

14th EIPIN CONGRESS
Hosted and organised by CEIPI

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5-7 April 2013

HUMAN RIGHTS & INTELLECTUAL PROPERTY:

FROM CONCEPTS
TO PRACTICE

European Court of Human Rights

⊗ *Maison Interuniversitaire des Sciences
de l'Homme Alsace (MISHA)
University of Strasbourg, France*



MIPLC

Munich
Intellectual
Property
Law Center

Augsburg
München
Washington DC



Maastricht University

Institute for Globalization and
International Regulation/IGIR
Intellectual Property Law and
Knowledge Management/IP&KM



Friday, 5 April 2013

**PALAIS DES DROITS DE L'HOMME
EUROPEAN COURT OF HUMAN RIGHTS**

13:30-14:00

Security check and registration

14:00-14:20

Welcome address

Catherine Trautmann, Member of the European Parliament and former Minister for Culture and Communications of France

Christophe Geiger, Associate Professor, Director General and Director of the Research Department of the Centre for International Intellectual Property Studies (CEIPI) at the University of Strasbourg (France)

14:20-14:50

KEY NOTE Mapping of Interface between Human Rights and Intellectual Property

SPEAKER Laurence Helfer, Professor of Law, Co-director of Duke Law School's Center for International and Comparative Law at Duke University (USA) and Visiting Professor at the CEIPI, University of Strasbourg (France)

CHAIR Christophe Geiger, Associate Professor, Director General and Director of the Research Department of the CEIPI, University of Strasbourg (France)

14:50-15:20

QUESTIONS TEAM 1 Discussion

MODULE I Legal Reality behind Human Rights

15:20-16:00

TOPIC 1 Human Rights as Balancing Tools: The Principle of Proportionality

SPEAKER Jonas Christoffersen, Executive Director of the Danish Institute for Human Rights (Copenhagen, Denmark)

TOPIC 2 Interaction between Human Rights: Are All Human Rights Equal?

SPEAKER Peggy Ducoulombier, Professor at the University of Perpignan (France)

CHAIR Noam Shemtov, Lecturer in Intellectual Property and Technology Law at the Queen Mary Intellectual Property Research Institute (QMIPRI), Queen Mary, University of London (UK)

16:00-16:30

QUESTIONS TEAM 2 Discussion

16:30-16:50

Coffee break

16:50-17:30

TOPIC 3 Interaction between International Human Rights Law and the European Legal Framework

SPEAKER Rhona Smith, Professor of International Human Rights at Northumbria University (Newcastle, UK)

TOPIC 4 The Constitutionalisation of the European Legal Order: Impact of Human Rights Obligations on IP in the EU

SPEAKER Tuomas Mylly, Associate Professor of Law at the University of Turku (Finland)

CHAIR Anselm Kamperman Sanders, Professor of Intellectual Property Law and Director of the Institute for Globalisation and International Regulation (IGIR) at the University of Maastricht (Netherlands)

17:30-18:00

QUESTIONS TEAM 3 Discussion

19:00

Guided tour at the Museum of Modern and Contemporary Art

20:15

Dinner at the Art Café Restaurant

Saturday, 6 April 2013

MAISON INTERUNIVERSITAIRE DES SCIENCES DE L'HOMME - ALSACE (MISHA), UNIVERSITY OF STRASBOURG

9:00-9:20

Coffee

MODULE II Human Rights' Implications for the Development of IP

PART 1 Human Rights' Implications for IP Legislation

9:20-10:00

TOPIC 5 Human Rights and International IP Law

SPEAKER Jayashree Watal, Counsellor in the Intellectual Property Division of the World Trade Organization (WTO) (Geneva, Switzerland) and Adjunct Professor of Law at Georgetown University Law Center (Washington, DC, USA)

TOPIC 6 IP as a Human Right: Consequences for IP Legislation

SPEAKER Alexander Peukert, Professor at Goethe University Frankfurt (Germany)

CHAIR Josef Drexler, Professor and Managing Director of the Max Planck Institute for Intellectual Property and Competition Law (Munich, Germany)

10:00-10:25

QUESTIONS TEAM 4 Discussion

10:25-10:40

Coffee break

10:40-11:20

TOPIC 7 Human Rights and IP Law at Bilateral and Plurilateral Level

SPEAKER Xavier Seuba, Senior Lecturer in Public International Law at the Universitat Pompeu Fabra (Barcelona, Spain) and Senior Research Associate at the CEIPI, University of Strasbourg (France)

TOPIC 8 Human Rights and IP at International, Regional and Bilateral Levels: Specific Issues for Developing Countries

SPEAKER Carlos Correa, Professor, Director of the Centre for Interdisciplinary Studies on Industrial Property and Economics Law at the University of Buenos Aires (Argentina) and Visiting Professor at the CEIPI, University of Strasbourg (France)

CHAIR Manuel Desantes, Professor of Law, University of Alicante (Spain)

11:20-11:45

QUESTIONS TEAM 5 Discussion

11:45-13:00

Lunch

13:00-14:00

Teams' work on reports / EIPIN Representatives Assembly

PART 2 Impact of Human Rights on Decisions of Courts and IP Offices

14:00-15:00

TOPIC 9 IP in Decisions of National Constitutional Courts in Europe

SPEAKER Thomas Dreier, Professor and Director of the Institute for Information Law (ZAR) at the University of Karlsruhe (Germany)

