

Article 42

Notwithstanding anything to the contrary in this Convention, but subject to the provisions of Article 38, the Marine Environment Protection Committee, when exercising the functions conferred upon it by or under any international convention or other instrument, shall conform to the relevant provisions of the convention or instrument in question, particularly as regards the rules governing the procedures to be followed.

The existing PARTS VIII through XVII are renumbered accordingly as PARTS X through XIX.

The existing Articles 33 through 63 are renumbered accordingly as Articles 43 through 73.

Article 33 (renumbered as Article 43)

The existing text is replaced by the following:

The Secretariat shall comprise the Secretary-General and such other personnel as the Organization may require. The Secretary-General shall be the chief administrative officer of the Organization and shall, subject to the provisions of Article 23, appoint the above-mentioned personnel.

Article 34 (renumbered as Article 44)

The existing text is replaced by the following:

The Secretariat shall maintain all such records as may be necessary for the efficient discharge of the functions of the Organization and shall prepare, collect and circulate the papers, documents, agenda, minutes and information that may be required for the work of the Organization.

Article 38 (renumbered as Article 48)

The existing text is replaced by the following:

The Secretary-General shall assume any other functions which may be assigned to him by the Convention, the Assembly or the Council.

Article 39 (renumbered as Article 49)

The existing text is replaced by the following:

Each member shall bear the salary, travel and other expenses of its own delegation to the meetings held by the Organization.

Article 42 (renumbered as Article 52)

The existing text is replaced by the following:

Any Member which fails to discharge its financial obligation to the Organization within one year from the date on which it is due, shall have no vote in the Assembly, the Council, the Maritime Safety Committee, the Legal Committee or the Marine Environment Protection Committee unless the Assembly, at its discretion, waives this provision.

Article 43 (renumbered as Article 53)

The existing text is replaced by the following:

Except as otherwise provided in the Convention or in any international agreement which confers functions on the Assembly, the Council, the Maritime Safety Committee, the Legal Committee or the Marine Environment Protection Committee, the following provisions shall apply to voting in these organs:

- (a) Each Member shall have one vote.
- (b) Decisions shall be by a majority vote of the Members present and voting and, for decisions where a two-thirds majority vote is required, by a two-thirds majority vote of those present.
- (c) For the purpose of the Convention, the phrase "Members present and voting" means "Members present and casting an affirmative or negative vote". Members which abstain from voting shall be considered as not voting.

Article 52 (renumbered as Article 62)

The existing text is replaced by the following:

Texts of proposed amendments to the Convention shall be communicated by the Secretary-General to Members at least six months in advance of their consideration by the Assembly. Amendments shall be adopted by a two-thirds majority vote of the Assembly. Twelve months after its acceptance by two-thirds of the Members of the Organization, other than Asso-

ciate Members, each amendment shall come into force for all Members except those which, before it comes into force, make a declaration that they do not accept the amendment. The Assembly may by a two-thirds majority vote determine at the time of its adoption that an amendment is of such a nature that any Member which has made such a declaration and which does not accept the amendment within a period of twelve months after the amendment comes into force shall, upon the expiration of this period, cease to be a party to the Convention.

Article 55 (renumbered as Article 65)

The existing text is replaced by the following:

Any question or dispute concerning the interpretation or application of the Convention shall be referred to the Assembly for settlement, or shall be settled in such other manner as the parties to the dispute may agree. Nothing in this Article shall preclude any organ of the Organization from settling any such question or dispute that may arise during the exercise of its functions.

The Articles referred to in the following Articles are changed as follows:

Article 6: The reference to Article 57 is changed to Article 67

Article 7: The reference to Article 57 is changed to Article 67

Article 8: The reference to Article 57 is changed to Article 67

Article 9: The reference to Article 58 is changed to Article 68

Articles 53 and 54 (renumbered as Articles 63 and 64): The reference to Article 52 are changed to Article 62

Article 56 (renumbered as Article 66): The reference to Article 55 is changed to Article 65

Article 58 (renumbered as Article 68): The reference in paragraph (d) to Article 57 is changed to Article 67

Article 59 (renumbered as Article 69): The reference in paragraph (b) to Article 58 is changed to Article 68

Article 60 (renumbered as Article 70): The reference to Article 57 is changed to Article 67.

**Bekanntmachung
zum Abkommen von Nizza
über die Internationale Klassifikation
von Waren und Dienstleistungen
für die Eintragung von Marken
in der revidierten Fassung vom 13. Mai 1977
vom 17. Juni 1982**

Der Staatsrat der Deutschen Demokratischen Republik ratifizierte das Abkommen von Nizza über die Internationale Klassifikation von Waren und Dienstleistungen für die Eintragung von Marken in der revidierten Fassung vom 13. Mai 1977.

Das Abkommen war am 24. November 1977 für die Deutsche Demokratische Republik unterzeichnet worden. Die Ratifikationsurkunde wurde am 15. März 1982 beim Generaldirektor der Weltorganisation für geistiges Eigentum als dem Depositar hinterlegt.

Dabei gab die Deutsche Demokratische Republik gegenüber dem Depositar zu Artikel 13 folgende Erklärung ab:

„Die Deutsche Demokratische Republik läßt sich in ihrer Haltung zu den Bestimmungen des Artikels 13 der Genfer Fassung des Nizzaer Abkommens, soweit sie die Anwendung des Abkommens auf Kolonialgebiete und andere abhängige Territorien betreffen, von den Festlegungen der Deklaration der Vereinten Nationen über die Gewährung der Unabhängigkeit an die kolonialen Länder und Völker (Res. Nr. 1514 [XV] vom 14. Dezember 1960) leiten, welche die Notwendigkeit einer schnellen und bedingungslosen Beendigung des Kolonialismus in allen seinen Formen und Äußerungen proklamieren.“