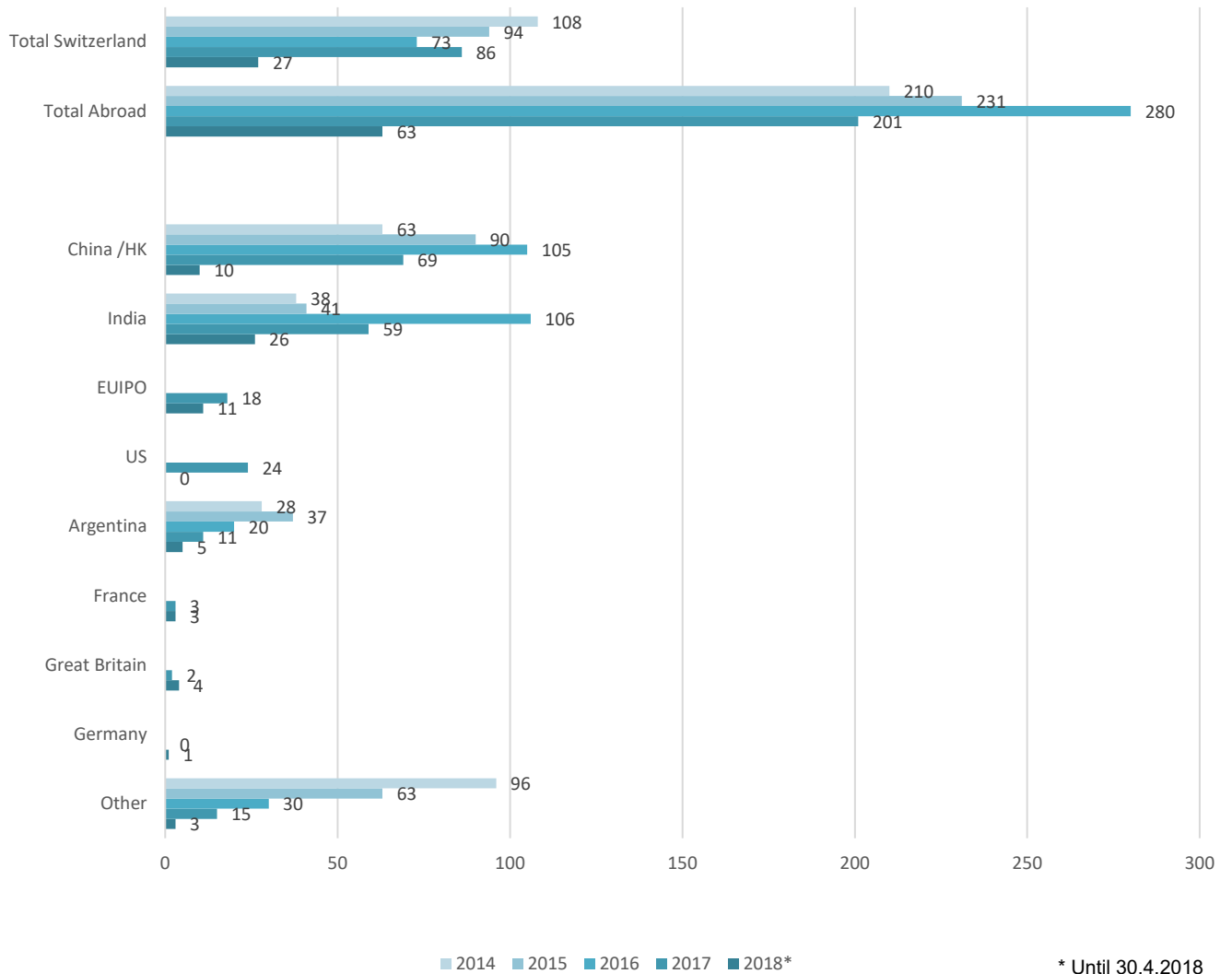




Overview of the enforcement of “Swissness” by the IPI*

1. Interventions by the IPI domestically and abroad



2. Criminal proceedings domestically (as known to the IPI)

Year	Total no. of cases	Canton
2018	1	ZH ¹
2017	5	BL ² SG (2) ³ ZH ⁴ AG ⁵
2016	2	GE ⁶ SG ⁷

The IPI is not aware of any civil judgments since the “Swissness” rules came into force.

3. Links to all relevant bilateral and multilateral agreements with relevant provisions about protecting the Swiss cross and the indication “Swiss”

- Paris Convention for the Protection of Intellectual Property of 20 March 1883 (Stockholm Act of 1967); in particular Articles 6ter and 10bis.
- Geneva Convention on the Amelioration of the Condition of the Wounded and Sick in Armed Forces in the Field of 12 August 1949; in particular Articles 38 and 53 para. 2.
- Geneva Convention of 12 August 1949 for the Amelioration of the Condition of Wounded, Sick and Shipwrecked Members of Armed Forces at Sea
- Madrid Agreement for the Repression of False or Deceptive Indications of Source of Goods of 14 April 1891. This agreement was subject to various revisions, including 1925 in The Hague (the Hague Act), 1934 in London (the London Act) and 1958 in Lisbon (the Lisbon Act). On 14 July 1967, an additional agreement was agreed upon in Stockholm (the Additional Act of Stockholm). For Switzerland, the version of the agreement which applies depends on the treaty text ratified by the country concerned. Particularly relevant are Articles 1 and 4.
- Treaty between the Swiss Confederation and the Federal Republic of Germany on the Protection of Indications of Source and Other Geographical Denominations (with protocol, annexes and exchange of letters; SR 0.232.111.193.32)
- Treaty between the Swiss Confederation and the Spanish State on the Protection of Indications of Source, Appellations of Origin and Similar Denominations (with protocol, annexes and exchange of letters; SR 0.232.111.191.32)
- Treaty between the Swiss Confederation and the French Republic on the Protection of Indications of Source, Appellations of Origin and Other Geographical Denominations (with protocol, annexes and exchange of letters; SR 0.232.111.193.49)
- Treaty between the Swiss Confederation and the Hungarian People's Republic on the Protection of Indications of Source, Appellations of Origin and Other Geographical Denominations (with protocol and annexes; SR 0.232.111.194.18)

¹ File number SB180171-O/U/hb-ad

² File number MU1 16 2031

³ File number ST.2016.24/ST.2016.387/ST.2017.8/ST.2008.5801 und ST.2017.17115

⁴ File number D-4/2017/10003170

⁵ File number ST.2016.59

⁶ File number P/13675/2015

⁷ File number ST.2013.13974

- Agreement between the Federal Council of the Swiss Confederation and the Government of Jamaica concerning the Mutual Recognition and Protection of Geographical Indications (with annexes; [SR 0.232.111.194.58](#))
- Treaty between the Swiss Confederation and the Portuguese Republic on the Protection of Indications of Source, Appellations of Origin and Similar Denominations (with protocol and annexes; [SR 0.232.111.194.54](#))
- Agreement between the Federal Council of the Swiss Confederation and the Government of the Russian Federation concerning the Protection of Geographical Indications and Appellations of Origin (with annexes; [SR 0.232.11.196.65](#))
- Treaty between the Swiss Confederation and the Czechoslovak Socialist Republic on the Protection of Indications of Source, Appellations of Origin and Other Geographical Denominations (with protocol and annexes; [SR 0.232.111.197.41](#))

4. Links to all relevant (foreign) national requirements, e.g. examination guidelines

- *USA:*
[Examination Procedures for Marks Containing the Swiss Confederation Coat of Arms or Flag](#)
- *EU:*
[Guidelines for Examination of European Union Trade Marks](#) (pages 10 and 14)