



Council of the
European Union

Brussels, 8 June 2018
(OR. en)

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NOTE

From: Management Board of the European Union Intellectual Property Office
signed by Mr. Lex KAUFHOLD, Acting Chairperson

On: 8 June 2018

To: Mr. Jeppe TRANSHOLM-MIKKELSEN, Secretary-General of the Council of
the European Union

Subject: Appointment by the Council of the Executive Director of the European
Union Intellectual Property Office

Delegations will find in the Annex a letter addressed to the Council by the Management Board of the European Union Intellectual Property Office (EUIPO) concerning the appointment of the Executive Director of the EUIPO.

Copies of the selected candidates' application forms (Annex 3 to the letter) are being sent to the Deputy Permanent Representatives in sealed envelopes.

IM 06034 2018
08.06.2018



MANAGEMENT BOARD
The Chairperson

Alicante, 5 June 2018
ICLAD/JN/KB/lg/19-18-en

Mr Jeppe Tranholm-Mikkelsen
Secretary-General
Council of the European Union
Rue de la Loi 175
B - 1048 Brussels

Dear Secretary-General

At its 5th meeting on 5 June 2018, the Management Board of the EUIPO drew up, in accordance with the provisions of Article 158(2) of Regulation (EU) 2017/1001 of the European Parliament and of the Council of 14 June 2017 on the European Union trade mark, a list of candidates for the following post, ref. vacancy notice VEXT/17/256/AD 15/Executive Director as published in the Official Journal of the European Union on 30 November 2017:

- Executive Director of the EUIPO;

I should therefore be grateful if you would include as soon as possible on the agenda of the Council an item concerning the appointment of the Executive Director of the EUIPO.

Please find enclosed a copy of the summary of decisions taken during the 5th meeting of the Management Board, the list containing the names of the candidates for the post indicating the number of votes obtained, together with a copy of the application form of each candidate on the list, as well as the summary of decisions taken during the 4th meeting of the Management Board concerning the launch of the selection procedure, and the composition and the mandate of the Preparatory Subcommittee (MB-17-11, MB-17-12 and MB17-13, respectively).

Yours sincerely

Lex Kaufhold
Acting Chairperson of the Management Board

- Enc.:
1. Summary of decisions taken during the 5th meeting of the Management Board
 2. List of candidates for the post of an Executive Director
 3. Application forms
 4. Summary of decisions taken during the 4th meeting of the Management Board

Copy: L. KARAMOUNTZOS, Council of the European Union

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MANAGEMENT BOARD

Alicante, 5 June 2018
MB/18/S05/2.1/EN(O)

**5th Meeting of the Management Board
of the European Union Intellectual Property Office**

Alicante, 5 June 2018

Summary of the Decisions taken by the Management Board

- MB-18-04 Unanimous adoption of the Agenda of the 5th meeting of the Management Board.
- MB-18-05 Unanimous decision taken to invite representatives of the EUIPO Staff Committee to attend the meeting of the Management Board during discussions on matters not considered to be confidential.
- MB-18-06 Unanimous approval of the Minutes of the 4th meeting of the Management Board held on 21 November 2017.
- MB-18-07 Unanimous adoption of the draft list of non-valid applications proposed by the Preparatory Subcommittee in the procedure (Reference VEXT/17/256/AD 15/Executive Director), for the appointment of the Executive Director of the Office.
- MB-18-08 Unanimous adoption of the draft lists of admissible and non-admissible candidates proposed by the Preparatory Subcommittee in the procedure (Reference VEXT/17/256/AD 15/Executive Director), for the appointment of the Executive Director of the Office.
- MB-18-09 Unanimous adoption of the "Draft list of candidates for the consideration of the Management Board" as proposed by the Preparatory Subcommittee in the procedure (Reference VEXT/17/256/AD 15/Executive Director), for the appointment of the Executive Director of the Office.
- MB-18-10 Establishment of the list of candidates for the post of Executive Director of the Office (Reference VEXT/17/256/AD 15/Executive Director) to be proposed to the Council through two eliminatory rounds of voting, as follows: Mr Christian L.L.G. Archambeau obtained 12 votes and Ms Kai Härmand obtained 7 votes.
- MB-18-11 Adoption of the list of candidates for the post of Executive Director of the Office to be proposed to the Council, for the procedure with Reference VEXT/17/256/AD 15/Executive Director, taken by a majority of two-thirds of its Members with 29 votes in favour, no votes against and 2 abstentions.

