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'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
No. prev. doc.:	5563/20, 14923/19
Subject:	COUNCIL DECISION appointing a Chairperson of a Board of Appeal and extending the term of office of a Chairperson of a Board of Appeal of the European Union Intellectual Property Office - Adoption

1. By letter of 19 November 2019 addressed to the Secretary-General of the Council, the Chairperson of the Management Board of the European Union Intellectual Property Office (EUIPO) submitted to the Council a list of three candidates for the post of chairperson of a Board of Appeal of the EUIPO¹.
2. Two of these three candidates subsequently withdrew their candidatures, in letters dated 17 January 2020 and 23 January 2020 respectively².
3. Pursuant to Article 166(1), and in accordance with the arrangements set out in Article 158(6), of Regulation (EU) 2017/1001 on the European Union trade mark, the European Parliament's Committee on Legal Affairs heard the remaining candidate on 27 January 2020, and made its views available by letter on 29 January³.

¹ 14569/19.

² 5401/20 and 5518/20.

³ 5562/20.

4. On 30 January, delegations were invited to indicate, by 10 February 2020, if they had any opposition to the proposed appointment of the candidate referred to in paragraph 3⁴.
5. In relation to a second EUIPO appointment, in a letter dated 5 December 2019, the Chairperson of the Management Board of the EUIPO proposed to the Council to extend the term of office of a chairperson of a Board of Appeal. This letter was circulated to delegations on 9 December 2019⁵, and, in that context, delegations were invited to indicate, by 10 January 2020, if they had any opposition to the proposed extension.
6. At the meeting of the Intellectual Property Working Party on 11 February 2020, it was noted that no opposition had been received, either to the appointment referred to in paragraphs 1-4, or to the extension referred to in paragraph 5.
7. The Permanent Representatives Committee is therefore invited to recommend to the Council to adopt, under the ‘A’ items of one of its future meetings, the Decision prepared by the Council’s legal linguistic experts and contained in document 5633/20.

⁴ Doc. 5563/20.

⁵ Doc. 14923/19.