

Bird & Bird

UPC in Motion

Timelines for the most common actions and applications

June 2025





1

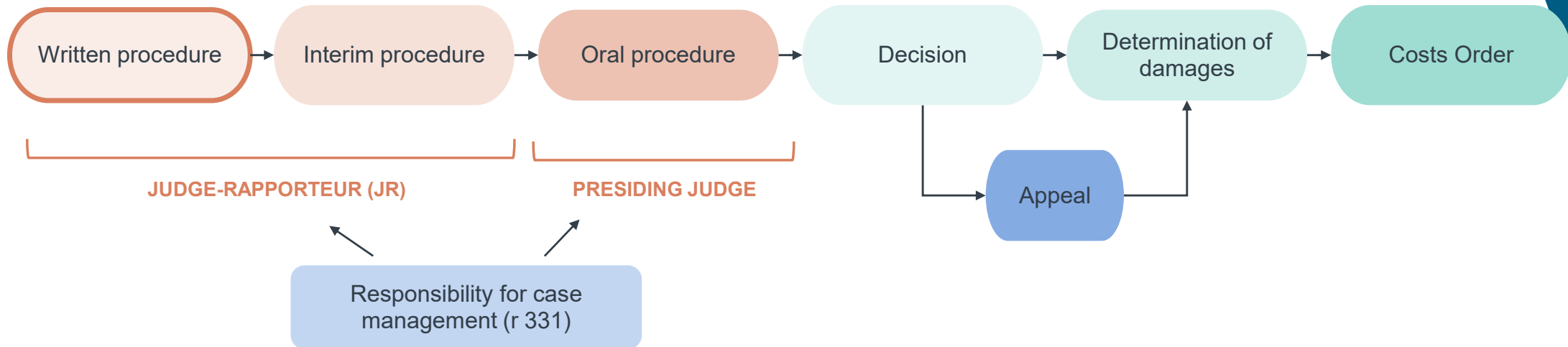
Infringement actions, revocation actions, appeals

