

AMENDMENT FORM

Suggestion for amendment of Article : III - 65

Suggestion for protocol :

By Mr : Dick Roche

Status : - Member

Article III-65 (new)

In establishing an internal market, measures for the introduction of European instruments to provide uniform intellectual-property rights protection throughout the Union and for the setting up of centralised Union-wide authorisation, coordination and supervision arrangements shall be established in a European law or framework law. The language arrangements for the instruments shall be established by a European law of the Council adopted unanimously on a proposal from the Commission. It shall act after consulting the European Parliament.

Explanation (if any) : It is not clear to what extent this Article would go beyond the existing considerable degree of harmonisation in the area of trade marks/designs, if national trade marks, patents and designs would disappear or if they would be replaced by a centralised Union-wide autorisation. This needs to be clarified. In relation to intellectual property (IP) protection, it may be that what is intended by this Article is to provide explicitly for what is already being done (much of IP protection is already determined by international agreements). This also needs clarification.