

**Reprint
as at 10 November 2000**



**Patents, Designs, and Trade Marks
Convention Order 2000**

(SR 2000/236)

Michael Hardie Boys, Governor-General

Order in Council

At Wellington this 6th day of November 2000

Present:

The Right Hon Helen Clark presiding 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 on the advice and with the consent of the Executive Council, and, in relation to Niue, at the request and with the consent of the Cabinet Ministers of Niue, makes the following order.

Note

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this reprint.

A general outline of these changes is set out in the notes at the end of this reprint, together with other explanatory material about this reprint.

This order is administered by the Ministry of Economic Development.

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Order

- 1 Title**
This order is the Patents, Designs, and Trade Marks Convention Order 2000.
 - 2 Commencement**
This order comes into force on the 28th day after the date of its notification in the *Gazette*.
 - 3 Convention countries**
Each of the countries named in the Schedule 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.
 - 4 Application of order to Niue and Tokelau**
This order is in force in Niue and Tokelau.
 - 5 Revocation**
The Patents, Designs, and Trade Marks Convention Order 1999 (SR 1999/274) is revoked.
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**Schedule
Convention countries**

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Albania
Algeria
Angola
Antigua and Barbuda
Argentina
Armenia
Australia (and Norfolk Island)
Austria
Azerbaijan
Bahamas
Bahrain
Bangladesh
Barbados
Belarus
Belgium
Belize
Benin
Bolivia
Bosnia and Herzegovina
Botswana
Brazil
Brunei Darussalam
Bulgaria
Burkina Faso
Burundi
Cambodia
Cameroon
Canada
Central African Republic
Chad
Chile
China

Colombia
Congo
Congo, Democratic Republic of
Costa Rica
Côte d'Ivoire
Croatia
Cuba
Cyprus
Czech Republic
Denmark (and Faroe Islands)
Djibouti
Dominica
Dominican Republic
Egypt, Arab Republic of
El Salvador
Equador
Equatorial Guinea
Estonia
European Communities
Fiji
Finland
France (including all overseas departments and territories)
Gabon
Gambia
Georgia
Germany, Federal Republic of
Ghana
Greece
Grenada
Guatemala
Guinea
Guinea-Bissau
Guyana
Haiti

Holy See (Vatican City)
Honduras
Hong Kong, China
Hungary
Iceland
India
Indonesia
Iran, Islamic Republic of
Iraq
Ireland
Israel
Italy
Jamaica
Japan
Jordan
Kazakhstan
Kenya
Korea, Democratic People's Republic of
Korea, Republic of
Kuwait
Kyrgyzstan, Republic of
Lao People's Democratic Republic
Latvia
Lebanon
Lesotho
Liberia
Libyan Arab Jamahiriya
Liechtenstein
Lithuania
Luxembourg
Macau, China
Macedonia, Former Yugoslav Republic of
Madagascar
Malawi

Malaysia
Maldives
Mali
Malta
Mauritania
Mauritius
Mexico
Moldova, Republic of
Monaco
Mongolia
Morocco
Mozambique
Myanmar
Namibia
Netherlands (and Netherlands Antilles and Aruba)
Nicaragua
Niger
Nigeria
Norway
Oman
Pakistan
Panama
Papua New Guinea
Paraguay
Peru
Philippines
Poland
Portugal (including the Azores and Madeira)
Qatar
Romania
Russian Federation
Rwanda
Saint Kitts and Nevis
Saint Lucia

Saint Vincent and the Grenadines
San Marino
Sao Tome and Principe
Senegal
Sierra Leone
Singapore
Slovak Republic
Slovenia
Solomon Islands
South Africa
Spain (and colonies)
Sri Lanka
Sudan
Suriname
Swaziland
Sweden
Switzerland
Syrian Arab Republic
Taiwan
Tajikistan
Tanzania, United Republic of
Thailand
Togo
Trinidad and Tobago
Tunisia
Turkey
Turkmenistan
Uganda
Ukraine
United Arab Emirates
United Kingdom (and the Isle of Man)
United States of America (and all territories and possessions of the
United States, including Puerto Rico)
Uruguay

Uzbekistan
Venezuela
Vietnam
Zambia
Zimbabwe

Marie Shroff,
Clerk of the Executive Council.

