ARTICLE IX

Proposals by the French Delegation

1. The French delegation proposes that in paragraph 5, line 1, the words "cooperate with each other" be deleted and replaced by the words "take measures".

2. The French delegation proposes that the last sentence of paragraph 5 be deleted and replaced by the following text:

Each contracting party shall, in particular, undertake to introduce the necessary measures to prohibit in its territory the improper use of distinctive geographical names of products of any other party, provided that such distinctive names are duly protected by such party and have been duly notified by the latter. Such notification shall list the documents issued by the competent authority of the country of origin as proof of the right to such names.

The import and export, warehousing, manufacture, circulation, sale or offer for sale of the aforesaid products shall be prohibited and forbidden if commercial marks, names, notices or other indications involving false or improper distinctive names appear either on the product itself or on casks, bottles, packing cases or crates containing them, or in invoices, way-bills, bills of lading or other commercial documents pertaining thereto, or in the advertisement thereof.

The prohibition to use a distinctive name to describe a product other than those really entitled to such name shall apply even when the real origin of the product is mentioned or when a false or improper name is qualified by such words as "kind", "type", "make", "rival" etc., or by any other specific or regional descriptive term.