Procedural stages at the UPC

Infringement actions, revocation actions, appeals

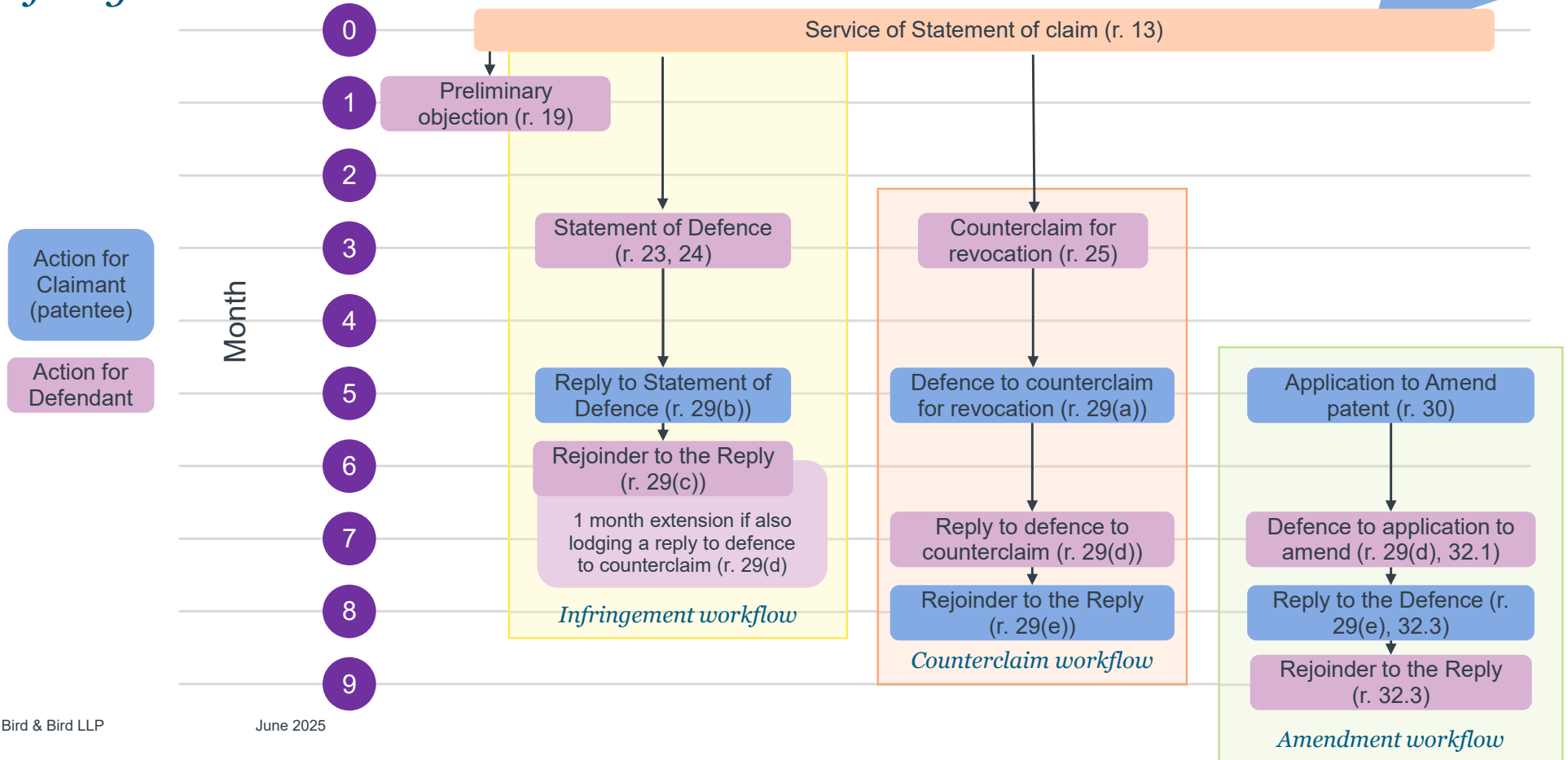
Procedural stages before the UPC

12/14 Months to hearing for decisions on the merits/appeals



