

Calendar No. 224

91ST CONGRESS  
1ST SESSION

# S. J. RES. 90

[Report No. 91-233]

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IN THE SENATE OF THE UNITED STATES

APRIL 3, 1969

Mr. FULBRIGHT (by request) introduced the following joint resolution; which was read twice and referred to the Committee on Foreign Relations

JUNE 16, 1969

Reported by Mr. FULBRIGHT, without amendment

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## JOINT RESOLUTION

To enable the United States to organize and hold a diplomatic conference in the United States in fiscal year 1970 to negotiate a Patent Cooperation Treaty and authorize an appropriation therefor.

Whereas all countries issuing patents, and especially countries such as the United States having an examination system, deal with large and constantly growing numbers of patent applications of increasing complexity; and

Whereas in any one country a considerable number of patent applications duplicate or substantially duplicate applications relating to the same inventions in other countries; thereby increasing further the volume of applications to be processed; and

Whereas a resolution of the difficulties attendant upon duplications in filings and examination would result in more eco-

nomical, quicker, and more effective protection for inventions throughout the world thus benefiting inventors, the general public, and government; and

Whereas a treaty for international patent cooperation providing a central filing, search and examination system should provide a practicable means of resolving the difficulties arising out of the duplications in the filing and examination of patent applications; and

Whereas governments concerned with international patent problems have spent a number of years in consultation and in the development of a draft treaty for international patent cooperation to alleviate these problems: Now, therefore, be it

1        *Resolved by the Senate and House of Representatives*  
 2        *of the United States of America in Congress assembled,*  
 3        That the Secretary of State and the Secretary of Com-  
 4        merce, in consultation with other concerned departments  
 5        and agencies, are authorized to take all necessary steps to  
 6        organize and hold a diplomatic conference to negotiate  
 7        a Patent Cooperation Treaty in Washington, District of  
 8        Columbia, in fiscal year 1970.

9        SEC. 2. There is authorized to be appropriated to the  
 10       Department of State, out of any money in the Treasury  
 11       not otherwise appropriated, a sum not to exceed \$175,000  
 12       for the purpose of defraying the expenses incident to orga-  
 13       nizing and holding such an international conference. Funds  
 14       appropriated pursuant to this authorization shall be avail-

1 able for expenses incurred on behalf of the United States  
2 as host government, including without limitation personal  
3 services without regard to civil service and classification  
4 laws, except that no salary rate shall exceed the maximum  
5 rate payable under section 5332 of title 5, United States  
6 Code; employment of aliens, printing and binding without  
7 regard to the provisions of any other law; travel expenses  
8 without regard to the Standardized Government Travel  
9 Regulations and to the rates of per diem allowances in  
10 lieu of subsistence expenses under section 5707 of title 5,  
11 United States Code; rent or lease of facilities in the District  
12 of Columbia or elsewhere by contract or otherwise; hire  
13 of passenger motor vehicles; and official functions and  
14 courtesies.

15       SEC. 3. The Secretary of State and the Secretary of  
16 Commerce, or either of them, are authorized to accept and  
17 use contributions of funds, property, services, and facilities  
18 for the purpose of organizing and holding such an interna-  
19 tional conference. For the purpose of Federal income, estate,  
20 and gift taxes, any gift, devise, or bequest accepted by the  
21 Secretary of State or the Secretary of Commerce under  
22 authority of this Act shall be deemed to be a gift, devise, or  
23 bequest to or for the use of the United States.

24       SEC. 4. The head of any department, agency, or estab-  
25 lishment of the United States is authorized on request, to

1 assist with or without reimbursement the Department of  
2 State and the Department of Commerce in carrying out  
3 the functions herein authorized, including the furnishing of  
4 personnel and facilities.

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