

**TREATY SERIES. No. 3.**

**1894.**

**C O N V E N T I O N**

**BETWEEN**

**GREAT BRITAIN AND ECUADOR**

**RELATIVE TO**

**T R A D E M A R K S .**

**Signed at Quito, August 26, 1892.**

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**WITH A LIST OF BRITISH COLONIES WHICH HAVE ACCEDED  
THERETO UNDER ARTICLE II.**

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[The text of the Convention is identical with that published in Parliamentary  
Paper C. 6917, 1893.]

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*Presented to both Houses of Parliament by Command of Her Majesty.  
February 1894.*

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**L O N D O N :**  
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# CONVENTION BETWEEN GREAT BRITAIN AND ECUADOR RELATIVE TO TRADE MARKS.

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*Signed at Quito, August 26, 1892.*

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[*Ratifications exchanged at Quito, February 3, 1893.*]

HER Majesty the Queen of the United Kingdom of Great Britain and Ireland, Empress of India, and his Excellency the President of Ecuador, desiring to conclude a Convention for the reciprocal protection of trade-marks and designs, have appointed as their Plenipotentiaries, that is to say :

Her Majesty the Queen of the United Kingdom of Great Britain and Ireland, Empress of India, William Henry Doveton Haggard, Esq., Her Britannic Majesty's Minister Resident and Consul-General at Quito, &c., &c. ; and

His Excellency the President of Ecuador, Señor Don Pedro José Cevallos, his Minister Secretary of State for Foreign Affairs, &c., &c. ;

Who, having communicated to each other their Full Powers, found in good and due form, have agreed upon the following Articles :—

## ARTICLE I.

The subjects of each of the Contracting Parties shall have in the dominions and possessions

SU Magestad la Reina del Reino Unido de la Gran Bretaña é Irlanda, Emperatriz de la India, y su Excelencia el Presidente de la República del Ecuador, deseando celebrar una Convención para la reciproca protección de marcas y diseños de comercio, han designado á sus respectivos Plenipotenciarios, á saber :

Su Magestad la Reina del Reino Unido de la Gran Bretaña é Irlanda, Emperatriz de la India, al H. Señor D. Guillermo Enrique Doveton Haggard, Esq., Ministro Residente y Cónsul-General de Su Magestad Británica en Quito, &c., &c. ; y

Su Excelencia el Presidente de la República del Ecuador, al H. Señor Dr. D. Pedro José Cevallos, Ministro de Estado en el Despacho de Relaciones Exteriores, &c., &c. ;

Quienes, habiéndose manifestado respectivamente sus Plenos Poderes, hallados en debida y buena forma, han acordado los siguientes Artículos :—

## ARTICULO I.

Los súbditos de cada una de las Partes Contratantes tendrán en los dominios y posesiones de

of the other the same rights as are now granted, or may hereafter be granted, to native subjects or to subjects of the most favoured nation in all that relates to trade-marks, industrial designs, and patterns.

In order that such rights may be obtained, the formalities required by the laws of the respective countries must be fulfilled.

#### ARTICLE II.

The stipulations of the present Convention shall be applicable to all the Colonies and foreign possessions of Her Britannic Majesty, excepting to those hereinafter named, that is to say, except to—

India.  
The Dominion of Canada.  
Newfoundland.  
The Cape of Good Hope.  
Natal.  
New South Wales.  
Victoria.  
Queensland.  
Tasmania.  
South Australia.  
Western Australia.  
New Zealand.

Provided always that the stipulations of the present Convention shall be made applicable to any of the above-mentioned Colonies or foreign possessions on whose behalf notice to that effect shall have been given by Her Britannic Majesty's Representative to the President of Ecuador within one year from the date of the exchange of ratifications of the present Convention.

#### ARTICLE III.

The present Convention shall be ratified, and the ratifications

la otra los mismos derechos concedidos ó que pudieran concederse á los súbditos nativos ó á los súbditos de la nación más favorecida, en todo lo relativo á marcas de comercio, diseños industriales, y muestras.

Para la obtención de estos derechos será preciso se cumplan las formalidades legales de los respectivos países.

#### ARTICULO II.

Las estipulaciones de la presente Convención serán aplicables á todas las Colonias y posesiones extranjeras de Su Majestad Británica, excepto aquellas que se enumeran á continuación—

India.  
Dominio del Canadá.  
Newfoundland.  
Cabo de Buena Esperanza.  
Natal.  
Nueva Gales del Sur.  
Victoria.  
Queensland.  
Tasmania.  
Australia del Sur.  
Australia del Oeste.  
Nueva Zelanda.

Es entendido que las estipulaciones de la presente Convención se aplicarán á cualquiera de las sobredichas Colonias ó posesiones extranjeras, respecto de la que el Representante de Su Magestad Británica lo haya notificado al Gobierno del Ecuador, dentro de un año, á contar del canje de las ratificaciones de la presente Convención.

#### ARTICULO III.

La presente Convención será ratificada, y las ratificaciones se

shall be exchanged at Quito as soon as possible.

It shall come into operation one month after the exchange of ratifications, and shall remain in force until the expiration of one year from the day on which either Party may give notice of its intention to terminate it.

In witness whereof the Undersigned have signed the same, and have affixed thereto the seal of their arms.

Done in duplicate at Quito, the twenty-sixth day of August, one thousand eight hundred and ninety-two.

(Signed)  
(L.S.) W. H. D. HAGGARD.

cangearán en Quito á la brevedad posible.

Entrará en vigor un mes después del canje de las ratificaciones, y permanecerá obligatoria hasta la expiración de un año contado desde el día en que cualquiera de las Partes notificare su intención de denunciarla.

En testimonio de lo cual los Infrascritos han firmado la misma, sellándola con sus respectivos sellos.

Hecho por duplicado, en Quito, á veinte y seis de Agosto de mil ochocientos noventa y dos.

(Firmado)  
(L.S.) PEDRO JOSÉ  
CEVALLOS.

List of British Colonies and foreign Possessions which have acceded to the above Convention under Article II:—

1. CAPE OF GOOD HOPE	}	July	3, 1893.
2. NATAL ... ..			
3. NEWFOUNDLAND ... ..			
4. QUEENSLAND ... ..			
5. NEW ZEALAND ... ..			
6. INDIA ... ..	July	29, 1893.	
7. CANADA ... ..	August	28, 1893.	

The following Colonies have not acceded to the Convention:—

1. VICTORIA.
2. SOUTH AUSTRALIA.
3. WESTERN AUSTRALIA.
4. NEW SOUTH WALES.
5. TASMANIA.