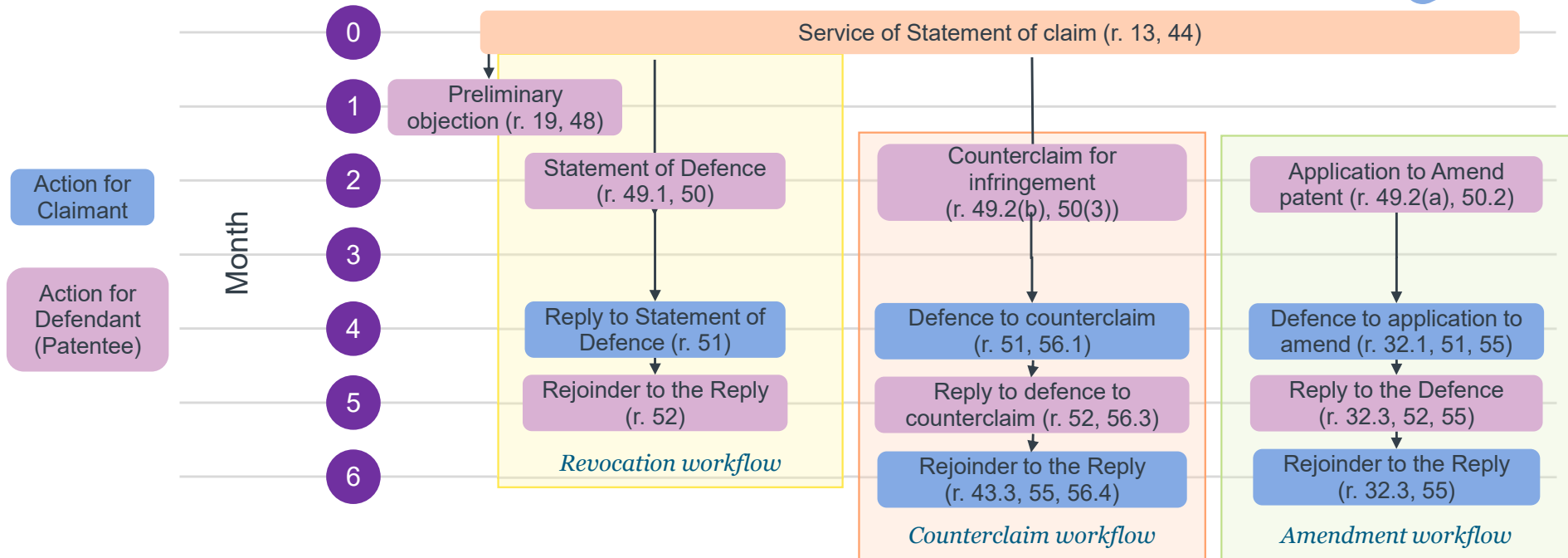
UPC – speedy written procedure

Infringement Action



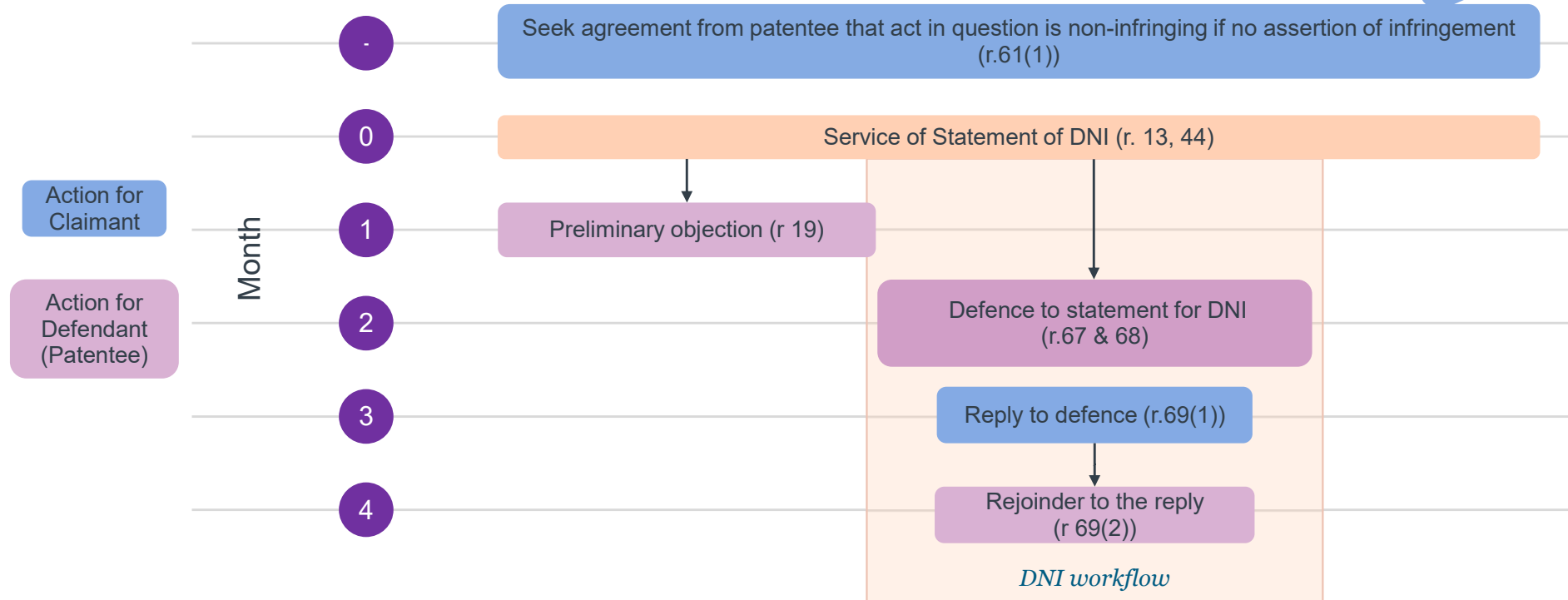
UPC – speedy written procedure

Revocation Action



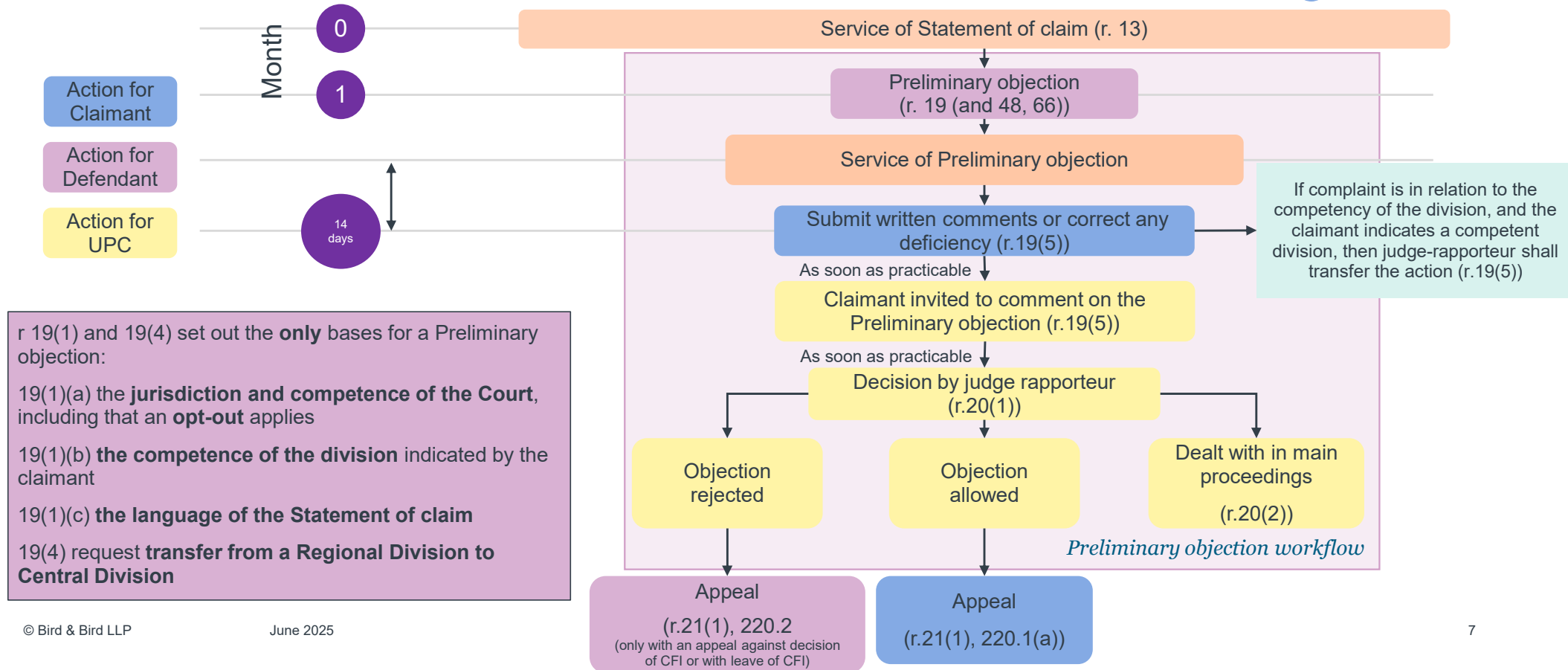
UPC – speedy written procedure

