

Concise

International and European IP Law

TRIPS, Paris Convention, European
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Second Edition

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Concise International And European Ip Law 2nd Edition Concise Ip

**Gunther Handl, Joachim Zekoll, Peer
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European Intellectual Property Law Annette Kur, Thomas Dreier, Stefan Luginbuehl, 2019-12-27 The second edition of this popular textbook has been thoroughly revised expanded and updated in order to reflect the recent extensive changes in European IP legislation Providing an in depth examination of the core areas of IP law from copyright patents and trademarks through to the protection of plant varieties and industrial design it is perfectly pitched to guide the reader through the complexities of the European IP system

The Principle of National Treatment in International Economic Law Anselm Kamperman Sanders, 2014-10-31 The principle of national treatment or the non discrimination clause is a principle that applies across many fields of international economic law This book offers a unique horizontal examination of the principle as it applies within international tr

Business Law in Japan Christopher Heath, Moritz Bälz, 2012-04-12 Compilations of cases with commentary in Japanese Hanrei Hyakusen often provide the most practical way to obtain a quick and reliable understanding of a specific field of law as well as guidance on how best to proceed in specific situations In this respect leading cases much more than statutory provisions are essential for understanding the reality of Japanese commercial law This incomparable book compiles 72 of the most important commercially relevant Japanese court decisions in the fields of civil law labour law company law financial transactions intellectual property antitrust conflict of laws and arbitration Each decision is presented in English translation and is accompanied by a practical and explanatory commentary by an expert in the field be it from academia or private practice There are 50 commentators in all brought together here to honour the 60th birthday of Harald Baum widely regarded as one of the world's foremost scholars on Japanese business law The cases encompass a wide reach of causes of action in fields such as breach of contract tort liability product liability unjust enrichment collective bargaining shareholders rights directors duty of care political donations insider trading patent infringement parallel imports trade mark rights unfair competition publicity rights price fixing arbitration agreements and recognition of foreign judgements Whether serving as practical guidance or as a basis for academic research this compilation will be warmly welcomed by practicing lawyers teachers and students of Japanese and international law and all others who need to understand the various fields of Japanese commercial law

Concise International and European IP Law Thomas Cottier, Pierre Véron, 2011 Beyond specificities of each intellectual property right some principles and rules are common to all or several intellectual property rights Therefore certain statutory provisions enacted at European or international levels are of great importance for all or various intellectual property rights Intellectual property is one of the branches of law where the international harmonization started the earliest thanks to international conventions e g the Paris Convention of 20 March 1883 for the Protection of Industrial Property Harmonization is still at work today e g with the Agreement on Trade related Aspects of Intellectual Property Rights and has been carried on to a high degree at a regional level thanks to the secondary legislation of the European Union especially thanks to directives and regulations This volume aims to offer the reader a rapid

understanding of some of these European or international texts which deal with some general and jurisdictional issues and are very important from a practical point of view Key features include An article by article commentary on the relevant international treaties and European instruments It is intended to provide the reader with a short and straightforward explanation of the principles of law to be drawn from each provision Editors and authors are all prominent specialists academics and practitioners in the field of international and European IP law Concise International and European IP Law TRIPS Paris Convention European Enforcement and Transfer of Technology is part of Concise IP a series of five volumes of commentary on European intellectual property legislation edited by Thomas Dreier Charles Gielen and Richard Hacon The formula of this series is based on the successful German and Dutch formula KurzKommentar and Tekst en Commentaar The five volumes cover Patents and related matters Trademarks and designs Copyrights and neighbouring rights IT and a general volume including jurisdictional issues Intellectual Property Rights and Climate Change Wei Zhuang,2017-06-01 As the world confronts global warming there is a growing consensus that the TRIPS Agreement could be a more effective instrument for mitigating climate change In this innovative work Wei Zhuang systematically examines the contextual elements that can be used in the interpretation of the TRIPS Agreement with a view to enhancing innovation and transfer of environmentally sound technologies Zhuang proposes a balanced and pro competitive interpretation that could be pursued by policymakers and negotiators This comprehensive multidisciplinary study will help academics and policymakers improve their understanding of the contemporary international legal regimes governing intellectual property rights as well as innovation and transfer of environmentally sound technologies It also offers practical guidance for further developing a legal system capable of responding to the challenges posed by climate change **EU Copyright Law** Irini Stamatoudi,Paul Torremans,2021-03-26 This significantly revised and updated second edition addresses the rapid development of EU copyright law in relation to the advancement of new technologies the need for a borderless digital market and the considerable number of EU legal instruments enacted as a result Taking a comparative approach the Commentary provides comprehensive coverage and in depth commentary on each of the EU legal instruments and policies both from an EU and an international perspective Alongside full legislative analysis and article by article commentary the Commentary illustrates the underlying basic principles of free movement and non discrimination and provides insights into the influence of copyright on other areas of EU policy including telecoms and bilateral trade agreements **Principles of International Economic Law** Matthias Herdegen,2013-01-10 A comprehensive insight into the legal framework of international economic relations comprising the law of the World Trade Organization investment law and international monetary law this book highlights the context of human rights good governance environmental protection development and the role of the G20 and multinationals *The Copyright / Trademark Interface* Martin Senftleben,2020-12-10 The Copyright Trademark Interface How the Expansion of Trademark Protection Is Stifling Cultural Creativity Martin Senftleben The registration of cultural icons as

