



**ΠΑΡΑΡΤΗΜΑ ΠΡΩΤΟ**  
**ΤΗΣ ΕΠΙΣΗΜΗΣ ΕΦΗΜΕΡΙΔΑΣ ΤΗΣ ΔΗΜΟΚΡΑΤΙΑΣ**  
Αρ. 3093 της 18ης ΟΚΤΩΒΡΙΟΥ 1996  
**ΝΟΜΟΘΕΣΙΑ**

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**ΜΕΡΟΣ ΙΙΙ**

**Ο περί της Συνθήκης για το Δίκαιο των Εμπορικών Σημάτων (Κυρωτικός) Νόμος του 1996 εκδίδεται με δημοσίευση στην Επίσημη Εφημερίδα της Κυπριακής Δημοκρατίας σύμφωνα με το Άρθρο 52 του Συντάγματος.**

Αριθμός 12(ΙΙΙ) του 1996

**ΝΟΜΟΣ ΠΟΥ ΚΥΡΩΝΕΙ ΤΗ ΣΥΝΘΗΚΗ ΤΟΥ 1994 ΓΙΑ ΤΟ ΔΙΚΑΙΟ  
ΤΩΝ ΕΜΠΟΡΙΚΩΝ ΣΗΜΑΤΩΝ**

Η Βουλή των Αντιπροσώπων ψηφίζει τα ακόλουθα:

1. Ο παρών Νόμος θα αναφέρεται ως ο περί της Συνθήκης για το Δίκαιο των Εμπορικών Σημάτων (Κυρωτικός) Νόμος του 1996. Συνοπτικός  
τίτλος.

2. Στον παρόντα Νόμο, εκτός αν από το κείμενο προκύπτει διαφορετική έννοια— Ερμηνεία.

“Συνθήκη” σημαίνει τη Συνθήκη για το Δίκαιο των Εμπορικών Σημάτων, που έγινε στη Γενεύη στις 27 Οκτωβρίου 1994, και περιλαμβάνει τους προσαρτημένους σ’ αυτή σχετικούς Κανονισμούς.

3. Με τον παρόντα Νόμο κυρώνεται η Συνθήκη, της οποίας το αυθεντικό κείμενο στην αγγλική εκτίθεται στο Μέρος Ι του Πίνακα και σε ελληνική μετάφραση στο Μέρος ΙΙ αυτού: Κύρωση της  
Συνθήκης.  
Πίνακας  
Μέρος Ι  
Μέρος ΙΙ.

Νοείται ότι σε περίπτωση διαφοράς μεταξύ του κειμένου του Μέρους Ι και εκείνου του Μέρους ΙΙ του Πίνακα θα υπερισχύει το κείμενο που εκτίθεται στο Μέρος Ι αυτού.

N. 12(III)/96

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ΠΙΝΑΚΑΣ

(Άρθρο 3)

ΜΕΡΟΣ Ι

Trademark Law Treaty  
and  
Regulations

Done at Geneva on October 27, 1994



World Intellectual Property Organization

GENEVA 1994

**TRADEMARK LAW TREATY****List of Articles**

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## Article 1

### Abbreviated Expressions

For the purposes of this Treaty, unless expressly stated otherwise:

(i) "Office" means the agency entrusted by a Contracting Party with the registration of marks;

(ii) "registration" means the registration of a mark by an Office;

(iii) "application" means an application for registration;

(iv) references to a "person" shall be construed as references to both a natural person and a legal entity;

(v) "holder" means the person whom the register of marks shows as the holder of the registration;

(vi) "register of marks" means the collection of data maintained by an Office, which includes the contents of all registrations and all data recorded in respect of all registrations, irrespective of the medium in which such data are stored;

(vii) "Paris Convention" means the Paris Convention for the Protection of Industrial Property, signed at Paris on March 20, 1883, as revised and amended;

(viii) "Nice Classification" means the classification established by the Nice Agreement Concerning the International Classification of Goods and Services for the Purposes of the Registration of Marks, signed at Nice on June 15, 1957, as revised and amended;

(ix) "Contracting Party" means any State or intergovernmental organization party to this Treaty;

(x) references to an "instrument of ratification" shall be construed as including references to instruments of acceptance and approval;

(xi) "Organization" means the World Intellectual Property Organization;

(xii) "Director General" means the Director General of the Organization;

(xiii) "Regulations" means the Regulations under this Treaty that are referred to in Article 17.

## Article 2

### Marks to Which the Treaty Applies

(1) [ *Nature of Marks* ] (a) This Treaty shall apply to marks consisting of visible signs, provided that only those Contracting Parties which accept for registration three-dimensional marks shall be obliged to apply this Treaty to such marks.

(b) This Treaty shall not apply to hologram marks and to marks not consisting of visible signs, in particular, sound marks and olfactory marks.

(2) [ *Kinds of Marks* ] (a) This Treaty shall apply to marks relating to goods (trademarks) or services (service marks) or both goods and services.

(b) This Treaty shall not apply to collective marks, certification marks and guarantee marks.

## Article 3

### Application

(1) [ *Indications or Elements Contained in or Accompanying an Application; Fee* ] (a) Any Contracting Party may require that an application contain some or all of the following indications or elements:

(i) a request for registration;

(ii) the name and address of the applicant;

(iii) the name of a State of which the applicant is a national if he is the national of any State, the name of a State in which the applicant has his domicile, if any, and the name of a State in which the applicant has a real and effective industrial or commercial establishment, if any;

(iv) where the applicant is a legal entity, the legal nature of that legal entity and the State, and, where applicable, the territorial unit within that State, under the law of which the said legal entity has been organized;

(v) where the applicant has a representative, the name and address of that representative;