Application for a Declaration of Non-Infringement (DNI) – Rule 61 RoP



UPC – speedy written procedure

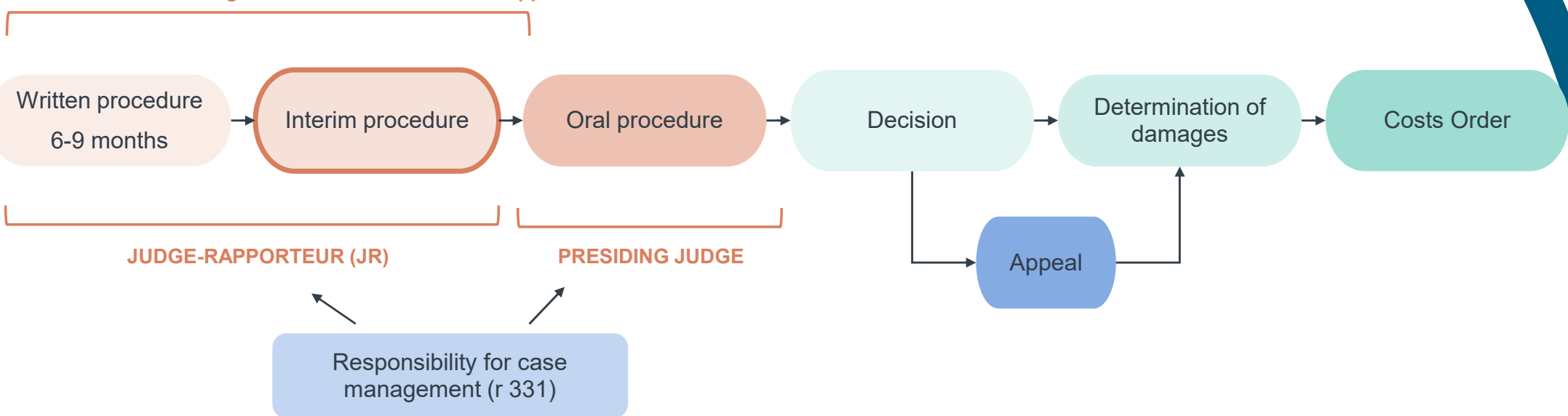
Preliminary objection – Rules 19 (infringement), 48 (revocation), 66 (DNI) RoP



