

439<sup>th</sup> Decree of the Federal Minister for Economic Affairs, amending the Semiconductor Protection Decree as published in Federal Law Gazette No. 528/1988

Pursuant to Section 9, para 4 and Section 10, para 4 of the Semiconductor Protection Law, Federal Law Gazette No 372/1988, in the latest version of the 1996 Semiconductor Protection Law Amendment as published in Federal Law Gazette No 428/1996, it is hereby decreed:

The Semiconductor Protection Decree as published in Federal Law Gazette No 528/1988 shall be amended as follows:

1. Section 2, para 1 shall read:

"(1) The request for registration of protection of the topography into The Semiconductor Protection Register (Section 9, para 2, 2 1 HlSchG) must contain

1. the name and address of the applicant and, where appropriate, his/her representative.

2. with natural persons the nationality or the permanent domicile, with legal persons of companies of equal status as legal persons according to Section 5, para 1 HlSchG the real and not only a pro forma industrial or commercial establishment."

2. Section 2, para 4 shall read:

"(4) Where the entitlement is based on Section 3, para 3 of the Semiconductor Protection Law, information on the nationality and the permanent domicile or the location of the real and not only a proforma industrial or commercial establishment of the person

originally entitled in accordance with Section 3, paras 1 or 2 of the Semiconductor Law are required, on the exclusive authorization given by the latter to commercially exploit the topography other than confidentially within the entire scope of the Agreement on the European Economic Area, as well as on the date of the first commercial exploitation of the topography other than confidentially in a Member-State of the European Union or another state who is a party to the Agreement on the European Economic Area."

3. Section 6 shall read:

"Section 6 (1) This decree shall enter into force as at October 1<sup>st</sup>, 1988

(2) Section 2, paras 1 and 4 in the version of the decree as published in Federal Law Gazette No 439/1996 shall enter into force simultaneously with the entering into force of the 1996 Semiconductor Protection Law Amendment as published in Federal Law Gazette No 428/1996."