

Concise

International and European IP Law

TRIPS, Paris Convention, European
Enforcement and Transfer of Technology

Second Edition

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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

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

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 *Principles of International Economic Law* Matthias Herdegen,2013-01-10 *Principles of International Economic Law* gives 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 The book sets the classic topics of international economic law WTO law investment protection commercial law and monetary law in context with human rights environmental protection good governance and the needs of developing countries It thus provides a concise picture of the current architecture of international economic law Topics covered range from codes of conduct for multinational enterprises to the human rights implications of the exploitation of natural resources 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 new forms of economic cooperation which have developed in recent decades such as the growing number of transnational companies in the private sector and forms of cooperation between states such as the G8 or G20 Providing 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 **International Protection**

of Traditional Knowledge under the Law of Trademarks and Geographical Indications Hojjat Khademi,2025-10-02 The open access publication of this book has been published with the support of the Swiss National Science Foundation This comprehensive book explores how traditional knowledge TK intersects with global intellectual and ecological discussions within the framework of intellectual property rights IPRs It provides practical solutions for local communities indigenous peoples and policymakers to protect and utilize TK effectively including a detailed case study on Persian Carpets Drawing on unique insights from key international organizations such as WIPO WTO and UNESCO this book is an indispensable resource for legal scholars students and practitioners seeking to understand and strengthen TK protection under IPRs The reader will discover strategies to prevent TK misappropriation and promote fair legal frameworks worldwide *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 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 **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

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