Infringement actions, revocation actions, appeals

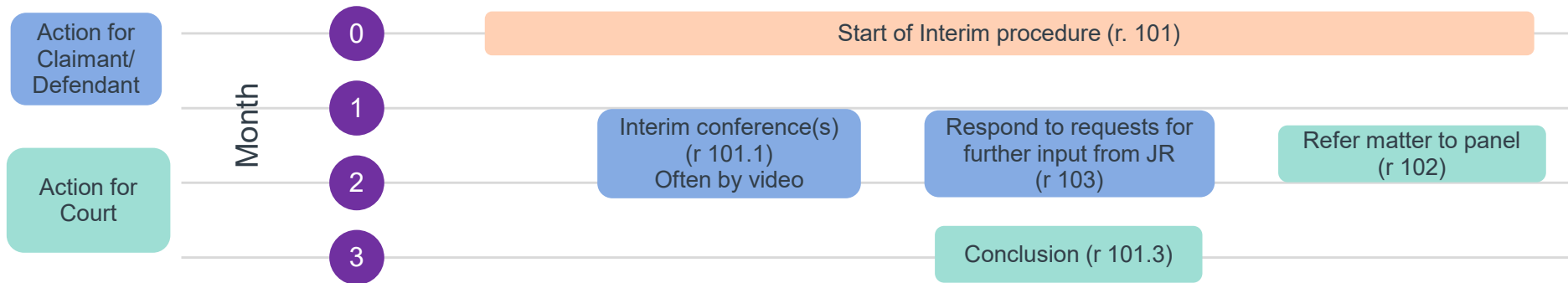
Procedural stages before the UPC

12/14 Months to hearing for decisions on the merits/appeals



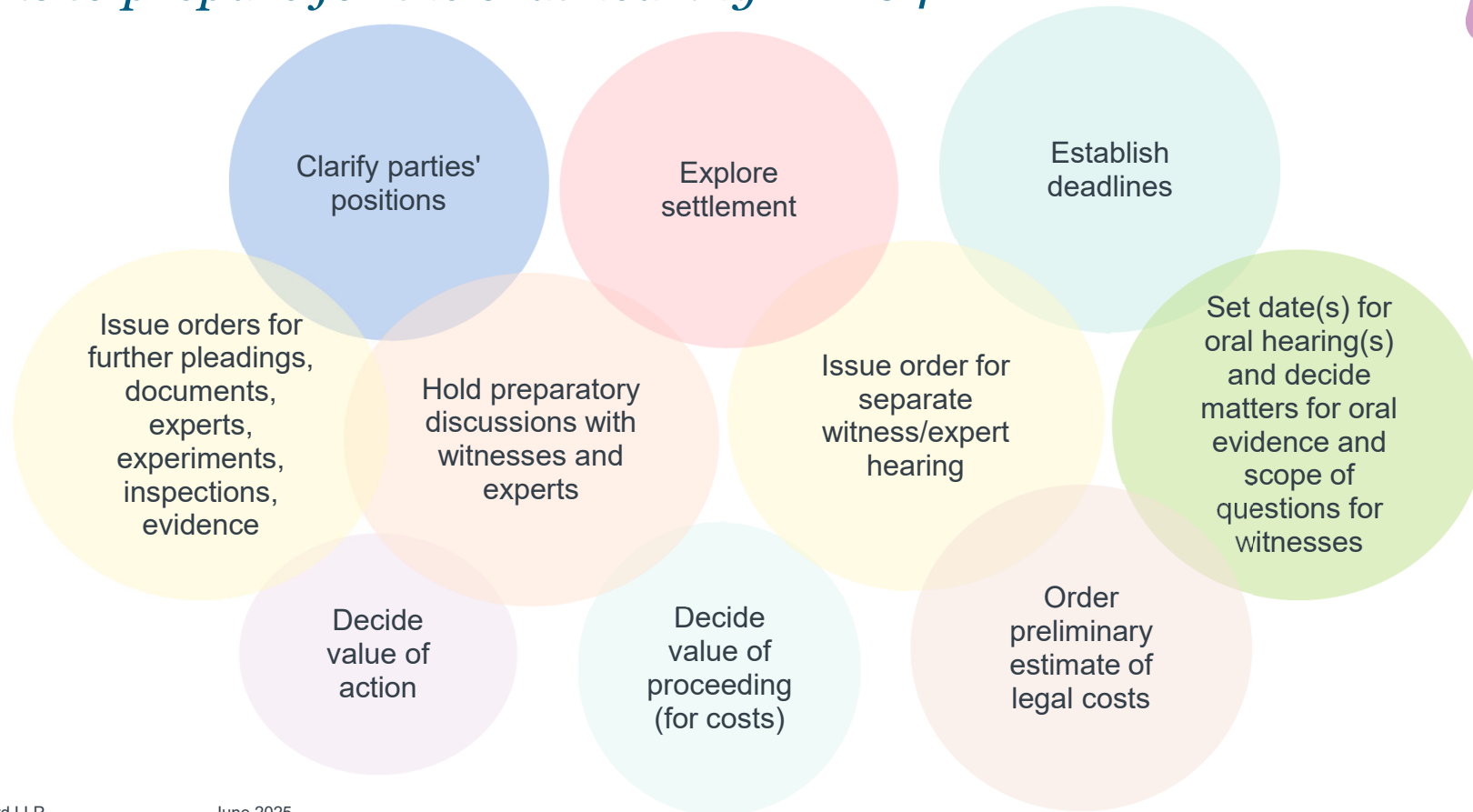
UPC – interim procedure

Preparations for the oral hearing – to be completed within three months of the closure of the written procedure - r 101



UPC – interim procedure

Aim is to prepare for the oral hearing – r 104



Infringement actions, revocation actions, appeals

Procedural stages before the UPC

12/14 Months to hearing for decisions on the merits

Written procedure
6-9 months

Interim procedure
3 months

Oral procedure
1-2 days

Decision
Within 6 weeks
(r 118.6)

Determination of
damages
Start within 1 year of
final decision (r 126)

Costs Order
Start within 1 month of
final decision (r 151)

JUDGE-RAPPORTEUR (JR)

