Council of the
European Union

Brussels, 28 March 2023
(OR. en)

7424/23

Interinstitutional File:
2022/0372(NLE)

PI 37
AGRI 133
COMPET 206
MI 194
IND 109

LEGISLATIVE ACTS AND OTHER INSTRUMENTS

Subject:	COUNCIL DECISION amending Decision (EU) 2019/1754 on the accession of the European Union to the Geneva Act of the Lisbon Agreement on Appellations of Origin and Geographical Indications

COUNCIL DECISION (EU) 2023/…

of …

amending Decision (EU) 2019/1754
on the accession of the European Union to the Geneva Act of the Lisbon Agreement on Appellations of Origin and Geographical Indications

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 207 in conjunction with Article 218(6), point (a), thereof,

Having regard to the proposal from the European Commission,

Having regard to the consent of the European Parliament,

Whereas:

(1) The Lisbon Agreement for the Protection of Appellations of Origin and their International Registration of 31 October 1958 ('the Lisbon Agreement') is a treaty administered by the World Intellectual Property Organization (WIPO). By virtue of Council Decision (EU) 2019/1754[1], on 26 November 2019 the Union acceded to the Geneva Act of the Lisbon Agreement on Appellations of Origin and Geographical Indications[2] ('the Geneva Act'), with effect from 26 February 2020. The Geneva Act itself entered into force on 26 February 2020.

(2) Under Article 4(1) of Decision (EU) 2019/1754, the Commission is to be the Competent Authority referred to in Article 3 of the Geneva Act, responsible for the administration of the Geneva Act in the territory of the Union and for communications with the International Bureau of the WIPO under the Geneva Act and the Common Regulations under the Lisbon Agreement and the Geneva Act.

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[1] Council Decision (EU) 2019/1754 of 7 October 2019 on the accession of the European Union to the Geneva Act of the Lisbon Agreement on Appellations of Origin and Geographical Indications (OJ L 271, 24.10.2019, p. 12).

[2] OJ L 271, 24.10. 2019, p. 15.

(3) With a view to the administration at Union level of the registration of geographical indications for craft and industrial products provided for in Regulation (EU) …/… of the European Parliament and of the Council[1+], and in line with the amendments introduced by that Regulation to Regulation (EU) 2019/1753 of the European Parliament and of the Council[2], the European Union Intellectual Property Office should be the Union's Competent Authority in respect of geographical indications for craft and industrial products under the Geneva Act.

(4) Decision (EU) 2019/1754 should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

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1 Regulation (EU) …/… of the European Parliament and of the Council of … on geographical indication protection for craft and industrial products (OJ…).

\+ OJ: please insert number, date of adoption and OJ reference of the Regulation under 2022/0115(COD).

2 Regulation (EU) 2019/1753 of the European Parliament and of the Council of 23 October 2019 on the action of the Union following its accession to the Geneva Act of the Lisbon Agreement on Appellations of Origin and Geographical Indications (OJ L 271, 24.10.2019, p. 1).

Article 1

In Article 4(1) of Council Decision (EU) 2019/1754, the following subparagraph is added:

'In respect of geographical indications protecting craft and industrial products within the meaning of Regulation (EU) …/… of the European Parliament and of the Council[*+], the European Union Intellectual Property Office shall be designated as the Competent Authority referred to in Article 3 of the Geneva Act and shall be responsible for the administration of the Geneva Act in the territory of the Union and for notifications and communications with the International Bureau of the WIPO under the Geneva Act and the Common Regulations.

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[*] Regulation (EU) …/… of the European Parliament and of the Council of … on geographical indication protection for craft and industrial products (OJ …).'.

[+] OJ: please insert number, date of adoption and OJ reference of the Regulation under 2022/0115(COD).

Article 2

This Decision shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

Done at …

For the Council
The President