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Application of the provisions on a priority claim under the Paris Convention, etc. to a new application for design registration resulting from conversion of its original application

1. An applicant may enjoy the application of the provisions on a priority claim under the Paris Convention, etc. to a new application for design registration resulting from conversion of its original application in the following cases:

(1) The applicant has: filed, at the time of filing the new application for design registration, a document under the provisions on the procedures for a priority claim for the original patent application or the original application for utility model registration; and also filed a certificate within the predetermined period (→15.03).

The applicant may enjoy the application of this provision only when the applicant has filed the original patent application or the original application for utility model registration within six months from the filing date of the earliest application (the filing date of the application in the first country).

(2) The applicant has: filed only a document through the procedures for a priority claim for the original patent application or the original application for utility model registration; and also undertaken the conversion of the application within three months from the filing date of the original patent application or the original application for utility model registration.

In this case, concerning the new application for design registration, the applicant must file a certificate within the predetermined period from the filing date of the original application (→15.03).

However, this is limited to the case where the applicant has filed the original patent application or the original application for utility model registration within six months from the filing date of the earliest application (the filing date of the application in the first country) (→Main 15.06).