



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 11 December 2012

17429/12

**Interinstitutional File:
2011/0094 (CNS)**

**PI 168
OC 729**

“I/A” ITEM NOTE

From: General Secretariat
To: Permanent Representatives Committee/Council
No. prev. doc.: 17578/11 PI 169 CODEC 2203
No. Cion prop.: 9226/11 PI 32

Subject: COUNCIL REGULATION implementing enhanced cooperation in the area of the creation of unitary patent protection with regard to the applicable translation arrangements
- Adoption
COMMON GUIDELINES
Consultation deadline for Croatia: 16.12.2012

1. On 13 April 2011, on the basis of the Council's Decision authorising enhanced cooperation in the area of the creation of unitary patent protection¹, the Commission submitted its proposal for a Council Regulation implementing enhanced cooperation in the area of the creation of unitary patent protection with regard to the applicable translation arrangements².

¹ Council Decision of 10 March 2011 authorising enhanced cooperation in the area of the creation of unitary patent protection, OJ L 76, 22.3.2011, p53.

² 9226/11.

2. On 2 December 2011, in the context of a global compromise with the European Parliament on the patents package, the Permanent Representatives Committee reached agreement on the final version of the proposed Regulation, subject to legal linguistic scrutiny.³ The legal linguistic revision has now been concluded and the final text of the Regulation is contained in 18855/2/11 REV 2.
3. On 10 December 2012, the Council (Competitiveness) endorsed that agreement.
4. On 11 December 2012, the European Parliament adopted its opinion on the proposed Regulation.
5. **The Permanent Representatives Committee is therefore invited to suggest to the Council to adopt the proposed Regulation, as contained in 18855/2/11 REV 2, under the “A” items of one of its forthcoming meetings.**

³ 17578/11.