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Chinese Intellectual Property and Technology Laws



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Chinese Intellectual Property and Technology Laws Rohan Kariyawasam, 2011-01-01 The rapid evolution of China from an emerging to a mature intellectual property jurisdiction has far reaching implications for the law policy and practice of IP and their links with competition and technology law Produced in the year China rose to fourth rank globally as user of the international patent system this volume is an invaluable guide for the policymaker the analyst and the practitioner alike setting a thorough exposition of the substantive law and its application within a broader policy context and offering a comprehensive timely overview of an IP system just at the time it begins to assume central significance on the world stage Antony Taubman Director IP Division WTO This edited volume offers an excellent comprehensive overview of China s intellectual property and technology laws The eminent contributors to this volume have played important roles in shaping China s IP system and in tackling the many challenges confronting it By making their views of the system readily accessible to an English audience this volume will undoubtedly add to our understanding of the legal protections and challenges facing innovation industries in China Mark Wu Harvard Law School US The pioneering studies in this book examine the fundamental role of intellectual property and technology laws as China is moving from made in China to created in China This book also helps us to understand about the interplay between China s intellectual property protection system and the potential for transition of China s economy and provides numerous means to deal with the legislative difficulties in China s innovation oriented strategy Wu Handong Zhongnan University of Economics and Law China Written by some of China s leading academic experts and with a foreword by the former Chief Justice of the IP Tribunal of China s Supreme People s Court this book combines for the very first time a review of both Chinese intellectual property and technology laws in a single volume in English The book initially focuses on recent amendments to the laws of copyright trademarks patents before moving on to discuss unfair competition and trade secrets and the protection of intellectual property over electronic networks Other chapters cover the regulation of digital networks and telecommunications IT and E commerce the new antimonopoly law and competition and China s position on the TRIPS agreement Of special note is a chapter written by in house Counsel and the Chairman of the Quality Brands Protection Committee a coalition of well known multinational brands reviewing both brand protection and practical enforcement of intellectual property in China This book will appeal to scholars and postgraduate students in commercial law especially in IP trade competition and technology Chinese studies and business as well as regulators international agencies and law firms Management consultancy and accounting firms banks and investment firms will also find this book invaluable

Intellectual Property Law and Access to Medicines Srividhya Ragavan, Amaka Vanni, 2021-07-28 The history of patent harmonization is a story of dynamic actors whose interactions with established structures shaped the patent regime From the inception of the trade regime to include intellectual property IP rights to the present this book documents the role of different sets of actors states transnational business corporations or

civil society groups and their influence on the structures such as national and international agreements organizations and private entities that have caused changes to healthcare and access to medication Presenting the debates over patents trade and the Agreement on Trade Related Aspects of Intellectual Property Rights TRIPS Agreement as it galvanized non state and nonbusiness actors the book highlights how an alternative framing and understanding of pharmaceutical patent rights emerged as a public issue instead of a trade or IP issue The book thus offers an important analysis of the legal and political dynamics through which the contest for access to lifesaving medication has been and will continue to be fought In addition to academics working in the areas of international law development and public health this book will also be of interest to policy makers state actors and others with relevant concerns working in nongovernmental and international organizations *IP and Antitrust: An Analysis of Antitrust Principles Applied to Intellectual Property Law, 3rd Edition* Hovenkamp, Janis, Lemley, Leslie, Carrier, 2016-01-01 *Chinese Law* Constance A. Johnson, 1995-10 Covers the period from the middle of 1985 through the middle of 1989 Materials included are journal articles and monographs not newspaper items Covers banking civil law contracts criminal law customs elections family law Hong Kong and Macao human rights import and export labor law maritime law military law private international law state security taxation technology transfer texts of laws and more

Research Handbook on Trade Wars Zeng, Ka, Liang, Wei, 2022-07-08 The Research Handbook on Trade Wars presents an informative and in depth account of the origins dynamics and implications of trade wars which are growing both in scale and scope in today s increasingly interdependent global economy Providing the frameworks necessary for understanding the political and economic logics of trade wars this Handbook will be a valuable source of reference for researchers government officials businesses and post graduate students interested in international political economy international economics economic statecraft public policy and international relations **Legal Scholars and Scholarship in the People's**

Republic of China Nongji Zhang, 2023-11-20 Law is a moving system of rules that changes according to a nation s political and socioeconomic development To understand the law of the People s Republic of China today it is imperative to learn the history and philosophy of the law when it was first shaped This is a comprehensive introduction to Chinese legal scholarship and the prominent scholars who developed it during the initial decades of the PRC when the old Chinese legal system was abolished by the newly established Communist government With responsibilities for full scale recovery and reconstruction while cultivating entirely new disciplines and branches of legal studies the thirty three leading legal scholars featured herein became the creators pioneers and teachers of the new Communist legal system Through their scholarship we can see where the field of Chinese legal studies came from and where it is going Nongji Zhang reveals the stories of the most prominent PRC legal scholars including their backgrounds scholarly contributions and important works This essential tool and resource for the study of Chinese law will be of great use to faculty students scholars librarians and anyone interested in the field

