



10 July 2020

(20-4745)

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**Council for Trade-Related Aspects of
Intellectual Property Rights**

Original: English

**NOTIFICATION OF LAWS AND REGULATIONS
UNDER ARTICLE 63.2 OF THE TRIPS AGREEMENT**

HONG KONG, CHINA: NATIONAL ANTHEM ORDINANCE (ORD. NO. 2 OF 2020)

Notifying Member	HONG KONG, CHINA
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Details of the notified legal text

Title	National Anthem Ordinance (Ord. No. 2 of 2020)
Subject matter	Industrial property (general); Trademarks
Nature of notification	<input type="checkbox"/> Main dedicated intellectual property law or regulation <input checked="" type="checkbox"/> Other law or regulation
Link to legal text*	https://ip-documents.info/2020/IP/HKG/20_4119_00_e.pdf
Notification status	<input checked="" type="checkbox"/> First notification <input type="checkbox"/> Amendment or revision to notified legal text <input type="checkbox"/> Replacement or consolidation of notified legal text(s)
Previous notification(s) referred to	n.a.
Brief description of the notified legal text	
<p>Before the enactment of the National Anthem Ordinance, under section 11(6) of the Trade Marks Ordinance (Cap. 559), a trade mark shall not be registered if it consists of or contains the national flag or emblem of the People's Republic of China, or the regional flag or emblem of the Hong Kong Special Administrative Region, or the designs of such flags and emblems. The National Anthem Ordinance makes a consequential amendment to section 11 of the Trade Marks Ordinance (Cap. 559) to extend its application to the national anthem of the People's Republic of China.</p>	
Language(s) of notified legal text	English
Entry into force	12 June 2020
Other date	

Notification details

Submission date of notification	3 July 2020
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Other information	Please see below the previous notifications in relation to the Trade Marks Ordinance (Cap. 559): IP/N/1/HKG/T/7 , IP/N/1/HKG/31 ; IP/N/1/HKG/T/6 , IP/N/1/HKG/27 ; IP/N/1/HKG/T/4/Add.5 ; IP/N/1/HKG/T/4/Add.4 ; IP/N/1/HKG/T/4/Add.3 ; IP/N/1/HKG/T/4/Add.2 ; IP/N/1/HKG/D/2/Add.4 , IP/N/1/HKG/P/3/Add.5 , IP/N/1/HKG/T/4/Add.1 ; IP/N/1/HKG/T/4
Agency or authority responsible	Intellectual Property Department Government of Hong Kong, China Tel: (852) 2961 6901 Fax: (862) 2838 6082 Email: enquiry@ipd.gov.hk

* Links are provided to texts of laws and regulations notified under the TRIPS Agreement in the form supplied by the Member concerned; the WTO Secretariat does not endorse or revise their content.