



RESOLUTION

EXCO/AU08/RES/1

"Grace Period for Unregistered Community Designs"

FICPI, the International Federation of Intellectual Property Attorneys, broadly representative of the free profession throughout the world, assembled at its Executive Committee held in Sydney, Australia from 13 April to 17 April, 2008, passed the following Resolution:

Recognising the benefit of the Unregistered Community Design Right,

Noting the apparent desire of the legislators to avoid the creation of unregistered rights in Europe for designs that are never disclosed within the geographical area of the European Union; and

Noting the frequent need for the first disclosure of designs, even by European design owners, to be outside the geographical area of the European Union;

Urges the European Union Legislators to amend the Council Regulation (E.C.) No. 6/2002 of December 12, 2001 on Community Designs to provide a novelty grace period for an unregistered Community design, similar to that allowed for a registered Community design, during the three month period preceding the commencement of the unregistered Community design right.