

WORLD TRADE ORGANIZATION

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**Council for Trade-Related Aspects
of Intellectual Property Rights**

Original: Spanish

MAIN DEDICATED INTELLECTUAL PROPERTY LAWS AND REGULATIONS NOTIFIED UNDER ARTICLE 63.2 OF THE AGREEMENT

SPAIN

By means of a communication dated 11 April 2002, Spain notified, under Article 63.2 of the Agreement, the text¹ of Trademark Law No. 17/2001 of 7 December. It establishes a new legal regime to govern distinctive signs in Spain, incorporating the provisions of community and international law by which the Spanish State is bound, and contains substantive and procedural provisions that practice has shown to be advisable. It will enter into force on 31 July 2002 except for the provisions of Title V, Article 85, third, fourth, eighth, tenth, eleventh, thirteenth, fourteenth and fifteenth additional provisions, which entered into force on 9 December 2001.

The third additional provision of the Law amends Articles 125, by adding a new paragraph 3, and 155 of Patent Law No. 11/1986. The thirteenth additional provision amends Articles 3.1, 4 and 5 of Law No. 17/1975 on the establishment of the Autonomous Industrial Property Register Agency.

As from its entry into force, the new Law repeals Trademark Law No. 32/1988 of 10 November; Title IX, Chapter II of the Industrial Property Charter, approved by Royal Decree-Law of 26 July 1929, in respect of trademarks, trade names and labels; Article 11.4, in respect of trademarks, trade names and labels, and letter (b) of the second paragraph of Article 11.5 of Law No. 17/1975 of 2 May on the establishment of the Autonomous Industrial Property Register Agency; Article 2 of Royal Decree-Law No. 8/1998 of 31 July on urgent measures concerning industrial property; the sixth and seventh additional provisions and the second transitional provision of Law No. 14/1999 of 4 May on Public Fees and Prices for services rendered by the Council for Nuclear Safety.

The text of the Law is reproduced below.

¹ In Spanish only.

