

Concise

International and European IP Law

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Enforcement and Transfer of Technology

Second Edition

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Arno R. Lodder, Andrew D. Murray



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Concise European Design Law Verena von Bomhard, Alexander von Mühlendahl, 2023-10-25 The two EU instruments that govern design law the Community Design Regulation CDR of 2001 and the Design Directive of 1998 are expertly annotated in this thorough article by article commentary Written by distinguished practitioners from a range of European countries the volume builds on the two editions of the design related portions of the much relied upon Concise European Trade Mark and Design Law with corresponding case law through the end of 2022 It is the best first stop guide to practice in the field The commentary provides detailed guidance taking into account the case law of the EUIPO and its Boards of Appeal and of the General Court and the Court of Justice on the practical application of such crucial building blocks of design law practice as the following all issues of substantive design law from definitions to novelty and individual character ownership of design rights limits of protection to scope of protection and rights conferred all proceedings before the EUIPO from filing design applications to registration actions for declaration of invalidity and all provisions governing review of EUIPO decisions by the EUIPO Boards of Appeal by the EU s General Court and by the Court of Justice and actions for the infringement of Community designs with a focus on jurisdiction and applicable law The book also contains a unique collection of EU and international legislation of relevance for

design protection found in no other reference book including the Community Design Implementing and Fee Regulations the Enforcement of IP Rights Directive excerpts from the Rules of Procedure of the General Court and relevant provisions from applicable international treaties such as the TRIPS Agreement the Paris Convention the Geneva Act of the Hague Agreement and the Locarno Agreement This concise book on designs is a handy desktop companion and single reference tool for daily use by every practitioner in the EU and elsewhere who practises design law It will be welcomed by IP lawyers in house counsel and government officials involved with design policy and procedure

Concise European Trade Mark Law Verena von Bomhard, Alexander von Mührendahl, 2018-09-25 The sweeping changes brought about in 2017 to practice and procedures in European Union trade mark law have precipitated a new edition of this much relied upon guide to the field This is the first book to provide comprehensive guidance to the new EU Trade Mark Regulation including full details on all aspects of substance and procedure as well as to the new Trade Mark Directive This new and significantly expanded edition which builds on the two previous editions of the Concise European Trade Mark and Design Law includes the full texts of the new Implementing and Delegated Acts available in no other book as well as a collection of other texts that are needed in daily practice such as excerpts from the Rules of Procedure of the General Court the Paris Convention the Madrid Protocol and the Nice Agreement the Nice Classification the TRIPS Agreement and the Directive on Enforcement of IP Rights Providing a complete commentary and a full set of the legal provisions that must be dealt with on a daily basis obviating recourse to other sources this new edition will be welcomed by anyone with an interest in the law and practice of trade marks in the European Union

Concise Introduction to EU Private International Law Michael Bogdan, 2012 This concise book is mainly intended to be used as an introduction to the rules of private international law belonging to the legal system of the European Union It provides legal practitioners with an overview of this highly complex field of law and can serve as an introductory textbook in elective undergraduate courses and master programs offered today by many law schools both to their own students and to exchange students from other countries The book will hopefully also be useful as a spring board towards more profound studies of statutory texts case law and legal literature Michael Bogdan is Professor of Comparative and Private International Law at the University of Lund Sweden

Formalities in Copyright Law Stef van Gompel, 2011-01-01 This book examines whether reintroducing copyright formalities is legally feasible Based on a comprehensive and thorough analysis of copyright formalities it sets out to establish the extent to which the current copyright system allows for their reintroduction To this end the author describes the role and functions of formalities revisits the history of formalities at the national and international levels examines the scope of the international prohibition on formalities and scrutinizes the rationales behind this prohibition including an in depth examination of the validity of the argument that copyright is a natural right and therefore should be protected independently of formalities The author skilfully evaluates and contrasts the conflicting theories according to which formalities on the one hand add legal certainty to claims

on the ownership of property and on the other hamper individual authors from seeking adequate protection for their works. This book makes an important contribution to legal science by answering questions that so far have been neglected or only marginally addressed. To the degree that current copyright law permits reintroducing formalities, the author posits the specifications that will determine to a great extent what role and functions they may eventually fulfil depending on the aims to be achieved. Lawmakers must choose which types of formalities shall be imposed and what their legal consequences shall be. This book goes a long way towards reinforcing the foundation for those decisions.