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

Competition Policy and Intellectual Property in Today's Global Economy Robert D. Anderson, Nuno Pires de Carvalho, Antony Taubman, World Trade Organization, 2021-08-05 This volume examines a range of issues relating to the inter relationships among competition policy intellectual property rights and international trade and investment flows in today's global and knowledge based economy It is intended to survey the field systematically and to yield practical and policy insights that will be of interest both to scholars and practitioners including persons working in national intellectual property offices competition agencies and international trade policy administrations in addition to universities think tanks and other organizations

European Yearbook of International Economic Law 2012 Christoph Herrmann, Jörg Philipp Terhechte, 2011-12-21 The third volume of the European Yearbook of International Economic law focuses on two major topics of current academic and political interest Firstly it addresses the 10th anniversary of China's accession to the WTO and its implications secondly it deals with different legal aspects of global energy markets

Emerging Markets and the World Patent Order Frederick M. Abbott, Carlos M. Correa, Peter Drahos, 2013-12-27 The patent has emerged as a dominant force in 21st century economic policy This book examines the impact of the BRICS and other emerging economies on the global patent framework and charts the phenomenal rise in the number of patents in some of these countries

Chinese Legal Reform and the Global Legal Order Yun Zhao, Michael Ng, 2017-11-09 This volume critically evaluates the latest legal reform of China covering major areas such as trade and securities law online privacy law criminal law human rights and international law It represents a bold departure from the most recent works on Chinese legal reform by engaging the ideas of experts in contemporary Chinese law with the archival scholarship of Chinese legal historians This unique interdisciplinary feature affords readers a more nuanced view of the complexities and specificities of how China has problematised legal reforms in various historical contexts when building a progressive yet sustainable legal system This volume appraises the most current reform in Chinese law by considering China's engagement with globalisation increasingly complicated domestic situation and historical legal transplantation experiences It will be of huge interest to students researchers and practitioners interested in Chinese law and policy China and Asian studies and Chinese legal history

Chinese Intellectual Property and Technology Transfer Law Chengsi Zheng, Michael D. Pendleton, 1987-01-01

China and the WTO Henry Gao, Damian Raess, Ka

Zeng,2023-09-28 Examining the twenty years since China acceded to the World Trade Organization this collection provides an original systematic assessment of the opportunities and challenges that China has presented to the WTO Offering in depth analyses of the two way relationship between China and the WTO the contributions explore a range of key issues from the varied effects of WTO membership for China and the global economy to the responses of the WTO members to China s rapid economic growth It presents diverse perspectives of leading scholars from multiple disciplines including law economics political science and international relations as well as practical insights from senior policymakers from both China and the United States This is an invaluable contribution to ongoing debates about the implications of the rise of China for global economic governance and enriches discussions of the wide ranging implications of China s growing integration into the multilateral trading system both now and in the future This title is also available as Open Access on Cambridge Core

Governance of Intellectual Property Rights in China and Europe Nari Lee, Niklas Bruun,Mingde Li,2016-01-29

Intellectual property IP law has been widely discussed in recent scholarship though many recent works explore the topic from a largely descriptive perspective This book provides an analytical and comparative study of Chinese and European IP law as well as an analysis of system reforms in China The book highlights in three parts intellectual property for innovation and creativity in China comparing concepts and norms in Chinese and European IP law and governance of practices and IP enforcement Demonstrating that the governance of IP rights requires the adoption of a set of norms the contributors also argue that success is dependent on a transformation of the perspectives and implementation Students and scholars of IP law and Chinese IP law in particular will find this book to be a valuable resource to their work It will also be of interest to IP practitioners looking for an insight into system reforms in China

Amazon Sellers' Guide: Chinese Intellectual Property Law CJ Rosenbaum,Conor Wiggins,Moshe Allweiss,Anthony Famularo,2018-12-19 This book focuses on informing Amazon Sellers about protecting their brand from threats located in China and steps Sellers can take to prohibit infringers We discuss trademark and copyright law the two primary ways to protect your brand around the world

Reader's Guide to the Social Sciences Jonathan Michie,2014-02-03 This 2 volume work includes approximately 1 200 entries in A Z order critically reviewing the literature on specific topics from abortion to world systems theory In addition nine major entries cover each of the major disciplines political economy management and business human geography politics sociology law psychology organizational behavior and the history and development of the social sciences in a broader sense

