

UNITED NATIONS EDUCATIONAL
SCIENTIFIC AND CULTURAL ORGANIZATION

FOURTH GENERAL ASSEMBLY OF STATES PARTIES TO THE
CONVENTION CONCERNING THE PROTECTION OF THE
WORLD CULTURAL AND NATURAL HERITAGE

Unesco Headquarters (Paris),
28 October 1983

1. The Canadian authorities have requested the Secretariat to inform States Parties to the Convention that the World Heritage Emblem as well as the name of the World Heritage Committee have been registered in Canada under Section 9(1)(iii) of the Trade Marks Act. Attached is the text of the relevant passage of Section 9 of the Act. The full text of the Act as well as copies of the relevant notices published in the Canadian Trade Marks Journal of 27 April 1983 and of the certificates of authenticity can be obtained from the Secretariat.

2. This action has been taken by Canada in pursuance of paragraph 63 of the "Operational Guidelines for the Implementation of the World Heritage Convention" (WHC/2 Revised, October 1980) which reads as follows :

"States Parties to the Convention should take all possible measures to prevent the use of the emblem of the Convention and the use of the name of the Committee and the Convention in their respective countries by any group or for any purpose not explicitly recognized and approved by the Committee...".

.../...

Extract from the "Trade Marks Act" of Canada

Section 9 (1) No person shall adopt in connection with a business, as a trade mark or otherwise, any mark consisting of, or so nearly resembling as to be likely to be mistaken for

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(n) any badge, crest, emblem or mark

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(iii) adopted and used by any public authority in Canada as an official mark for wares or services,

in respect of which the Registrar has, at the request of Her Majesty or of the university or public authority as the case may be, given public notice of its adoption and use ;