Explanatory note

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

This order, which comes into force on the 28th day after the date of its notification in the *Gazette*, specifies the countries that are convention countries for the purposes of the Patents Act 1953, the Designs Act 1953, and the Trade Marks Act 1953. It brings up to date and replaces the list of convention countries in the Patents, Designs, and Trade Marks Convention Order 1999.

The changes made to the 1999 order are—

- Dominica, European Communities, Oman, and Taiwan are added to the list of convention countries:
- the reference to the Republic of Bosnia and Herzegovina is replaced with a reference to Bosnia and Herzegovina:
- the reference to Hong Kong is replaced with a reference to Hong Kong, China:
- the reference to the Kyrgyz Republic is replaced with a reference to the Republic of Kyrgyzstan:
- the reference to Laos is replaced with a reference to the Lao People's Democratic Republic:
- the reference to Macau is replaced with a reference to Macau, China:
- the reference to Moldova is replaced with a reference to the Republic of Moldova:

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- the reference to the Netherlands (and Netherlands Antilles) is replaced with a reference to the Netherlands (and Netherlands Antilles and Aruba).

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 9 November 2000.

Contents

- 1 General
 - 2 Status of reprints
 - 3 How reprints are prepared
 - 4 Changes made under section 17C of the Acts and Regulations Publication Act 1989
 - 5 List of amendments incorporated in this reprint (most recent first)
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Notes**1 *General***

This is a reprint of the Patents, Designs, and Trade Marks Convention Order 2000. The reprint incorporates all the amendments to the order as at 10 November 2000, as specified in the list of amendments at the end of these notes.

Relevant provisions of any amending enactments that have yet to come into force or that contain relevant transitional or savings provisions are also included, after the principal enactment, in chronological order.

2 *Status of reprints*

Under section 16D of the Acts and Regulations Publication Act 1989, reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by the amendments to that enactment. This presumption applies even though editorial changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in the reprint.

This presumption may be rebutted by producing the official volumes of statutes or statutory regulations in which the principal enactment and its amendments are contained.

3 *How reprints are prepared*

A number of editorial conventions are followed in the preparation of reprints. For example, the enacting words are not included in Acts, and provisions that are repealed or revoked are omitted. For a detailed list of the editorial conventions,

see <http://www.pco.parliament.govt.nz/editorial-conventions/>
or Part 8 of the *Tables of New Zealand Acts and Ordinances
and Statutory Regulations and Deemed Regulations in Force*.

4 Changes made under section 17C of the Acts and Regulations Publication Act 1989

Section 17C of the Acts and Regulations Publication Act 1989 authorises the making of editorial changes in a reprint as set out in sections 17D and 17E of that Act so that, to the extent permitted, the format and style of the reprinted enactment is consistent with current legislative drafting practice. Changes that would alter the effect of the legislation are not permitted. A new format of legislation was introduced on 1 January 2000. Changes to legislative drafting style have also been made since 1997, and are ongoing. To the extent permitted by section 17C of the Acts and Regulations Publication Act 1989, all legislation reprinted after 1 January 2000 is in the new format for legislation and reflects current drafting practice at the time of the reprint.

In outline, the editorial changes made in reprints under the authority of section 17C of the Acts and Regulations Publication Act 1989 are set out below, and they have been applied, where relevant, in the preparation of this reprint:

- omission of unnecessary referential words (such as “of this section” and “of this Act”)
- typeface and type size (Times Roman, generally in 11.5 point)
- layout of provisions, including:
 - indentation
 - position of section headings (eg, the number and heading now appear above the section)
- format of definitions (eg, the defined term now appears in bold type, without quotation marks)
- format of dates (eg, a date formerly expressed as “the 1st day of January 1999” is now expressed as “1 January 1999”)
- position of the date of assent (it now appears on the front page of each Act)

- punctuation (eg, colons are not used after definitions)
- Parts numbered with roman numerals are replaced with arabic numerals, and all cross-references are changed accordingly
- case and appearance of letters and words, including:
 - format of headings (eg, headings where each word formerly appeared with an initial capital letter followed by small capital letters are amended so that the heading appears in bold, with only the first word (and any proper nouns) appearing with an initial capital letter)
 - small capital letters in section and subsection references are now capital letters
- schedules are renumbered (eg, Schedule 1 replaces First Schedule), and all cross-references are changed accordingly
- running heads (the information that appears at the top of each page)
- format of two-column schedules of consequential amendments, and schedules of repeals (eg, they are rearranged into alphabetical order, rather than chronological).

5 *List of amendments incorporated in this reprint
(most recent first)*
