any Supplementary Charter or Act of Parliament, Imperial or Colonial, and whether Federal or Provincial which may be deemed expedient for any of the purposes of the Association:

AND WHEREAS for providing and maintaining an efficient organization for promoting the objects of the Association, Local Branches have been formed under the power aforesaid for the Commonwealth under the name of "The Australian Federal Council of the Boy Scouts' Association" and for the several States of the Commonwealth, in New South Wales by the name of the Australian Boy Scouts' Association, New South Wales Section, and in the other States by the name of the Boy Scouts' Association, Victorian Section (or as the case may be):

AND WHEREAS it is expedient to protect the Association and the Local Branches thereof in the Commonwealth:

(P.R. 125/82) (R82/355)—Cat. No. 82 1627 X—Recommended retail price 20c

BE it therefore enacted by the King's Most Excellent Majesty, the Senate, and the House of Representatives of the Commonwealth of Australia, as follows:

Short title

1. This Act may be cited as the *Boy Scouts' Association Act 1924*.[1]

Unauthorized use of name

2. Any person who without authority uses the name "The Boy Scouts' Association" or the name of any Local Branch of the Association or any name implying that any other Society or body is the Association or a Branch of the Association shall be guilty of an offence.

Penalty: Ten dollars.

Registration of uniforms

3. The Association or any Branch of the Association formed within the Commonwealth may, with the approval of the Minister, apply to the Registrar of Designs for the registration under the *Designs Act 1906-1912* of any uniform, emblem, badge, decoration, descriptive or designating mark or title used either before or after the commencement of this Act by the Association or any Branch of the Association for carrying out the purposes of the Association:

Provided that this section shall not authorize the use or registration of any uniform, emblem, badge, decoration, descriptive or designating mark or title which is similar to, or a colourable imitation of, any uniform, emblem, badge, decoration, descriptive or designating mark or title used by the Department of Defence.

Unauthorized user of uniform

4. Any person who, except with the authority of the Association or the Local Branch for the area in which the use takes place (proof whereof shall lie upon him), makes use of any uniform, emblem, badge, decoration, descriptive or designating mark or title of the Association or a Local Branch registered in pursuance of the last preceding section in such manner as to suggest that the user is authorized by the Association or such Local Branch or is connected with the operations thereof, shall be guilty of an offence.

Penalty: Ten dollars.

No prosecution without consent of Minister

5. No prosecution shall be instituted under this Act except with the consent of the Minister.

Act not to apply to Lifesaving Scouts of Salvation Army

6. Nothing in this Act shall be deemed to apply to the Lifesaving Scouts of the Salvation Army as at present constituted.

Boy Scouts' Association Act 1924

NOTE

The *Boy Scouts' Association Act 1924* as shown in this reprint comprises Act No. 31, 1924 amended as indicated in the Tables below.

(The citation "*Boy Scouts' Association Act 1924*" is provided for by the *Amendments Incorporation Act 1905* and the *Acts Citation Act 1976*.)

Table of Acts

Act	Number and year	Date of Assent	Date of commencement	Application, saving or transitional provisions
Boy Scouts' Association Act 1924	31, 1924	26 Sept 1924	26 Sept 1924	
Statute Law Revision (Decimal Currency) Act 1966	93, 1966	29 Oct 1966	1 Dec 1966	—
Administrative Changes (Consequential Provisions) Act 1976	91, 1976	20 Sept 1976	20 Sept 1976 (*a*)	S. 4

(*a*) By virtue of sub-section 2 (7) of the *Administrative Changes (Consequential Provisions) Act 1976* the amendments made by that Act to the *Boy Scouts' Association Act 1924* are deemed to have come into operation on 22 December 1975.

Table of Amendments

ad. = added or inserted am. = amended rep. = repealed rs. = repealed and substituted

Provision affected	How affected
S. 2	am. No. 93, 1966
S. 3	am. No. 91, 1976
S. 4	am. No. 93, 1966
S. 5	am. No. 91, 1976

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Statute Law (Miscellaneous Provisions) Act (No. 1) 1984

No. 72 of 1984

An Act to make various amendments of the statute law of the Commonwealth, and for related purposes

[*Assented to 25 June 1984*]

BE IT ENACTED by the Queen, and the Senate and the House of Representatives of the Commonwealth of Australia, as follows:

Short title

1. This Act may be cited as the *Statute Law (Miscellaneous Provisions) Act (No. 1) 1984*.

Commencement

2. (1) Subject to this section, this Act shall come into operation on the twenty-eighth day after the day on which it receives the Royal Assent.

