

Article 4

Effects of International Registration

- (1) (a) From the date of the registration or recordal effected in accordance with the provisions of Articles 3 and 3ter, the protection of the mark in each of the Contracting Parties concerned shall be the same as if the mark had been deposited direct with the Office of that Contracting Party. If no refusal has been notified to the International Bureau in accordance with Article 5(1) and (2) or if a refusal notified in accordance with the said Article has been withdrawn subsequently, the protection of the mark in the Contracting Party concerned shall, as from the said date, be the same as if the mark had been registered by the Office of that Contracting Party.
 - (b) The indication of classes of goods and services provided for in Article 3 shall not bind the Contracting Parties with regard to the determination of the scope of the protection of the mark.
- (2) Every international registration shall enjoy the right of priority provided for by Article 4 of the Paris Convention for the Protection of Industrial Property, without it being necessary to comply with the formalities prescribed in Section D of that Article.

Article 4bis

Replacement of a National or Regional Registration by an International Registration

- (1) Where a mark that is the subject of a national or regional registration in the Office of a Contracting Party is also the subject of an international registration and both registrations stand in the name of the same person, the international registration is deemed to replace the national or regional registration, without prejudice to any rights acquired by virtue of the latter, provided that
- (i) the protection resulting from the international registration extends to the said Contracting Party under Article 3ter(1) or (2),
 - (ii) all the goods and services listed in the national or regional registration are also listed in the international registration in respect of the said Contracting Party,
 - (iii) such extension takes effect after the date of the national or regional registration.
- (2) The Office referred to in paragraph (1) shall, upon request, be required to take note in its register of the international registration.