Intellectual Property Law in China Christopher Heath,2021-02-19 Intellectual property law and practice in China has changed dramatically since the first edition of this influential book published in 2005 Today judicial and administrative application of law plays a major role and accordingly this entirely rewritten new edition draws on an abundance of court and administrative decisions clarifying how the law is applied In a thorough and systematic manner the authors clearly demonstrate the sophisticated level of legal certainty available for domestic and foreign entities doing business in China including the

adaptation of the legal framework to new technologies broadened scope of protected subject matter improved quality of filings and significant enhancement of enforcement not only with regard to remedies but also to procedural aspects Providing comprehensive coverage of all aspects of intellectual property protection in China including analysis of IP related provisions of China's new Civil Code the book emphasizes issues of concern to foreign traders and investors such as the following copyright law and software protection protection of trademarks including Chinese character and Roman script trademarks well known marks and bad faith applications technology transfer enforcement of trade secret and patent protection criminal liability for infringement unfair competition and antitrust law role of the binding interpretations of the Supreme People's Court administrative regulations that supplement the laws co operation with administrative authorities protection of geographical indications protection of trade names domain name dispute resolution special patent related laws protecting such areas as plant varieties integrated circuit layout designs and relevant provisions of the distinct laws of Hong Kong and Macao Full descriptions of the competencies of China's IP related institutions are included with detailed attention to procedural matters Brief historical notes in each chapter feature the most significant changes in each amendment of law and regulation Because in China the laws are supplemented and interpreted by numerous guidelines and circulars issued by ministries or courts the up to date knowledge and awareness provided in this new edition is essential for all companies investing in China or considering such investment as well as for practitioners counselling their clients on strategies In addition officials and policymakers involved in trade or other relations with China will benefit from a comprehensive update of what the current law is and a critical view of what the challenges are the 2021 IPLCN is a recommended read for those who seek a well written English textbook which covers the main principles of Chinese IP Law Clearly outlined it is probably one of the best of its kind on the market Its existence is welcome and necessary in the current era where languages are still obstacles By Tian Lu Book Review for The IP Kitten September 2021

China's Intellectual Property Regime for

Innovation Dan Prud'homme, Taolue Zhang, 2019-05-09 This book evaluates the risks that China's intellectual property IP regime poses to innovation China's IP regime has been heavily criticized as potentially stifling innovation However the country's innovation capabilities have risen significantly and major reforms have recently been made to its IP regime How risky really is China's IP regime for innovation This book investigates this question at different units of analysis based on a multidisciplinary assessment involving law management economics and political science Specifically it critically appraises China's substantive IP laws measures for boosting patent quantity and quality measures for transmitting and exploiting technological knowledge new experimental IP measures and China's systems for administering and enforcing IP Practitioners and scholars from various backgrounds can benefit from the up to date analysis as well as the practical managerial tools provided including risk assessment matrices for businesses and recommendations for institutional reform *China Intellectual Property Law Guide* Kluwer Law International, Cch, 2005-01-01 Written in the context of China's new intellectual

property laws after WTO entry this unique law and commentary guide examines the legal framework for intellectual property protection and its practical implications in the commercial world Written for multinationals with operations in China the book addresses the commercial realities of protecting and managing intellectual property and the practical application of Chinese intellectual property laws to business e g assessing risk liabilities for all parties in the supply chain from manufacturers to retailers to marketing firms and importers Among the overarching topics treated are the following Trademarks Copyright Patents Enforcement of intellectual property rights Trade secrets Internet Technology transfer Unfair competition With key legislation cases and judicial interpretations and cases China Intellectual Property Law Guide has no peers as a working reference for corporate counsel and the busy IP lawyer alike This title forms part of the Asia Business Law Series The Asia Business Law Series is published in cooperation with CCH Asia and provides updated and reliable practical guidelines legislation and case law in order to help practitioners policy makers and scholars understand how business is conducted in the rapidly growing Asian market This book was originally published by CCH Asia as the loose leaf China IP Law Guide

Academic Brands Mario Biagioli, Madhavi Sunder, 2022-07-21 The first comprehensive analysis of the emergence of academic brands this book explores how the modern university is being transformed in an increasingly global economy of higher education where luxury is replacing access More than just a sign of corporatization and privatization academic brands provide a unique window on the university's concerns and struggles with conveying excellence and reputation in a competitive landscape organized by rankings while also capitalizing on its brand to generate revenue when state support dwindles This multidisciplinary volume addresses topics including the uniqueness of academic brands their role in the global brand economy of distinction and their vulnerability to problematic social and political associations By focusing on brands the volume analyzes the tensions between the university's traditional commitment to public interest values education research and the production of knowledge and its increasingly managerial culture framed by corporate private values Available as Open Access on Cambridge Core

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