PRESIDING JUDGE

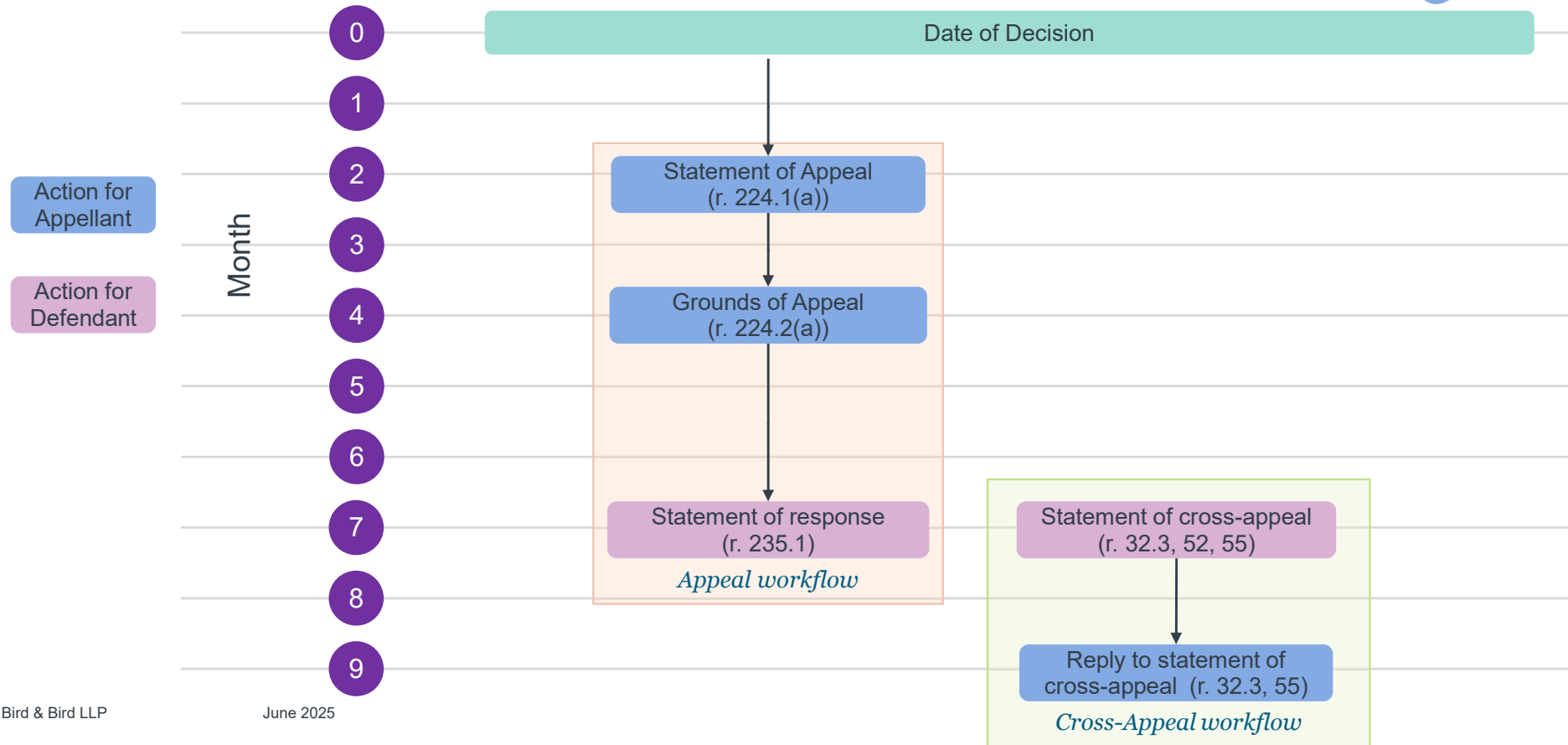
Responsibility for case
management (r 331)

Appeal

12/14 Months to hearing for appeals
(including 7-9 month written procedure)

