

No. 7359

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**CZECHOSLOVAKIA**  
and  
**GERMAN DEMOCRATIC REPUBLIC**

**Agreement concerning prolongation of periods of priority  
in connexion with inventions and trade marks. Signed  
at Prague, on 26 June 1958**

*Official texts: Czech and German.*

*Registered by Czechoslovakia on 6 August 1964.*

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**TCHÉCOSLOVAQUIE**  
et  
**RÉPUBLIQUE DÉMOCRATIQUE ALLEMANDE**

**Accord relatif à la prorogation des délais de priorité en  
matière d'inventions et de marques de fabrique ou de  
commerce. Signé à Prague, le 26 juin 1958**

*Textes officiels tchèque et allemand.*

*Enregistré par la Tchécoslovaquie le 6 août 1964.*

[TRANSLATION — TRADUCTION]

No. 7359. CZECHOSLOVAK-GERMAN AGREEMENT<sup>1</sup> CONCERNING PROLONGATION OF PERIODS OF PRIORITY IN CONNEXION WITH INVENTIONS AND TRADE MARKS. SIGNED AT PRAGUE, ON 26 JUNE 1958

The Czechoslovak Republic and the German Democratic Republic, being desirous of regulating the matters arising between the two States as a result of the reapplication by the German Democratic Republic of the Union Convention of Paris for the protection of industrial property and of the agreements supplementary thereto, have decided to conclude this Agreement :

*Article 1*

The time-limits for the deposit of applications for patents and for the registration and maintenance of trade marks laid down in article 4 of the Union Convention of Paris for the protection of industrial property of 20 March 1883<sup>2</sup> which were still effective on 1 January 1946, and the time-limits which began after that date but before 16 January 1956, shall be prolonged by both sides for one year after the entry into force of this Agreement, in favour of those persons in whom the rights recognized in the aforementioned Convention are vested.

*Article 2*

Applications for recognition of the rights as set forth in article 1 shall, unless already submitted after 1 January 1946, be filed not later than one year after the entry into force of this Agreement.

*Article 3*

Third parties who have utilised the invention in good faith after 1 January 1946 and up to the date of deposit of an application in which priority is claimed under article 1 shall be entitled to continue to utilise the invention, subject to the conditions laid down in domestic law.

<sup>1</sup> Came into force on 16 December 1958, the date of the exchange of notes confirming approval, in accordance with article 6.

<sup>2</sup> *British and Foreign State Papers*, Vol. 74, p. 44; Vol. 92, p. 807, and Vol. 104, p. 116; League of Nations, *Treaty Series*, LXXIV, p. 289; Vol. LXXXIII, p. 464; Vol. LXXXVIII, p. 366; Vol. XCII, p. 403; Vol. C, p. 246; Vol. CIV, p. 512; Vol. CVII, p. 506; Vol. CXVII, p. 185; Vol. CXXX, p. 448; Vol. CXXXIV, p. 405; Vol. CXXXVIII, p. 443; Vol. CXLVII, p. 335; Vol. CLVI, p. 205; Vol. CLXIV, p. 378; Vol. CXCII, p. 17; Vol. CCIV, p. 469, and Vol. CCV, p. 218; and United Nations, *Treaty Series*, Vol. 1, p. 269; Vol. 32, p. 406; Vol. 267, p. 393, and Vol. 343, p. 369.

*Article 4*

If an applicant claims priority under article 1 of this Agreement or under article 4 of the Union Convention of Paris, he shall be required to produce the certificate of priority or of origin only when expressly requested to do so.

*Article 5*

Each side shall grant to nationals of the other side protection in respect of internationally registered trade marks which are still valid and which were deposited between 8 May 1945 and 16 January 1956 with the International Bureau at Berne. The same recognition shall be extended to transfers, assignments and renewals.

*Article 6*

This Agreement is subject to approval in accordance with the domestic provisions of the Parties and shall enter into force upon the exchange of notes confirming approval.

This Agreement was drawn up at Prague on 26 June 1958, in duplicate in the Czech and German languages. Both texts are equally authentic.

For the Czechoslovak side :

A. ČEPIČKA

For the German side :

Max RÜFFLE

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