

1968/207



**THE PATENTS, DESIGNS, AND TRADE MARKS CONVENTION  
ORDER 1968**

ARTHUR PORRITT, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 29th day of October 1968

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 77 of the Patents Act 1953, section 20 of the Designs Act 1953, and section 72 of the Trade Marks Act 1953, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, and, in relation to the Cook Islands, at the request and with the consent of the Cook Islands Government, hereby orders and declares as follows:

ORDER

**1. Title**—This order may be cited as the Patents, Designs, and Trade Marks Convention Order 1968.

**2. Declaration of convention countries for all purposes of the Acts**—Each of the countries named in Part A of the First Schedule hereto is a convention country for the purposes of all the provisions of the Patents Act 1953, the Designs Act 1953, and the Trade Marks Act 1953 (hereinafter referred to as the Acts).

**3. Declaration of convention countries for certain purposes of the Acts**—Each of the countries named in Part B of the First Schedule hereto is a convention country for the purposes of all the provisions of the Acts with the exception of the provisions contained in section 79 of the Patents Act 1953.

**4. India and Pakistan**—Each of the following countries, namely, India and Pakistan is a convention country for the purposes of all the provisions of the Patents Act 1953 with the exception of the provisions contained in section 79 thereof, and for the purposes of all the provisions of the Designs Act 1953.

**5. Ecuador, Guatemala, and Costa Rica**—Each of the following countries, namely, Ecuador, Guatemala, and Costa Rica is a convention country for the purposes of all the provisions of the Designs Act 1953 and the Trade Marks Act 1953.

**6. Rhodesia and Nyasaland**—Any act or thing done after the date of the dissolution of the Federation of Rhodesia and Nyasaland in or in relation to any part of the territory previously included in that country shall be deemed to have been done in or in relation to a convention country for the purposes of the Acts.

**7. Application of order to Cook Islands, Niue, and Tokelau Islands**—This order shall be in force in the Cook Islands, Niue, and the Tokelau Islands.

**8. The Orders in Council referred to in the Second Schedule are hereby revoked.**

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## SCHEDULES

### FIRST SCHEDULE

#### CONVENTION COUNTRIES

##### PART A

*Convention Countries for All Purposes of the Acts*

Algeria  
 Argentina  
 Australia (and Papua, New Guinea, and Norfolk Island)  
 Austria  
 Belgium  
 Brazil  
 Bulgaria  
 Cameroon  
 Canada  
 Central African Republic  
 Ceylon  
 Chad  
 Congo (Brazzaville)  
 Cuba  
 Cyprus  
 Czechoslovakia  
 Dahomey  
 Denmark (and Faroe Islands)  
 Dominican Republic  
 Federal Republic of Germany (and Land Berlin)  
 Finland  
 France (and all territories of the French Republic)  
 Gabon  
 Greece  
 Haiti  
 Hungary  
 Iceland  
 Indonesia

FIRST SCHEDULE—*continued*

Iran  
Ireland, Republic of  
Israel  
Italy  
Ivory Coast  
Japan  
Kenya  
Laos  
Lebanon  
Liechtenstein  
Luxembourg  
Madagascar  
Malawi  
Malta  
Mauritania  
Mexico  
Monaco  
Morocco  
Nauru  
Netherlands (and Surinam and Netherlands Antilles)  
Niger  
Nigeria  
Norway  
Philippines  
Poland  
Portugal (including the Azores and Madeira)  
Roumania  
San Marino  
Senegal  
South Africa  
Southern Rhodesia  
Spain (and colonies)  
Sweden  
Switzerland  
Syrian Arab Republic  
Tanzania  
Togo  
Trinidad and Tobago  
Tunisia  
Turkey  
Uganda  
Union of Soviet Socialist Republics  
United Arab Republic  
United Kingdom of Great Britain and Northern Ireland and Bahamas  
United States of America (and Puerto Rico, Virgin Islands, American Samoa, and Guam)  
Upper Volta  
Uruguay  
Vatican City  
Republic of Vietnam  
Yugoslavia  
Zambia

## PART B

*Convention Countries for All Purposes of the Acts except Section 79 of the Patents Act 1953*Estonia  
Latvia

## SECOND SCHEDULE

## ORDERS IN COUNCIL REVOKED

Title	Published in Statutory Regulations Serial Number
The Patents, Designs, and Trade Marks Convention Order 1940	1940/57
The Patents, Designs, and Trade Marks Convention Order 1940, Amendment No. 1	1950/8
The Patents, Designs, and Trade Marks Convention Order 1940, Amendment No. 2	1950/177
The Patents, Designs, and Trade Marks Convention Order 1940, Amendment No. 3	1953/19
The Patents, Designs, and Trade Marks Convention Order 1940, Amendment No. 4	1954/42
The Patents, Designs, and Trade Marks Convention Order 1940, Amendment No. 5	1960/144
The Patents, Designs, and Trade Marks Convention Order 1940, Amendment No. 6	1961/69
The Patents, Designs, and Trade Marks Convention Order 1940, Amendment No. 7	1963/167

P. J. BROOKS,  
Clerk of the Executive Council.

## EXPLANATORY NOTE

*This note is not part of the order, but is intended to indicate its general effect.*

The countries mentioned in the order are declared to be convention countries for the purposes of the Patents Act 1953, the Designs Act 1953, and the Trade Marks Act 1953. The countries named in the First Schedule to the order are declared to be convention countries by reason of their membership of the Paris Union, which was established by the Paris Convention for the Protection of Industrial Property of 20 March 1883. Those countries named in Part A of the First Schedule have adhered to either the Hague, London, or Lisbon revisions of the Convention and are convention countries for all the purposes of the said Acts. The countries named in Part B of the First Schedule have adhered to the Washington revision only, and are not convention countries for the purposes of section 79 of the Patents Act 1953 relating to the possible infringement of patents by visiting vessels, aircraft, or land vehicles.

India and Pakistan are convention countries for the purposes mentioned in clause 4 of the above order pursuant to arrangements made with India in 1921. Ecuador, Guatemala, and Costa Rica are convention countries for the purposes mentioned in clause 5 of the order pursuant to treaties made with the United Kingdom, being treaties to which New Zealand acceded.

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Issued under the authority of the Regulations Act 1936.  
Date of notification in *Gazette*: 31 October 1968.  
This order is administered in the Department of Justice.