

1. Under United State Right of Priority Under 35 U.S.C. 119)--

Applicant is advised of possible benefits under 35 U.S.C. 119, wherein an application for patent filed in the United States may be entitled to the benefit of the filing date of a prior application filed in a foreign country. The right of priority originated in a multilateral treaty of 1883, to which the United States adhered in 1887, known as the Paris Convention for the Protection of Industrial Property (Paris Convention). The treaty is administered by the World Intellectual Property Organization (WIPO) at Geneva, Switzerland.

*Fortunately, As* HK and China already be RECOGNIZED COUNTRIES OF FOREIGN FILING as HK and China are under list of countries with respect to which the right of priority referred to in 35 U.S.C. 119(a)-(d) has been recognized that we had the basis for priority in the case of these countries is the Paris Convention for the Protection of Industrial Property (613 O.G. 23, 53 Stat. 1748).

But HK should strive like Taiwan as an Independent Status with US like United States and Taiwan signed an agreement on priority for patent and trademark applications on April 10, 1996, and Taiwan is now a country for which the right of priority is recognized in the United States. Applicants seeking patent protection in the United States may avail themselves of the right of priority based on patent applications filed in Taiwan, on or after April 10, 1996.

2. Community Design Registration Procedure:--

i. Suggest HK Government develop a Department or support some Independent skilled legal associates to assist Small & Medium Enterprise in nearly all jurisdictions worldwide in a proactive and cost-effective manner when filing their design application overseas.

ii. As well as obtaining British, European and Australian Community design protection, also support to obtain design protection in many other countries.

iii. As at present in most industrialised nations are party to the Paris Convention, there is an international treaty allowing the filing date of an earlier application in another country to be claimed. This claiming priority, and the earlier application, priority application are only applied to those industrialized nations which are party to the Paris Convention. What about other countries beyond these??

Suggest HK should join with China to contact with those countries beyond this party under Paris Convention get more export opportunities for us.

3. Define clearly and have rule on the Limitations and some important critics on intellectual property:--

i. Free culture movement, especially point at intellectual monopolies on those harming health, preventing progress, and benefiting concentrated interests to the detriment of the masses, and lead/argue or claim that the public interest is harmed by ever expansive monopolies in the form of copyright extensions, software patents and business method patents.

4. Involve the some committee member on public business, social and cultural communities to judge against the new patented designs/intellectual property should involve some " Defined Social Rights aim to eliminate/resolve conflicts which may exist between the respect for and implementation of current intellectual property systems and international human rights. At present there may have some intellectual properties which tends to be solely governed by economic goals and are advertised this economic goal to be viewed primarily as a major feature as a common social product;

Suggest intellectual property /patent system to added and conform to human rights laws and Social Rights. According to provide power to these Committee like ICAC, when some patented systems fail to do so, the Patent/Intellectual Property owner are risk to infringe upon the human right law or Social Rights

(e.g. to food and health, and to cultural participation and scientific benefits).

5. Suggest some rules/guideline in HK designed/patented tangible property/ product strongly create the Brand Name Image worldwide as some libertarian critics like Stephan Kinsella of intellectual property have argued that allowing property rights in ideas and information creates artificial scarcity and infringes on the right to own tangible property.

Which is very very good brand-name image on HK product/service such as e.g. Interior Designs. Property External Construction/Decoration Designs, Transportation/Road logistic or Safety Signs designs .

Of course as Stephan Kinsella mentioned, the innovator in these examples becomes a partial owner of the tangible property (e.g., land and logs) of others, due not to first occupation and use of that property (for it is already owned), but due to his coming up with an idea. Clearly, this rule flies in the face of the first-user homesteading rule, arbitrarily and groundlessly overriding the very homesteading rule that is at the foundation of all property rights.

6. Suggest in Patent Application, those animated concepts or drafted under computer software no matter how well it is, if the Final Product is Physical products e.g. toys, electrical or electronics product, a working model of each invention should be submitted with the application. Patent applications were examined under Ergonomic, Biological or Quality test to determine if an inventor was entitled to the grant of a patent. Like Toys, some Electrical product should put some even Gene patent concept should also added onto the application e.g. Ultrasonic Harm to Human

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