

AMENDMENT FORM

Suggestion for amendment of Article : III-265 (ex 229a)

By Mr Hain

Status : Member

Without prejudice to the other provisions of the Constitution, a European law shall confer on the European Court of Justice, to the extent that it shall determine, jurisdiction in disputes relating to the application of acts adopted on the basis of the Constitution which create Union-wide intellectual property rights. The Council shall act after consulting the European Parliament.

Explanation (if any) :

The concept of Community intellectual property rights has been lost from the new draft. We do not support use of the legislative procedure. Co-decision is inappropriate in relation to provisions determining the jurisdiction and functioning of the Courts.