TOPIC 10 Impact of Constitutional Rights and Freedoms on the IP Decisions of the US Supreme Court

SPEAKER Toshiko Takenaka, Professor of Law, Director of the Center for Advanced Study and Research on Intellectual Property (CAS-RIP) at the School of Law of the University of Washington (USA) and Visiting Professor at the CEIPI, University of Strasbourg (France)

TOPIC 11 Human Rights in the Case-Law of the OHIM

SPEAKER Philipp von Kapff, Member of the First Board of Appeal and Member of the Presidium of the Boards of Appeal of the Office for Harmonization in the Internal Market (OHIM) (Alicante, Spain)

CHAIR Yves Reboul, Professor and Director of the French Section of the CEIPI, University of Strasbourg (France)

15:00-15:25

QUESTIONS TEAM 6 Discussion

15:25-15:45

Coffee break

15:45-16:25

MODULE III Looking Closer: Practical Interaction between Human Rights and IP

TOPIC 12 Right to Health and Patents

SPEAKER Duncan Matthews, Professor of Intellectual Property Law at the Queen Mary Intellectual Property Research Institute (QMIPRI), Queen Mary, University of London (UK)

TOPIC 13 Right to a Fair Trial and IP Enforcement

SPEAKER Jonathan Griffiths, Senior Lecturer at the Queen Mary Intellectual Property Research Institute (QMIPRI), Queen Mary, University of London (UK)

CHAIR Dieter Stauder, Attorney-at-Law at Bardehle Pagenberg (Munich, Germany) and former Director of the International Section of the CEIPI, University of Strasbourg (France)

16:25-16:50

QUESTIONS TEAM 7 Discussion

16:50-17:30

TOPIC 14 Freedom of Expression and the Right to Information: Implications for Copyright

SPEAKER Dirk Voorhoof, Professor at Gent University (Belgium)

Topic 15 Right to Privacy, Moral Rights and Limitations to Copyright

SPEAKER Guido Westkamp, Professor in Intellectual Property and Comparative Law at the Queen Mary Intellectual Property Research Institute (QMIPRI), Queen Mary, University of London (UK)

CHAIR Stéphanie Carre, Associate Professor at the CEIPI, University of Strasbourg (France)

17:30-18:00

QUESTIONS TEAM 8 Discussion

19:15

Dinner at l'Ami Schutz Restaurant

22:30

Night out at le Rafiot Bar Club

Sunday, 7 April 2013

MAISON INTERUNIVERSITAIRE DES
SCIENCES DE L'HOMME - ALSACE
(MISHA), UNIVERSITY OF STRASBOURG

9:45-10:00

Coffee

10:00-10:40

TOPIC 16 Right to Culture and Freedom of Arts and Sciences: Participation and Access

SPEAKER Caterina Sganga, Assistant Professor at Central European University's (CEU) Legal Studies Department and at CEU Business School (Budapest, Hungary)

TOPIC 17 Right to Development and IP Law: What Implications for the Multilateral Framework?

SPEAKER Ahmed Abdel Latif, Senior Programme Manager for Innovation, Technology and Intellectual Property at the International Centre for Trade and Sustainable Development (ICTSD) (Geneva, Switzerland)

CHAIR Franck Macrez, Associate Professor at the CEIPI, University of Strasbourg (France)

10:40-11:05

QUESTIONS TEAM 9 Discussion

11:05-11:25

Coffee break

11:25-12:05

TOPIC 18 Freedom of Expression and Trademarks: Parody and Misappropriation of Signs

SPEAKER Martin Senftleben, Professor of Intellectual Property at the University of Amsterdam and Senior European Consultant at Bird & Bird (Netherlands)

TOPIC 19 Public Health and Trademarks: Australian Tobacco Plain Packaging Act and the TRIPS Agreement

SPEAKER Jeffrey M. Samuels, Professor of Law, Director of the Center for Intellectual Property Law and Technology at the University of Akron (USA) and Visiting Professor at the CEIPI, University of Strasbourg (France)

CHAIR Yann Basire, Associate Professor at the University of Orleans (France) and Lecturer at the CEIPI, University of Strasbourg (France)

12:05-12:30

QUESTIONS TEAM 10 Discussion

12:30-12:50

MODULE IV Looking Forward: Implementing Intellectual Property Provisions in Human Rights Instruments

SPEAKER Christophe Geiger, Associate Professor, Director General and Director of the Research Department of the CEIPI, University of Strasbourg (France)

12:50-13:00

Closing ceremony

13:00-14:00

Lunch

14:00

Farewell

5-7 April 2013
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Academic direction of the program

Christophe Geiger

Associate Professor, Director General and Director of the Research Department of the Centre for International Intellectual Property Studies (CEIPI) at the University of Strasbourg

Contacts for more information

On the program

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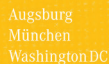
Locations

April 5

European Court of Human Rights (Palais des Droits de l'Homme), Quai Ernest Bevin, Strasbourg, Tramway line E, Stop at 'Droits de l'Homme'

April 6&7

MISHA, Maison Interuniversitaire des Sciences de l'Homme – Alsace, 5 allée du Général Rouvillois, Strasbourg, Tramway line C or E, Stop at 'Observatoire'



Maastricht University