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MANAGEMENT BOARD

- MB-18-12 Unanimous decision to extend the term of office of Ms Elisabeth Ernestine Giselheid Fink as Member of the Boards of Appeal of the Office for a further five-year period, from 1 June 2019 to 31 May 2024, after having confirmed the positive evaluation report of her performance during her second term of office and after consulting the President of the Boards of Appeal.
- MB-18-13 Decision to elect Mr Dermot Doyle as the Deputy Chairperson of the Management Board, whose term of office will be for four years, renewable once, commencing on 15 November 2018 until 14 November 2022. The decision was taken by a majority of two-thirds of the Members with 30 votes in favour, no votes against and 1 abstention.
- MB-18-14 Unanimous adoption of the Decision amending Decision No MB-16-13 of the Management Board of the Office of 31 May 2016 laying down rules on the secondment of national experts to the EUIPO.

cc.: Members of the Management Board





MANAGEMENT BOARD

ANNEX 2

**5th Meeting of the Management Board
of the European Union Intellectual Property Office
Alicante, 5 June 2018**

**List of candidates for the post of Executive Director
(Reference VEXT/17/256/AD 15/ED)**

List of candidates (Article 158(2) EUTMR):

- Mr Christian L.L.G. ARCHAMBEAU (12 votes)
- Ms Kai HÄRMAND (7 votes)

The decision was taken by a majority of two thirds of the Members with 29 votes in favour, no votes against and 2 abstentions (Decision MB 18-11)¹.

¹ According to Article 156(5) of the Regulation (EU) 2017/1001 of the European Parliament and of the Council of 14 June 2017 on the European Union trade mark, a majority of two-thirds of its members shall be required for the decisions which the Management Board is empowered to take under Article 153(1)(a) and (b), Article 155(1) and Article 158(2) and (4).

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MANAGEMENT BOARD

Alicante, 21 November 2017
MB/17/S04/2.1/EN(O)

**4th Meeting of the Management Board
of the European Union Intellectual Property Office**

Alicante, 21 November 2017

Summary of the Decisions taken by the Management Board

- MB-17-07 Unanimous adoption of the Agenda of the 4th meeting of the Management Board.
- MB-17-08 Unanimous approval of the Minutes of the 3rd meeting of the Management Board held on 6 June 2017.
- MB-17-09 Decision to submit to the Council of the European Union a proposal to extend the term of office of Mr Théophile Margellos as President of the Boards of Appeal for one additional period of five years or until retirement age, after having confirmed the positive evaluation report of his performance during his first term of office. The decision was taken by a majority of two-thirds of the Members.
- MB-17-10 Unanimous decision to extend the term of office of Ms Cinzia Negro as Member of the Boards of Appeal of the Office for a further five-year period, from 1 July 2018 to 31 June 2023, after having confirmed the positive evaluation report of her performance during her first term of office and after consulting the President of the Boards of Appeal.
- MB-17-11 Unanimous decision to launch the selection procedure for the post of Executive Director of the Office, vacant as from 1 July 2018, by publishing the vacancy notice as approved, in order to propose a list of a maximum of three candidates to the Council.
- MB-17-12 Unanimous decision to confirm the composition of the Preparatory Subcommittee of the Management Board for drawing up a list of candidates for the post of Executive Director of the Office as follows: the Chairperson of the Management Board, Ms Patricia García-Escudero, as Chairperson of the PSC (or, in case of her unavailability, the Deputy Chairperson of the Management Board, Ms Loredana Gulino), the Chairperson of the Budget Committee, Ms Anne Rejnhold Jørgensen (or, in case of her unavailability, the Deputy Chairperson of the Budget Committee, Mr Sandris Laganovskis), one representative from the European Commission appointed as member of the Management Board (or, in case of unavailability, one of the other representatives from the European Commission appointed to the Management Board), and the Deputy Executive Director, Mr Christian Archambeau (or, in case of his unavailability, the President of the Boards of Appeal, Mr Théophile

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Margellos).

- MB-17-13 Unanimous decision taken to mandate the Preparatory Subcommittee to perform the preparatory work in support of the Management Board and propose a list of not less than 3 candidates for the post of Executive Director of the Office for consideration of the Management Board at its meeting of June 2018.
- MB-17-14 Unanimous Decision taken to invite representatives of the EUIPO Staff Committee to attend the meeting of the Management Board during discussions on matters not considered to be confidential.

cc.: Members of the Management Board

Patriciapaldi