

PROTECTION OF TRADEMARKS IN CHINA

Exchange of notes at Peking November 27, 1905; related note of January 22, 1906

Entered into force November 27, 1905

*Made obsolete by U.S. relinquishment of extraterritorial rights in China, in accordance with terms of treaty of January 11, 1943*¹

I Malloy 111; Treaty Series 480

The American Minister at Peking to the Belgian Chargé d'Affaires

November 27, 1905

MR. CHARGÉ D'AFFAIRES AND DEAR COLLEAGUE: The Government of the United States being desirous of reaching an understanding with the Government of Belgium for the reciprocal protection against infringement in China by citizens of our respective nations of trade marks duly registered in the United States and Belgium, I am authorized by the Secretary of State of the United States to inform you that effectual provision exists in American Consular Courts in China for the trial and punishment² of all persons subject to the jurisdiction of the United States who may be charged with and found guilty of infringing in any way trade marks of persons subject to the jurisdiction of Belgium which have been duly registered in the United States.

I beg that you will kindly inform me whether American citizens are entitled to the same legal remedies in the Consular Courts of Belgium in China as regards the protection from infringement of their trade marks duly registered in Belgium.

I have the honor to be, my dear Colleague, Your obedient servant,

W. W. ROCKHILL

MR. DE PRELLE DE LA NIEPPE,
etc., etc., etc.

The Belgian Chargé d'Affaires to the American Minister

[TRANSLATION]

November 27, 1905

MR. MINISTER: I have had the honor of receiving Your Excellency's note of this date regarding the mutual protection of Belgian and American trade marks in China.

¹ TS 984, *post*, vol. 6, p. 739, CHINA.

² See related note, p. 515.