



FÉDÉRATION INTERNATIONALE DES CONSEILS
EN PROPRIÉTÉ INTELLECTUELLE

INTERNATIONAL FEDERATION OF
INTELLECTUAL PROPERTY ATTORNEYS

INTERNATIONALE FÖDERATION
VON PATENTANWÄLTEN

Resolution of the Executive Committee, Seoul, Republic of Korea, 1 to 3 May 2005

“Prior Art Effect Regardless of Language”

FICPI, the International Federation of Intellectual Property Attorneys, broadly representative of the free profession throughout the world, assembled at its Executive Committee held in Seoul, Republic of Korea, 1-3 May 2005, resolved that:

Whereas FICPI has expressed its support for the Harmonization of Patent Rights giving all citizens of Member States the same status,

Noting that applications filed in countries outside the U.S. do not have prior art effect in the U.S. until they are published, unless they are PCT applications filed in English, and

Further noting that legislation currently under consideration in the U.S. would provide full prior art effect for all foreign filed applications from their filing date,

FICPI urges that the SPLT being drafted by the National Delegations of the interested countries should define the notion of prior art in such a way that all applications are treated the same regardless of the language in which they are originally filed.