trademarks has become a standard protection strategy in the field of contemporary cultural productions and plays an ever increasing role in the area of cultural heritage Attempts to register and evergreen the protection of cultural signs ranging from Mickey Mouse to the Mona Lisa are no longer unusual This phenomenon characterized by the EFTA Court as trademark registrations motivated by commercial greed has become typical of an era where trademark law is employed strategically to withhold or remove cultural symbols from the public domain In an extraordinary analysis of the clash between culture and commerce and imbalances caused by protection overlaps arising from cumulative copyright and trademark protection this book draws attention to the corrosive effect of indefinitely renewable trademark rights and underscores the necessity to safeguard central preconditions for the proper functioning of the copyright system in society at large the freedom to use pre existing works as reference points for the artistic discourse and building blocks for new creations and the need to ensure the constant enrichment of the public domain Emphasizing how overlapping copyright and trademark protection endangers the proper functioning of intellectual property rights in the literary and artistic domain the author examines whether the intellectual property system is capable of mitigating the risks arising from cumulative protection Such issues and topics as the following are treated in depth the different configuration of intellectual property rights in accordance with different policy objectives and societal functions in particular the cultural imperative in copyright law and the market transparency imperative in trademark law problems arising from the registration of cultural icons for use on souvenir and merchandising articles lack of sufficient safeguards in trademark law against cultural heritage branding current scope of trademark rights including the protection of brand value and communication functions and the deterrent effect of trademark protection on cultural creativity possibility of a categorical exclusion of contemporary cultural icons and cultural heritage material from trademark protection development of a strict gatekeeper requirement of use as a mark to prevent unjustified trademark infringement claims development of robust culturally based defences against trademark infringement claims and general guidelines for the regulation of protection overlaps in intellectual property law based on insights derived from the analysis of copyright trademark overlaps Drawing on aesthetic sociological and economic theories that support initiatives to safeguard the autonomy of the literary and artistic domain and support remix activities of artists the author suggests sound criteria for identifying signs with cultural significance that should be excluded from trademark registration The book shows how intellectual property law can make rights cumulation strategies less attractive and avoid the loss of inner consistency and social legitimacy easing the tension between indefinitely renewable trademark rights and the need to preserve and cultivate the public domain of cultural expressions and other intellectual creations that enjoy protection for a limited period of time such as industrial designs and technical know how Its assessment criteria will assist and enable trademark examiners and judges to identify relevant cultural signs and its proposals for regulatory responses to protection overlaps in intellectual property law will prove of great and lasting value to lawyers policymakers and scholars dealing with intellectual property law

Cross-Border Trade Secret Disputes in the European Union Lydia Lundstedt, 2023-10-06 With the rise of international trade and innovation there has been an increase in cross border trade secret violations Using common trade secret scenarios as a springboard for analysis the book questions whether EU private international law rules can be interpreted to facilitate the objective of the EU Trade Secret Directive and in doing so provides a detailed examination of both regimes

Workbook for The ESL Writer's Handbook, 2nd Edition Janine Carlock, Maeve Eberhardt, Jaime Horst, Lionel Menasche, 2017-12-19 This workbook accompanies the 2nd Edition of The ESL Writer's Handbook ISBN 978 0 472 03707 0 The Workbook extends the topics covered in the Handbook to enable a teacher to use the books as the core texts in an advanced ESL writing or first year undergraduate composition course The teacher may wish to assign Workbook exercises as homework or use them in class with the exercises in the Handbook The new edition of the Workbook includes 85 exercises to facilitate students understanding of some of the most complex or troublesome writing areas discussed in the Handbook Exercises have been revised and new exercises have been added to Sections 4 Research Paper and 5 Grammar and Style

Challenges of Copyright in the Digital Age Arpi Abovyan, 2014-06-26 The adaption of copyright law to the digital age is currently one of the EU's main concerns regarding intellectual property This thesis analyses whether European legislation in this field can be successfully implemented in the same way in countries with different levels of development Taking the examples of Germany and Armenia will help to evaluate the problems of developed and transition countries concerning the challenges of copyright in the digital age The comparison between these two countries shows that a one size fits all approach is not appropriate in the digital environment The socio economic situation and the legal environment of transition countries call for a different solution In this respect the example of Armenia may be instructive for other transition countries as well especially CIS countries A recommendation for adopting a certain system for drafting European legislation in the future which will meet the needs of all countries considering their social economic and legal situation has been developed in this thesis

Access to Information and Knowledge Dana Beldiman, 2013-12-27 Massive quantities of information are required to fuel the innovation process in a knowledge based economy a requirement that is in tension with intellectual property IP laws Against this backdrop leading thinkers in the IP arena explore the

