

FEMIFI RESOLUTION

FEMIFI, the European Federation of Agents of Industry in Industrial Property, representing 11 national associations totalling more than 3000 patent professionals working in the European industry

in consideration of the objectives of a Community right: affordability, cost-efficiency, legal certainty and non-discrimination;

in consideration of the need for a cost-effective and predictable jurisdiction for European patents, a single patent legally valid throughout the European Union at a fraction of the existing cost;

in consideration of the failure of the Luxembourg Convention;

and in consideration of the Common political approach (March 7, 2003) and the Proposal of a Council Regulation (June 11, 2003)

urges the Council of the European Union in order to achieve the set objectives

to foresee for each chamber of the future CPC at least one judge having a technical background, rather than to rely on technical experts not participating in the decision;

to secure the legally binding effect of the claims as granted in the language of the proceedings by specifying that the translations serve documentary and informational purposes only;

to emphasize the central role of the European Patent Office for the grant of Community rights by attributing examination exclusively to the EPO;

to safeguard the choice of the applicant between national, European and Community rights by introducing the necessary unambiguous provisions.

Basel, September 2003