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SUMMER SCHOOL ON IP IN EUROPE

CEIPI
Strasbourg
1 - 6 July 2013



The course is organised by the Centre for International Intellectual Property Studies (CEIPI) at the University of Strasbourg and has been held successfully and attracted many participants over the last five years.

The lecturers are chosen from those of the CEIPI and IP specialists including Academics, Patent and Trademark attorneys, Attorneys-at-law, as well as a member of the EPO management.

The summer course will be held over 6 working days, from Monday July 1 to Saturday July 6, 2013.

The course aims to provide an academic and practical overview of the IP-related aspects of the legal system in the European Union, as well as giving concrete ideas about IP litigation in Europe. The course is directed mainly at students and practitioners who want to acquire the basics of the European IP system.

Focus will be given on proceedings before the EPO and before the OHIM, as well on national laws of the three key countries involved in IP in Europe.



JULY 1

09:00 – 12:00

EU BASICS

Guy TRITTON – Barrister, Hogarth Chambers - London

General introduction to the European legal system: European Union law, national laws

13:30 – 16:30

COPYRIGHT AND NEIGHBOURING RIGHTS IN EUROPE

Raquel XALABARDER – Professor at the Open University of Catalonia (UOC), Barcelona

Basic notions of copyright protection- Introduction to the different existing traditions of copyright in Europe- Acquis communautaire in the field of copyrights

17:15 – 19:00

VISIT OF THE EUROPEAN PARLIAMENT IN STRASBOURG

19:30

WELCOME DINNER

JULY 2

9:00 – 12:00

COMMUNITY TRADEMARK AND DESIGN

Aurelia MARIE – Trademark attorney

Proceedings before the OHIM; community trademarks and designs

13:30 – 16:30

EPO'S PROCEEDINGS 1/3

Simone KLING – Patent attorney

Role of the EPO – grant proceedings – post-grant proceedings: oppositions, limitations and revocations – appeal proceedings

16:30 - 18:30

CONTRACTS INVOLVING IP RIGHTS

Thierry SUEUR – General Manager, IP department of AIR LIQUIDE

Kinds of contracts – main provisions – focus on licenses – traps to avoid – sub-contracting – cross-licensing

JULY 3

09:00 – 12:00

EPO'S PROCEEDINGS 2/3

Emanuela AREZZO – Associate professor in Patent and New Technology, University Luiss Guido Carli (Roma)

EPC regulations and EPO's approach on patentability: exclusions of patentability – approach for software and pharmaceutical products – assessment of novelty (disclaimer) and of inventive step (problem-solution approach)

13:30 – 17:30

EPO'S PROCEEDINGS 3/3

Jérôme COLLIN – Patent attorney

Grant proceedings before the European Patent Office (various steps of examination – key office actions – computation of terms for responding – status of prior art - differences between the direct European route and the Euro-PCT route - unity of invention)

18:00 – 19:30

GUIDED TOUR OF STRASBOURG CITY CENTER

JULY 4

09:00 – 12:30

1. THE UNITARY PATENT SYSTEM 2. OVERVIEW OF NATIONAL PROCEEDINGS IN DE, FR AND GB

Didier INTES – Patent attorney and adjunct professor at the CEIPI

1. The EU patent package: European unitary patent and Unified European patent Court – outline of the package, pending issues, concrete application, possible strategies 2. Highlights of patent prosecution in Germany, France and the United-Kingdom – comparison with EPO prosecution

13:30 – 15:00

CLAIM DRAFTING IN MECHANICS

Didier INTES – Patent attorney and adjunct professor at the CEIPI

Presentation of the structure of claims in Mechanics - drafting of main claims in Mechanics – presentation of sub-claims – consequences on patent prosecution

15:00 – 16:30

CLAIM DRAFTING IN CHEMISTRY

Jason HART-DAVIS – European patent attorney

Presentation of the structure and type of claims in Chemistry – comparison of chemistry and mechanics - presentation of sub-claims – specificities of Chemistry: claiming compositions, ranges, and difficulties in satisfying both amendment rules and inventive step requirements in EPO prosecution

17:00

BOAT TRIP

JULY 5

09:00 - 10:30

EU DIRECTIVE ON THE ENFORCEMENT OF IP RIGHTS IN EUROPE - PROCEDURES AT CUSTOMS POSTS

Tania KERN – Attorney-at-law

Presentation of the Directive: aim – main provisions – status of implementation in the main European countries – actual impact on enforcement of IP rights – Presentation of the EU Regulation on customs action against goods suspected of infringing certain IP rights

10:30 – 12:00

LITIGATING IP RIGHTS IN FRANCE, GERMANY AND THE UK

Thomas BOUVET – Attorney-at-law

Presentation of the main procedural aspects of IP litigations in these three key countries – evidence – actions on the merits – provisional actions – timing – cost – damages

13:30 – 16:00

OPERATING IP RIGHTS IN EUROPE – EP LIMITATIONS TO AGREEMENTS

Beatriz CONDE-GALLEGO – Senior Researcher at Max Planck Institute for Intellectual Property and Competition Law, München.

IP rights and the EC treaty – exhaustion of rights – competition rules – penalties for non-compliance

16:00 – 17:30

IP STRATEGY IN EUROPE

Patrice VIDON – Patent attorney

Choosing the right option to protect a given innovation – considering the kind of innovation – considering the market – how of speed up patent prosecution – how to limit the costs

JULY 6

09:00 – 13:00

WORKSHOP ORAL PROCEEDINGS - SAMPLE CASE

Daniel THOMAS – Former Director DGI of the EPO **Claire MOUGET- GONJOT** – Patent attorney **Kaisa SUOMINEN** – Patent attorney

A concrete view of examination proceedings before the EPO – oral proceedings before the EPO (mock trial)

14:00 - 16:00

CLOSING SESSION

Didier INTES – Patent attorney and adjunct professor at the CEIPI