



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 23 August 2011
(OR. en)**

12192/11

**Interinstitutional File:
2011/0166 (NLE)**

**WTO 252
PI 78
UD 164
DROIPEN 72
JUSTCIV 185
COPEN 170
MI 340**

LEGISLATIVE ACTS AND OTHER INSTRUMENTS

Subject: COUNCIL DECISION on the signing, on behalf of the European Union, of the Anti-Counterfeiting Trade Agreement between the European Union and its Member States, Australia, Canada, Japan, the Republic of Korea, the United Mexican States, the Kingdom of Morocco, New Zealand, the Republic of Singapore, the Swiss Confederation and the United States of America

COUNCIL DECISION No .../2011/EU

of

**on the signing, on behalf of the European Union,
of the Anti-Counterfeiting Trade Agreement
between the European Union and its Member States, Australia, Canada, Japan,
the Republic of Korea, the United Mexican States, the Kingdom of Morocco,
New Zealand, the Republic of Singapore, the Swiss Confederation
and the United States of America**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular the first subparagraph of Article 207(4), in conjunction with Article 218(5) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) On 14 April 2008, the Council authorised the Commission to negotiate a plurilateral anti-counterfeiting trade agreement on behalf of the Union and its Member States.
- (2) Those negotiations have been concluded and the Anti-Counterfeiting Trade Agreement between the European Union and its Member States, Australia, Canada, Japan, the Republic of Korea, the United Mexican States, the Kingdom of Morocco, New Zealand, the Republic of Singapore, the Swiss Confederation and the United States of America ("the Agreement") was initialled on 25 November 2010.
- (3) The Agreement should be signed,

HAS ADOPTED THIS DECISION:

Article 1

The signing of the Anti-Counterfeiting Trade Agreement between the European Union and its Member States, Australia, Canada, Japan, the Republic of Korea, the United Mexican States, the Kingdom of Morocco, New Zealand, the Republic of Singapore, the Swiss Confederation and the United States of America ("the Agreement") is hereby authorised on behalf of the Union, subject to the conclusion of the Agreement^{1*}.

Article 2

The President of the Council is hereby authorised to designate the person(s) empowered to sign the Agreement on behalf of the Union.

Article 3

This Decision shall enter into force on the day of its adoption.

Done at Brussels,

For the Council

The President

¹ The text of the Agreement will be published together with the decision on its conclusion.

* Delegations: for the text of the Agreement, see document ST 12196/11.