

Kluwer Patent Blog

German complaint against Unified Patent Court Agreement on FCC decision list for 2018

Kluwer Patent blogger · Wednesday, February 21st, 2018

The German constitutional complaint against ratification of the Unified Patent Court Agreement is on the list of cases to be decided by the *Bundesverfassungsgericht*, the Federal Constitutional Court of Germany this year.

A preview of the cases was published today [here](#) (in German).



The rapporteur for the case (Az. 2 BvR 739/17) is Professor Dr. [Peter Huber](#), who is also the rapporteur in four complaints concerning inadequate legal protection at the European Patent Office (about the link between the UPC and EPO cases see [this article](#), which was published on the blog last year). The cases will be decided in the Second Senate.

According to a spokesman of the FCC, cases on the list haven't necessarily been admitted for decision. An exact date of decision cannot be derived from the list either. Actually, the complaints concerning the EPO were on last year's list as well.

The German constitutional complaint, if admitted for a decision, could delay or even block the entry into force on the Unitary Patent system, which cannot start if the Germans haven't ratified the Unified Patent Court Agreement.

The UK, the other member state that still has to ratify before the UP system can launch, is expected to complete all formalities by depositing its instrument of ratification in [March](#) or [April](#).

For regular updates on the Unitary Patent and the Unified Patent Court, subscribe to this [blog](#) and the free [Kluwer IP Law Newsletter](#).

To make sure you do not miss out on regular updates from the Kluwer Patent Blog, please [subscribe here](#).

Kluwer IP Law

The **2022 Future Ready Lawyer survey** showed that 79% of lawyers think that the importance of legal technology will increase for next year. With Kluwer IP Law you can navigate the increasingly global practice of IP law with specialized, local and cross-border information and tools from every preferred location. Are you, as an IP professional, ready for the future?

Learn how **Kluwer IP Law** can support you.

79% of the lawyers think that the importance of legal technology will increase for next year.

Drive change with Kluwer IP Law.

The master resource for Intellectual Property rights and registration.



2022 SURVEY REPORT
The Wolters Kluwer Future Ready Lawyer
Leading change

This entry was posted on Wednesday, February 21st, 2018 at 9:38 pm and is filed under [European Union](#), [Germany](#), [Unitary Patent](#), [UPC](#)

You can follow any responses to this entry through the [Comments \(RSS\)](#) feed. Both comments and pings are currently closed.