Council of the European Union
General Secretariat

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INFORMATION

From: To:	Presidency Delegations
N° prev. doc.:	CM 2008/26
Subject:	Presidency Flash - Intellectual Property Working Party meeting

Delegations will find attached a Flash note from the Presidency in relation to the meeting of the Working Party on Intellectual Property taking place on 31 March 2026.

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PRESIDENCY FLASH NOTE

5th Working Party on Intellectual Property

Tuesday, 31 March 2026, 10:00

Dear Colleagues,

Just before the Easter Break, we would like to warmly invite you to the next full-day meeting of the Working Party on Intellectual Property, which will take place on Tuesday, 31 March at 10:00.

Supplementary Protection Certificates (SPCs)

Following discussions in the previous Working Party meetings, the Cyprus Presidency has continued exploring ways to overcome the deadlock on the legal basis of the unitary SPC proposals. During the Working Party meeting on 18 March, two options were presented: **Solution A** (Unitary SPC based on Article 118 TFEU) and **Solution B** (Single SPC based on Article 114 TFEU). While most Member States maintained scrutiny reservations, there was strong support for Solution A. On the other hand, Solution B received limited support.

In light of Member States' feedback, the Presidency, together with the Commission, has further developed **Solution A.** Solution B has not been pursued further at this stage. The revised Solution A (doc. 7727/26) continues to build on the model outlined in document WK 3721/2025, tabled during the Polish Presidency, and draws inspiration from the approach set out in Article 18(2) of the Unitary Patent Regulation. [redacted]

Delegations are invited to review and share their views on the revised Solution A.

The Presidency remains committed to advancing discussions on the SPC reform and looks forward to Member States' views, which will determine the next steps.

Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Regulation (EU) 2019/1753 *as regards amendments adopted by the Assembly of the Lisbon Union on 14 July 2025 to the Common Regulations under the Lisbon Agreement on Appellations of Origin and Geographical Indications*

During the Working Party meeting on 18 March, the Commission (DG AGRI) presented its proposal (doc. 6313/26) which aims to align the relevant EU legislation with the amendments to the Common Regulations under the Lisbon Agreement for the Protection of Appellations of Origin and their

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International Registration and the Geneva Act of the Lisbon Agreement on Appellations of Origin and Geographical Indications which were adopted on 14 July 2025, and will enter into force on 1 July 2026.

The Presidency would like to thank Member States for their comments on the proposal. A compilation of these comments is available in WK 4552/2026. Taking the comments made by delegations into account, the Presidency, together with the Commission, has prepared a revised text of the Proposal (doc. 7838/26), which will be presented at the Working Party meeting.

Member States will have the opportunity to provide further comments based on the revised text.

We remain at your disposal for any questions or clarifications you may need.

Looking forward to seeing you on 31 March!

With kind regards,
The IP Cyprus Presidency team