



FÉDÉRATION INTERNATIONALE DES CONSEILS  
EN PROPRIÉTÉ INTELLECTUELLE

INTERNATIONAL FEDERATION OF  
INTELLECTUAL PROPERTY ATTORNEYS

INTERNATIONALE FÖDERATION  
VON PATENTANWÄLTEN

## Resolution of the Executive Committee, Turin, Italy 31 March to 4 April 2019

### “Assessing priority of Design applications”

**FICPI**, the International Federation of Intellectual Property Attorneys, broadly representative of the free profession throughout the world, assembled at its Executive Committee held in Turin, Italy, 31 March to 4 April 2019, passed the following Resolution:

**Considering** that the Paris Convention provides the “Priority Application Right” for designs which allows an applicant to file a subsequent application in other jurisdictions within six months claiming the date of filing of the first application,

**Noting** that requirements and practices for representations in Design applications vary significantly across jurisdictions,

**Recognising** that the Priority Application Right for designs may be vital for applicants wishing to protect designs across multiple jurisdictions,

**Noting with concern** that although the majority of jurisdictions do not require identical representations to be filed in both the first and subsequent applications for a valid priority claim, there are some jurisdictions which take this approach,

**Urges** all jurisdictions to adopt a standard for assessing priority based on whether the subsequently filed design is substantially disclosed in the first application, not whether the representations are identical.