Intellectual Property and Private International Law Toshiyuki Kono, 2012-06-29 Intellectual property and private international law was one of the subjects discussed at the 18th International Congress of Comparative Law held in Washington July 2010. This volume contains the General Report and 20 National Reports covering Canada, US, Japan, Korea, India and a number of European countries: Austria, France, Germany, UK, Spain etc. The General Report was prepared on the basis of National Reports. The national reporters not only describe the existing legal framework but also provide answers for up to 12 hypothetical cases concerning international jurisdiction, choice of law and recognition and enforcement of foreign judgments in multi-state IP disputes. Based on their answers, the main differences between legal systems as well as the shortcomings of the cross-border enforcement of IP rights are outlined in the General Report. The Reports in this volume analyse relevant court decisions as well as recent legislative proposals such as the ALI CLIP Transparency, Waseda and Korean Principles. This book is therefore a significant contribution to the existing debate in the field and will be a valuable source of reference in shaping future developments in the cross-border enforcement of IP rights in a global context.

Elgar Concise Encyclopedia of Space Law Mahulena Hofmann, P. J. Blount, 2025-01-09 Providing a comprehensive and timely overview of the evolving landscape of space law, this Encyclopedia emphasises the importance of international collaboration in maintaining outer space as a peaceful domain. It illustrates how the demise of the bipolar world order changed the paradigm of international legal developments in outer space activities whilst the need to guarantee the security, safety and sustainability of space remained unchanged.

EU Regulation of E-Commerce Arno R. Lodder, Andrew D. Murray, 2017-04-28 For the last twenty years the European Union has been extremely active in the field of e-commerce. This important new book addresses the key pieces of EU legislation in the field of e-commerce including the E-commerce Directive, the Services Directive, the Consumer Directive, the General Data Protection Regulation and the eID Regulation. The latest in the Elgar Commentaries series, *EU Regulation of E-Commerce* is the first book to apply this well-established format to a dynamic and increasingly significant area of law.

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 The Legal Regulation of Cyber Attacks Ioannis Iglezakis, 2020-03-19 This updated edition of a well known comprehensive analysis of the criminalization of cyberattacks adds important new guidance to the legal framework on cybercrime reflecting new legislation technological developments and the changing nature of cybercrime itself The focus is not only on criminal law aspects but also on issues of data protection jurisdiction electronic evidence enforcement and digital forensics It provides a thorough analysis of the legal regulation of attacks against information systems in the European international and comparative law contexts Among the new and continuing aspects of cybersecurity covered are the following the conflict of cybercrime investigation and prosecution with fundamental rights to privacy and freedom of expression the 2016 Directive on security of network and information systems NIS Directive the General Data Protection Regulation GDPR the role of national computer security incident response teams CSIRTs the European Union EU response to new technologies involving payment instruments including virtual currencies and digital wallets the EU Commission s legislative proposals to enhance cross border gathering of electronic evidence internet service providers role in fighting cybercrime measures combatting identity theft spyware and malware states and legal persons as perpetrators of cybercrime and the security and data breach notification as a compliance and transparency tool Technical definitions case laws and analysis of both substantive law and procedural law contribute to a comprehensive understanding of cybercrime regulation and its current evolution in practice Addressing a topic of growing importance in unprecedented detail this new edition of a much relied upon resource will be welcomed by professionals and authorities dealing with cybercrime including lawyers judges academics security professionals information technology experts and law enforcement agencies

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