

**SUBJECT:** Draft basic proposal for a revision of the EPC implementing the organisational autonomy of the Boards of Appeal of the European Patent Office within the European Patent Organisation

**DRAWN UP BY:** President of the European Patent Office

**ADDRESSEES:**

1. Administrative Council (for opinion)
2. Committee on Patent Law (for information)
3. Budget and Finance Committee (for information)

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**SUMMARY**

These pages replace page 61 of CA/46/04 dated 28.05.2004.

Correction of cross-references in Article 21a to Article 21g (alternative A) and Article 21g (alternative B). The corrections are marked by grey hatching.

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I. **CORRECTION OF CROSS-REFERENCES TO ARTICLE 21G  
(ALTERNATIVE A):**

**Present wording**

**Revised wording**

**Article 21a  
Definitions of terms**

**For the purposes of this Convention,**

**a) a "judge of the Court of Appeals" shall be a person appointed as such under Article 21g, paragraph 1, **third** sentence, or Article 21g, paragraph 2;**

**b) a "presiding judge" shall be a judge of the Court of Appeals appointed as presiding judge of an Appeal Chamber under Article 21g, paragraph 2;**

**c) references to "judges of the Court of Appeals" shall apply to all persons appointed under Article 21g, paragraph 2, except where an express distinction is drawn between presiding judges and judges of the Court of Appeals, and shall also apply to the President of the Court of Appeals;**

**d) references to "members of the High Chamber" shall apply to the members appointed under Article 21g, paragraphs **3** and 4.**

**II. CORRECTION OF CROSS-REFERENCES TO ARTICLE 21G  
(ALTERNATIVE B):**

**Present wording**

**Revised wording**

**Article 21a  
Definitions of terms**

**For the purposes of this Convention,**

**a) a "judge of the Court of Appeals" shall be a person appointed as such under Article 21g, paragraph 1, second sentence, or Article 21g, paragraph 2;**

**b) a "presiding judge" shall be a judge of the Court of Appeals appointed as presiding judge of an Appeal Chamber under Article 21g, paragraph 2;**

**c) references to "judges of the Court of Appeals" shall apply to all persons appointed under Article 21g, paragraph 2, except where an express distinction is drawn between presiding judges and judges of the Court of Appeals, and shall also apply to the President of the Court of Appeals;**

**d) references to "members of the High Chamber" shall apply to the members appointed under Article 21g, paragraphs 4 and 5.**