UPC – speedy written procedure

Appeal





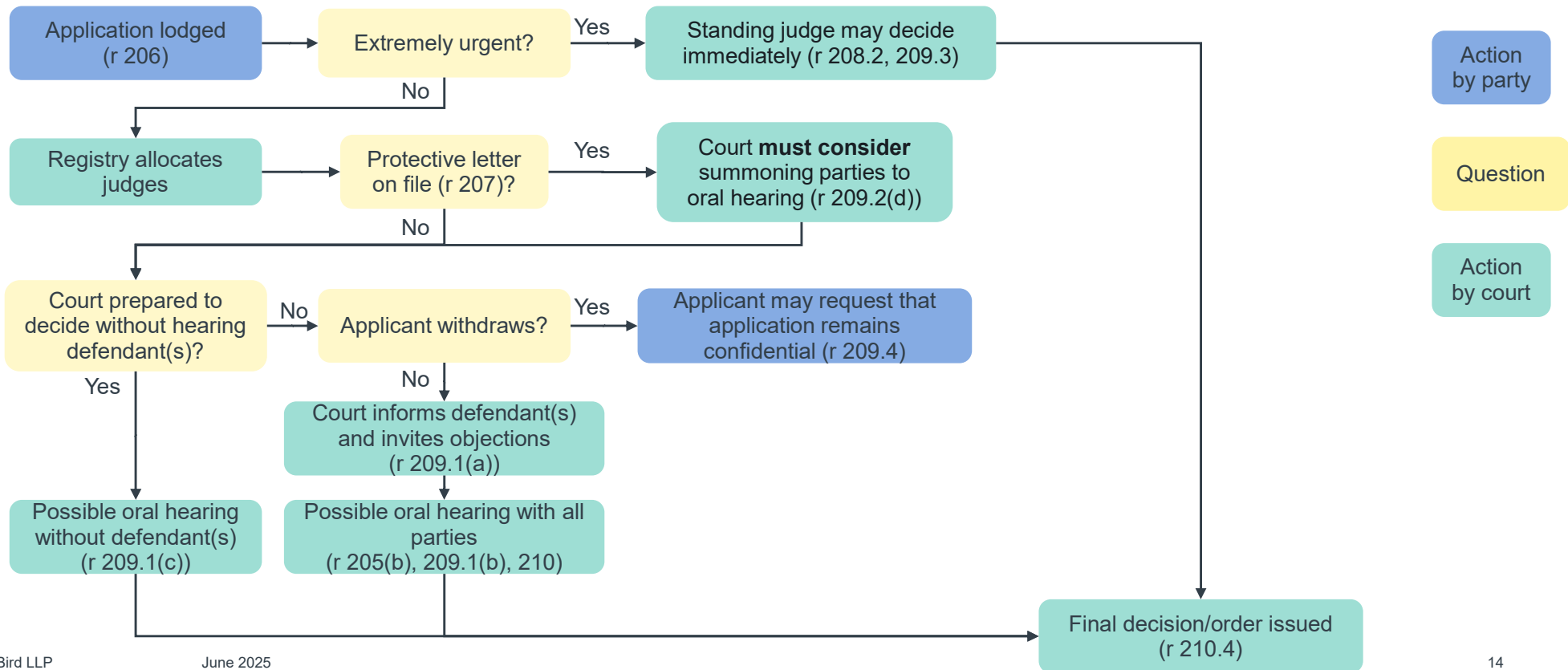
2

Applications for provisional measures

Procedural stages at the UPC

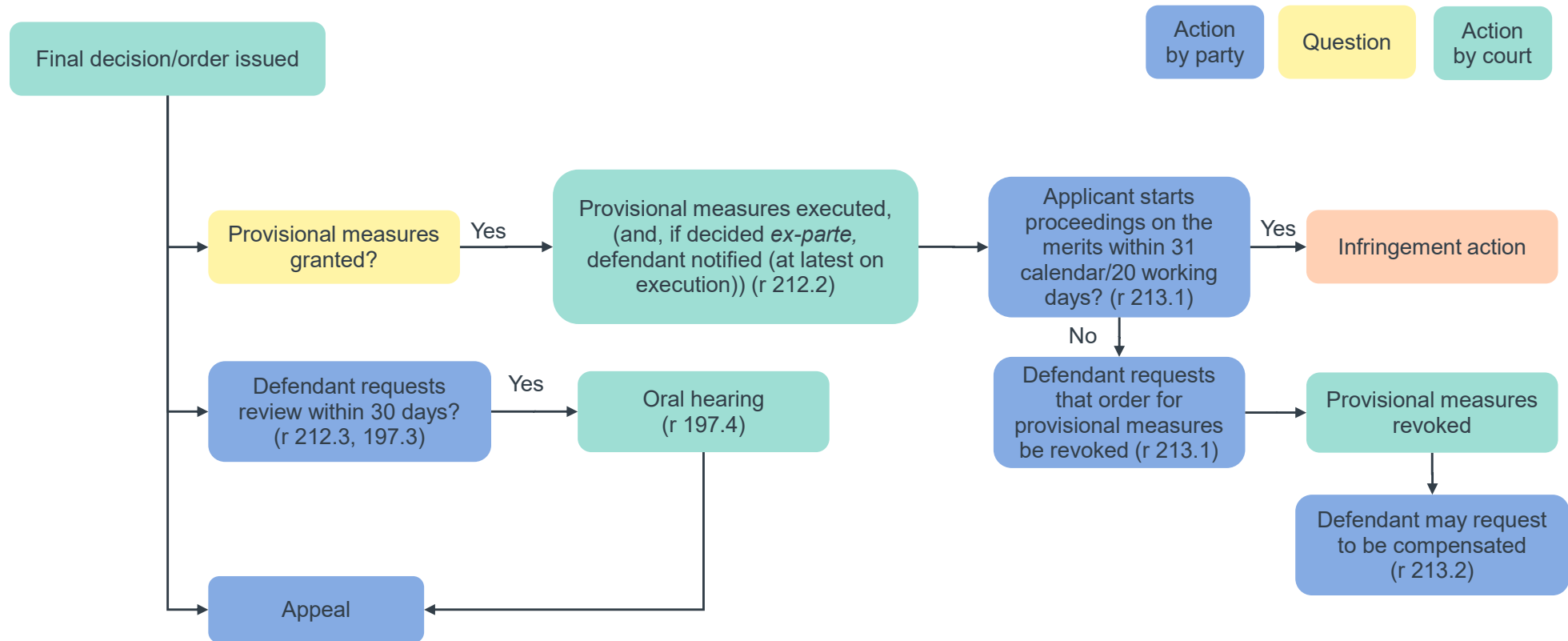
Applications for provisional measures

Rule 205 onwards – deadlines not set in Rules of Procedure



Applications for provisional measures

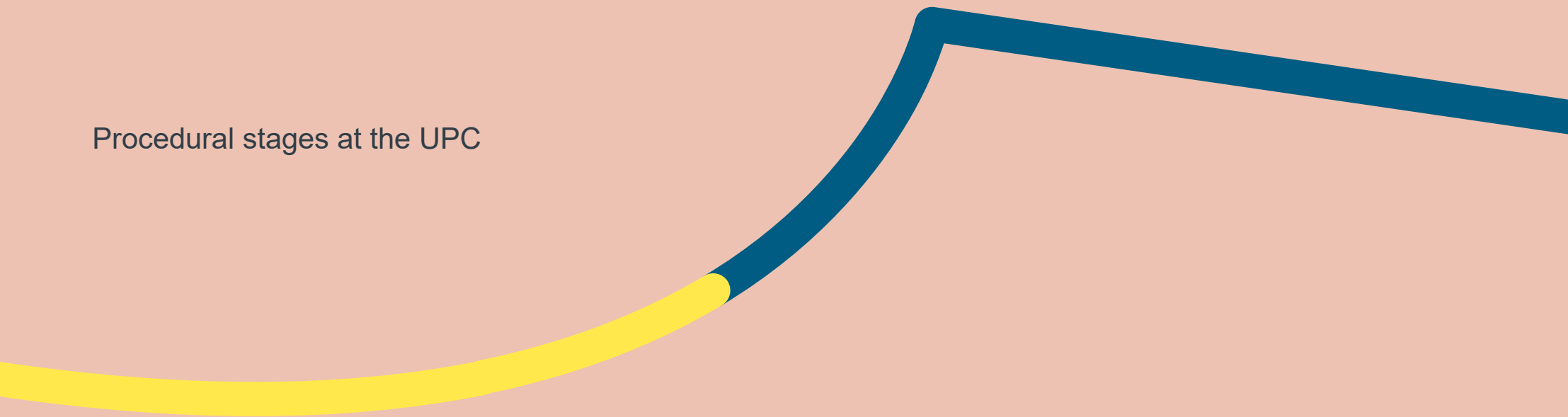
– *deadlines not set in Rules of Procedure*



