

No. 5673

**UNITED STATES OF AMERICA
and
PORTUGAL**

**Agreement to facilitate interchange of patent rights and
technical information for defense purposes. Signed at
Lisbon, on 31 October 1960**

Official texts : English and Portuguese.

Registered by the United States of America on 14 April 1961.

**ÉTATS-UNIS D'AMÉRIQUE
et
PORTUGAL**

**Accord en vue de faciliter l'échange de brevets d'invention
et de renseignements techniques pour les besoins de
la défense. Signé à Lisbonne, le 31 octobre 1960**

Textes officiels anglais et portugais.

Enregistré par les États-Unis d'Amérique le 14 avril 1961.

NO. 5673. AGREEMENT¹ BETWEEN THE UNITED STATES OF AMERICA AND PORTUGAL TO FACILITATE INTERCHANGE OF PATENT RIGHTS AND TECHNICAL INFORMATION FOR DEFENSE PURPOSES. SIGNED AT LISBON, ON 31 OCTOBER 1960

The Government of the United States of America and the Government of Portugal,

Having agreed in the Mutual Defense Assistance Agreement signed in Washington on January 5, 1951,² to negotiate, upon the request of either of them, appropriate arrangements between them respecting patents and technical information ;

Desiring generally to assist in the production of equipment and materials for defense, by facilitating and expediting the interchange of patent rights and technical information ; and

Acknowledging that the rights of private owners of patents and technical information should be fully recognized and protected in accordance with the law applicable to such patents and technical information ;

Have agreed as follows :

Article I

Each Contracting Government shall, whenever practicable without undue limitation of, or impediment to, defense production, facilitate the use of patent rights, and encourage the flow and use of privately-owned technical information, as defined in Article VIII, for defense purposes :

(a) through the medium of any existing commercial relationships between the owner of such patent rights and technical information and those in the other country having the right to use such patent rights and technical information ; and

(b) in the absence of such existing relationships, through the creation of such relationships by the owner and the user in the other country,

provided that, in the case of classified information, such arrangements are permitted by the laws and security requirements of both Governments, and provided further that the terms of all such arrangements shall remain subject to the applicable laws of the two countries.

¹ Came into force on 31 October 1960, the date of signature, in accordance with article IX.

² United Nations, *Treaty Series*, Vol. 133, p. 75.