

**EXCHANGE OF NOTES BETWEEN THE GOVERNMENT OF CANADA AND
THE GOVERNMENT OF THE REPUBLIC OF KOREA CONSTITUTING
AN AGREEMENT WITH RESPECT TO THE PROTECTION OF INDUS-
TRIAL PROPERTY**

I

*The Secretary of State for External Affairs of Canada to the Minister of Foreign
Affairs of the Republic of Korea*

OTTAWA, K1A 0G2

February 13, 1979

No. FLA-501

Excellency,

I have the honour to refer to conversations which have recently taken place between representatives of the Government of Canada and the Government of the Republic of Korea with respect to the conclusion of an agreement for the granting and protection of rights on patents of invention, utility models, industrial designs and trademarks to nationals of the other country. The agreement reached as a result of these conversations is the following:

1. Nationals, residents and legal entities created by operation of law of either country shall, within the territory of the other country, be permitted to enjoy the same rights as are given to nationals, residents and legal entities created by operation of law of the other country with respect to rights for registration and protection of patents of invention, utility models, industrial designs and trademarks regardless of whether they have a domicile or an establishment in such other country.

2. Nationals, residents and legal entities created by operation of law of either country who have duly filed an application for patents of invention, or for the registration of utility models and of designs in the other country shall enjoy, for the purpose of filing in that country, a right of priority during the period provided for by the relevant laws and regulations of the other country.

3. In order to ensure the protection referred to in paragraph 1, nationals, residents and legal entities created by operation of law of either country shall be subject to the laws and regulations of the country in which the protection is requested.

If the foregoing terms are acceptable to the Government of the Republic of Korea, I have the honour to propose that the present Note, which is authentic in English and French, and Your Excellency's reply, in Korean and English, to that effect shall be regarded as constituting an Agreement between our two Governments which shall enter into force on the date of Your Excellency's reply thereto and shall