3

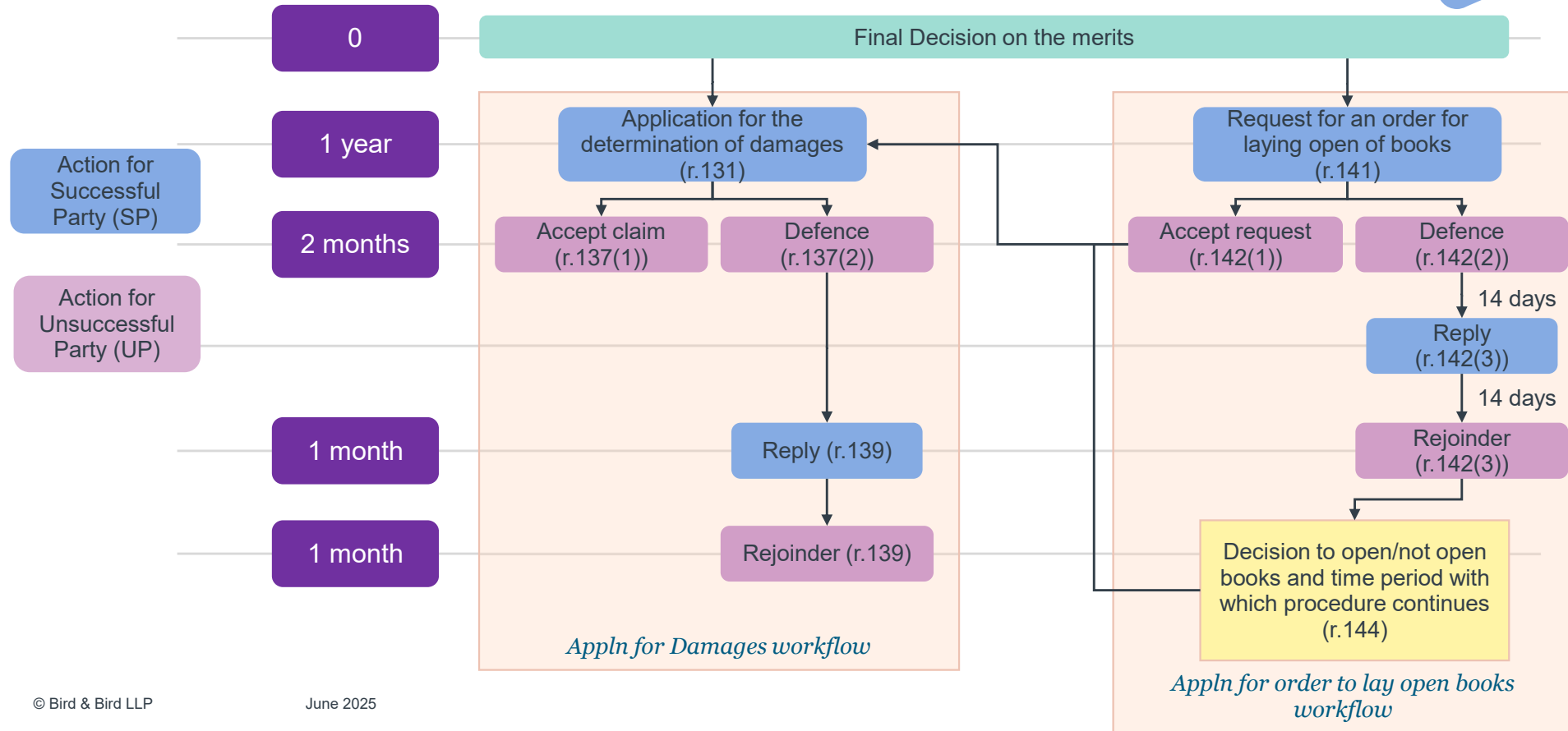
Determination of Damages

Procedural stages at the UPC



UPC –Determination of Damages

Timeline



Comprehensive UPC Coverage Across Europe

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Our experienced team specialises in providing practical and commercial guidance to help future-proof your IP portfolio in this evolving landscape. Each of our experts brings deep sector-specific knowledge and understands the intricacies of different technologies.

Contact our central team below to connect with a specialist who has in-depth expertise in your particular field and can provide tailored advice for your business needs.



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