



## CET WORKING DOCUMENT

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REFERENCE: **EXCO/NL07/CET/1101**

SUBJECT: Summary WIPO-Madrid Ad Hoc  
Working Group in Geneva,  
January 29 to February 2, 2007

MEETING: EXCO Amsterdam, The Netherlands

PURPOSE: Information

MEETING DATE: 3 – 6 June 2007

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DISTRIBUTION: All attendees

### EXECUTIVE SUMMARY

The work to improve the legal development of the Madrid System continues to succeed.

At present, the Madrid Protocol has 75 member countries, whilst the Madrid Agreement from April 15, 2007 only has 8 member countries.

The intention is that the System should be governed by one Treaty only, namely the Madrid Protocol.

In this respect a harmonization is required as well as clarification of some of the Articles.

1) The discussion in respect of the Safeguard Clause – Article 9 sexies – of the Madrid Protocol continued and a consensus was obtained that the Working Group should request the International Bureau to draft amendments based on the delegates' positions.

2) The Working Group also discussed some basic principles which should be taken into consideration in respect Article 4 bis (1) of the Madrid Agreement and of the Madrid Protocol – replacement - of a national or regional registration in the Office with an International Registration

and recommended that this work should be pursued, including the establishment of an Internet forum and at the same time the International Bureau would conduct a survey of Office practices which seem differ from the one country to the other.

3) Other matters involved:

a) a proposal for a new rule 1 bis, in order to avoid that a holder of an International Registration loses rights when a Contracting Party moves from one treaty to another.

b) level of services should commensurate with the Individual Fees Charged, the Length of the refusal period as well as the service level.

4) Future work:

The Working Group was requesting the International Bureau to organize a fourth session of the Working Group, tentatively from May 30 to June 1, 2007 to consider the items mentioned above as well as proposals submitted by Australia, Japan and Norway.