Principles of International Economic Law, 3e Matthias Herdegen, 2024-03-20 Principles of International Economic Law provides a comprehensive overview of the central topics in international economic law with an emphasis on the interplay between the different economic and political interests on both the international and domestic levels Following recent tendencies the book examines classical topics of international economic law such as WTO law investment protection commercial law and monetary law in context with emerging aspects of human rights environmental protection and the legitimate claims of developing countries A perfect introductory text to the field of international economic law the book thoroughly analyses legal developments within their wider political economic or social context Topics covered range from codes of conduct for multinational enterprises to human rights implications of the

exploiting natural resources and the legal impact of climate protection The book demonstrates the economic foundations and economic implications of legal frameworks It puts into profile the often complex relationship between on the one hand international standards on liberalization and economic rationality and on the other state sovereignty and national preferences It describes the newly developed forms of economic cooperation between states such as the G7 the G20 or the BRICS Herdegen's Principles of International Economic Law has established itself as a leading textbook in the field This fully updated third edition covers new aspects and developments with a particular focus on corporate social responsibility challenges for WTO law mega regional agreements such as CPTPP the impact of human rights law and environmental standards and cryptocurrencies

The Protection of Geographical Indications Michael Blakeney, 2024-09-06 In this thoroughly revised and updated third edition Michael Blakeney investigates the European laws which regulate the use of geographical indications GIs in the marketing of agricultural products food wines and spirits and cultural products such as handicrafts Key updates include new material exploring the 2023 Regulation on GIs for craft and industrial products and the protection of wine GIs under the Common Organisation of Agricultural Markets CMO

Research Handbook on Cross-border Enforcement of Intellectual Property Paul Torremans, 2014-12-31 The Research Handbook on Cross border Enforcement of Intellectual Property systematically analyses the unique difficulties posed by cross border intellectual property disputes in the modern world The contributions to this book focus on the enf

Essential Interoperability Standards Simon Brinsmead, 2021-08-12 Proposes a new expert led international instrument to address access to essential technical standards

Mega-Regional Trade Agreements Thilo Rensmann, 2017-07-20 This book provides an in depth analysis of Mega Regionals the new generation of trans regional free trade agreements FTAs currently under negotiation and their effect on the future of international economic law The main focus centres on the EU US Transatlantic Trade and Investment Partnership TTIP the Trans Pacific Partnership TPP and the EU Canada Comprehensive Economic and Trade Agreement CETA but the findings are also applicable to similar agreements under negotiation such as the Regional Comprehensive Economic Partnership RCEP The specific features of Mega Regional Trade Agreements raise a number of issues with respect to their potential effect on the current system of international trade and investment law These include the consequences of Mega Regionals for the most favoured nation MFN principle their relation to the multilateral system of the World Trade Organization WTO their democratic legitimacy and their interaction with existing bilateral investment treaties BITs The book is intended for academics and practitioners working in the field of international economic law

Beyond Territoriality Gunther Handl, Joachim Zekoll, Peer Zumbansen, 2012 This book traces the evolution of transnational legal authority in the course of globalization Representative case studies buttress its conclusion that today transnational authority is multifaceted a phenomenon that renders unreliable the concepts of territoriality extraterritoriality as global governance markers

Intellectual Property Protection for AI-generated Creations Ana Ramalho, 2021-12-29 This book explores the

intersection between artificial intelligence and two intellectual property rights copyright and patents The increasing use of artificial intelligence for generating creative and innovative output has an impact on copyright and patent laws around the world The book aims to map and analyse that impact The author considers how artificial intelligence systems may aid or in some cases substitute for human creators and inventors in the creative process It is from this angle that the copyright and patent regimes in four jurisdictions Europe the United States Australia and Japan are investigated in depth The author describes how these jurisdictions look at works and inventions generated through a process where artificial intelligence is present or prevalent and examines how copyright and patent regimes should adapt to the reality of artificially intelligent creators and inventors As the use of artificial intelligence to generate creative and innovative products becomes more common this book will be a valuable resource to researchers academics and policy makers alike

Regulation (EU) No 608/2013 Concerning Customs Enforcement of Intellectual Property Rights Olivier Vrins, 2018-01-31 Derived from the renowned multi volume International Encyclopaedia of Laws this monograph provides a survey and analysis of the rules concerning Regulation EU No 608 2013 Concerning Customs Enforcement of Intellectual Property Rights It covers every type of intellectual property right in depth copyright and neighbouring rights patents utility models trademarks trade names industrial designs plant variety protection chip protection trade secrets and confidential information Particular attention is paid throughout to recent developments and trends The analysis approaches each right in terms of its sources in law and in legislation and proceeds to such legal issues as subject matter of protection conditions of protection ownership transfer of rights licences scope of exclusive rights limitations exemptions duration of protection infringement available remedies and overlapping with other intellectual property rights The book provides a clear overview of intellectual property legislation and policy and at the same time offers practical guidance on which sound preliminary decisions may be based Lawyers representing parties with interests in Regulation EU No 608 2013 Concerning Customs Enforcement of Intellectual Property Rights will welcome this very useful guide and academics and researchers will appreciate its value in the study of comparative intellectual property law

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