

Canadian geographical indications for wine to be added to Annex III(b) of the Agreement between the European Community and Canada on trade in wine and spirit drinks ⁽¹⁾

(2009/C 268/07)

Ontario
British Columbia
BC Gulf Islands
Vinemount Ridge
Lincoln Lakeshore
Creek Shores
Twenty Mile Bench
Short Hills Bench
Beamsville Bench
Niagara Escarpment
Four Mile Creek
Niagara Lakeshore
Niagara River
St. David's Bench
Niagara-on-the-Lake

A trademark the use of which corresponds to one of the situations referred to in Article 11(2) of the Agreement between the European Community and Canada on trade in wine and spirit drinks may continue to be used and renewed notwithstanding the protection of these geographical indications, if such trademark has been applied for, registered or established by use, if that possibility is provided for by the legislation concerned, in the territory of the Community before the date of the present publication, provided that no grounds for the trademark's invalidity or revocation exist as specified by the First Council Directive 89/104/EEC of 21 December 1988 to approximate the laws of the Member States relating to trade marks ⁽²⁾ or Council Regulation (EC) No 40/94 of 20 December 1993 on the Community trade mark ⁽³⁾.

In such cases the use of the geographical indication shall be permitted alongside the relevant trademarks.

⁽¹⁾ OJ L 35, 6.2.2004, p. 1

⁽²⁾ OJ L 40, 11.2.1989, p. 1.

⁽³⁾ OJ L 11, 14.1.1994, p. 1.