

法規名稱：ARRANGEMENT ON COOPERATION CONCERNING MUTUAL RECOGNITION OF INTELLECTUAL PROPERTY RIGHTS BETWEEN THE TAIPEI REPRESENTATIVE OFFICE IN THE UNITED KINGDOM AND THE BRITISH TRADE AND CULTURAL OFFICE IN TAIPEI

簽訂日期：民國 89 年 03 月 20 日

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In the light of the importance of international cooperation on industrial property in supporting the development of industry, technology and the economy, the British Trade and Cultural office in Taipei and the Taipei Representative Office in the United Kingdom, acting on behalf of the relevant authorities in the United Kingdom and Taiwan respectively, hereby establish the arrangement set out below :

- 1.The relevant authorities of each side will accept that any natural or legal person of Taiwan or the United Kingdom, who has filed an application for a patent or for the registration of an industrial design in the United Kingdom or an application for an invention patent, utility model, or design patent in Taiwan or an application for a patent, including the various kinds of industrial patents recognised by their respective laws, in a country which is a party to the Paris Convention for the Protection of Industrial Property or a member of the World Trade Organization and also has a reciprocal priority arrangement with Taiwan on or after 20 March 2000, or his successor in title, will enjoy, for the purpose of filing with authorities of the other side, a right of priority. Each authority will act in accordance with Article 4 of the Paris Convention for the Protection of Industrial Property for the purpose of implementing this provision.
- 2.The relevant authorities of each side will receive applications for patents and accordingly grant patents for inventions relating to new micro-organisms when filed by any natural or legal person of Taiwan or the United Kingdom, as the case may be.
- 3.The relevant authorities of each side will recognise for the

purpose of patent disclosure, micro-organisms deposited in accordance with the relevant provisions applicable in the United Kingdom or Taiwan, as the case may be. The authorities in the United Kingdom will recognise micro-organisms deposited in any institution, which at all relevant times carries out the functions of receiving, accepting and storing micro-organisms and the furnishing of samples thereof in an objective and impartial manner. The authorities in Taiwan will recognise micro-organisms deposited in any deposit institute designated or recognised by the patent authority.

4. The relevant authorities of each side will extend the protection conferred by a patent for certain technologies for a maximum of 5 years after the expiry of the normal, full term of that patent in accordance with the relevant provisions applicable in the United Kingdom or Taiwan, as the case may be. In the United Kingdom such extensions shall be granted as Supplementary Protection Certificates under Council Regulation (EEC) No. 1768/92 for medicinal products and Council Regulation (EEC) No. 1610/96 for plant protection products. In Taiwan such extensions shall be granted in accordance with Article 51 of the Patent Law for pharmaceutical and pesticide inventions.

5. This arrangement will come into effect on signature.

6. IN WITNESS WHEREOF, the undersigned, being duly authorized, have signed this arrangement.

DONE at Taipei on 20 March 2000 in duplicate in Chinese and English languages, both texts having equal validity.

For the British. Trade and
Cultural Office

For the Taipei
Representative Office