



EUROPEAN PARLIAMENT

2009 - 2014

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*Committee on International Trade*

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**2011/0167(NLE)**

31.5.2012

# **AMENDMENTS**

## **1 - 3**

**Draft report**

**David Martin**

(PE486.174v02-00)

on the draft Council decision on the conclusion 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  
(12195/2011 – C7-0027/2012 – 2011/0167(NLE))

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PE489.406v01-00

**EN**

*United in diversity*

**EN**

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**Amendment 1**  
**Godelieve Quisthoudt-Rowohl**

**Proposal for a recommendation**  
**Paragraph 1**

*Proposal for a recommendation*

1. ***Declines to consent*** to conclusion of the agreement;

*Amendment*

1. ***Consents*** to conclusion of the agreement;

Or. en

**Amendment 2**  
**Christofer Fjellner**

**Proposal for a recommendation**  
**Paragraph 1**

*Proposal for a recommendation*

1. ***Declines to consent*** to conclusion of the agreement;

*Amendment*

1. ***Consents*** to conclusion of the agreement;

Or. en

*Justification*

*Europe needs an international agreement to step up the fight against counterfeit products. The ACTA agreement provides a useful basis to this fight against counterfeit products and ensures an adequate protection of consumers and companies alike.*

*On the other hand there is a need for legal clarity regarding certain provisions in the agreement in respect of its digital chapter. It is important that ACTA is not open to any interpretation that would infringe EU law. We need to ensure legal clarity when it comes to internet service providers' responsibility under ACTA and to add legal clarity as to when Member states could impose criminal enforcement measures on internet users.*

*Therefore we call on the European Commission and Member States to ensure that ACTA does not open up for any interpretation that would infringe EU law. Such guarantees have to be given before the European Parliament can give its consent to the Agreement.*

**Amendment 3**  
**Syed Kamall**

**Proposal for a recommendation**  
**Paragraph 1**

*Proposal for a recommendation*

**1. Declines to consent to conclusion of the agreement;**

*Amendment*

**1. Decides to suspend the vote on consent to the draft Council decision; the decision on whether to consent to or reject the agreement will be reviewed once the European Parliament is in a position to take into account the opinion of the European Court of Justice on the compatibility of the Anti-Counterfeiting Trade Agreement with the Treaties;**

Or. en