



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 25 January 2010**

**12076/09  
EXT 1**

**DROIPEN 65  
WTO 141  
PI 70**

**PARTIAL DECLASSIFICATION**

---

of document:	12076/09 RESTREINT UE
dated:	22 July 2009
new classification:	none

---

Subject:	Anti-counterfeiting Trade Agreement (ACTA) Chapter 2-Criminal Provisions
----------	--

---

Delegations will find attached the partially declassified version of the above-mentioned document.



**ANNEX**

**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 22 July 2009**

**12076/09  
EXT 1 (25.01.2010)**

**DROIPEN 65  
WTO 141  
PI 70**

**NOTE**

---

from : Presidency  
to : Delegations  
prev.doc.: 8031/09 DROIPEN 15 WTO 60 RESTREINT UE  
Subject : Anti-counterfeiting Trade Agreement ( ACTA) Chapter 2 -Criminal Provisions

---

**I. INTRODUCTION**

In 2007, the EU and a number of other WTO members began to work on a new international agreement – the Anti-Counterfeiting Trade Agreement (ACTA). ACTA is intended to step up the fight against global counterfeiting and piracy. This means that the agreement will, among other things, include criminal provisions.

During the French Presidency, delegations managed in a relatively short time to agree on a text for this chapter. This text was presented to the ACTA-partners in December 2008 (MD 652/08) and, again, in March 2009 during the Czech Presidency (doc. 8031/09).<sup>1</sup>

---

<sup>1</sup> In follow-up to discussions held by the French Presidency in the margins of the Negotiating round that took place in Paris in December 2008 with representatives of USA, Canada, Japan, Republic of Korea, Australia and Switzerland, a provisionally agreed structure of the text of criminal provisions has been circulated to all Parties to the negotiation.

**NOT DECLASSIFIED FROM THIS POINT UNTIL THE END OF THE DOCUMENT**

**(page 11)**

\_\_\_\_\_