(2) Sections 1 and 2 shall come into operation on the day on which this Act receives the Royal Assent.

(3) The amendments of the *Aboriginal Land Rights (Northern Territory) Act 1976* made by this Act shall come into operation on the day on which this Act receives the Royal Assent.

SCHEDULE—continued

Airports (Business Concessions) Act 1959

Sub-section 15 (1)—

Omit all the words after "writing", substitute the following words and paragraphs:

"signed by him—

(a) delegate to any prescribed person or to any person included in a prescribed class of persons his power to grant an authority to sell or supply intoxicating liquor; and

(b) delegate to any person all or any of his other powers and functions under this Act, other than the power of delegation under this section".

Sub-section 15 (2)—

Omit "so delegated", substitute "delegated under this section".

Apple and Pear Stabilization Act 1971

After sub-section 17 (4)—

Insert the following sub-section:

"(4A) Notwithstanding sub-section (4), moneys standing to the credit of the Beurre Bosc Stabilization Fund referred to in column 2 of Schedule 1 may be paid out of that Fund to the Corporation, but the Corporation shall not apply any moneys so paid otherwise than for the purposes of research relating to the production, packing, handling, production or marketing of pears.".

Sub-section 17 (7)—

After "a person", insert "(other than the Corporation)".

Australian Shipping Commission Act 1956

Sub-section 19A (6)—

After "approved", insert "under sub-section (5)".

Australian Tourist Commission Act 1967

Sub-section 6 (1)—

Omit "10", substitute "12".

Sub-section 6 (4)—

Omit "8", substitute "10".

Sub-section 14 (5)—

Omit "6", substitute "7".

Australian Wine and Brandy Corporation Act 1980

Section 14—

Add at the end thereof the following sub-sections:

"(5) The Minister may, by writing signed by him, extend the period for which a member is entitled to hold office under sub-section (1), (3) or (4), being a member holding office immediately before the commencement of this sub-section, for a period not exceeding 2 years or for consecutive periods not exceeding in the aggregate 2 years.

SCHEDULE—continued

"(6) Whenever a vacancy occurs in the office of a member whose term of office has been extended under sub-section (5), a reference in sub-section (3) or (4) to the period for which the member was entitled to hold office shall be read as a reference to the period as so extended.".

Boy Scouts' Association Act 1924

Long title of Act—

Omit "Boy Scouts' Association", substitute "Scout Association".

Preamble—

(a) Omit the first paragraph of the Preamble, substitute the following paragraph:

"WHEREAS the Scout Association (in this Act referred to as the 'Association') was duly incorporated under the name of the Boy Scouts Association in the United Kingdom of Great Britain and Ireland by Royal Charter granted on 4 January 1912:".

(b) Omit the third paragraph of the Preamble, substitute the following paragraph:

"AND WHEREAS for providing and maintaining an efficient organization for promoting the objects of the Association, various Local Branches, including the Scout Association of Australia which was duly incorporated under the name of the Australian Boy Scouts Association by Royal Charter granted on 23 August 1967, have been formed under the power aforesaid in Australia:".

Section 1—

Repeal the section, substitute the following section:

Short title

"1. This Act may be cited as the *Scout Association Act 1924*.".

Section 2—

Omit " 'The Boy Scouts' Association' ", substitute "the 'Scout Association' ".

Broadcasting and Television Act 1942

Sub-section 4 (1), definition of "technical equipment"—

Omit the definition.

Sub-section 90AA (2)—

Omit the sub-section.

Sub-sections 90C (4), (5), (6) and (7)—

Omit the sub-sections.

Sub-sections 90F (3) and (4)—

Omit the sub-sections.

Sub-section 90L (5)—

Omit the sub-section.

Paragraph 90N (2) (a)—

Omit the paragraph.