



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 29 January 2013
(OR. en)**

**16351/12
COR 1**

**PI 148
COUR 77**

LEGISLATIVE ACTS AND OTHER INSTRUMENTS: CORRIGENDUM

Subject: Agreement on a Unified Patent Court

Page UPC/en 38 shall be replaced by the following page.

ARTICLE 33

Competence of the divisions of the Court of First Instance

(1) Without prejudice to paragraph 7 of this Article, actions referred to in Article 32(1)(a), (c), (f) and (g) shall be brought before:

- (a) the local division hosted by the Contracting Member State where the actual or threatened infringement has occurred or may occur, or the regional division in which that Contracting Member State participates; or
- (b) the local division hosted by the Contracting Member State where the defendant or, in the case of multiple defendants, one of the defendants has its residence, or principal place of business, or in the absence of residence or principal place of business, its place of business, or the regional division in which that Contracting Member State participates. An action may be brought against multiple defendants only where the defendants have a commercial relationship and where the action relates to the same alleged infringement.

Actions referred to in Article 32(1)(h) shall be brought before the local or regional division in accordance with point (b) of the first subparagraph.