Programme

26 JUNE 2016 (SUNDAY)
Location: Collegium Maius, Jagiellońska 15, Kraków

3.00 – 6.00 PM
ATRIP Executive Committee Meeting (Sala Pod Belkami/Attic Room)

6.00 – 8.00 PM
ATRIP Congress 2016 Pre-registration and Welcome Reception; guided tour of the Jagiellonian University Museum

27 JUNE 2016 (MONDAY)
Location: Collegium Novum, Assembly Hall (Aula), Gołębia 24, Kraków

OPENING AND WELCOME  8.30 AM
Chair: ATRIP President, Susy Frankel, Victoria University of Wellington

Prof. dr hab. Jerzy Pisuliński
Dean of the Faculty of Law, Jagiellonian University

Dr Alicja Adamczak
President of the Polish Patent Office

Joe Bradley
Head, Academic Institutions Program, WIPO Academy, Geneva

PANEL 1  9.00 – 10.45 AM
Local and Global Pluralism: Integration or Separation?
Chair: Niva Elkin-Koren, University of Haifa, Israel

Variations? Welcome - with Caveats
Gustavo Ghidini, Università Statale di Milano, Italy (co-author Valeria Falce not speaking)

International IP Arbitration and Legal Pluralism – Infinite Variety?
Barbara Lauriat, King’s College London, England

National Courts and their Role in the Development of
International Intellectual Property Law and Policy
Alison Slade, Brunel University Law School, England
Legal Method and Legal Interpretation in International IP Law: Pluralism or Systemic Coherence
Ana Nordberg, University of Copenhagen, Denmark

Global and Regional Attempts to Unify Requirements for Granting Exclusive Rights vs. Localisation of Such Requirements (trade marks)
Michal Kruk, Warsaw School of Economics, Poland
Discussant: Ruth Okediji, University of Minnesota, USA

**MORNING TEA**
10.45 – 11.15 AM

**PANEL 2**
11.15 AM – 12.45 PM

How Governance Frameworks Impact IP-Related Goals
Chair: Maciej Barczewski, University of Gdańsk, Poland

The Fallacy of Intellectual Property Clauses
Lior Zemer, Radzyner School of Law, Israel

Public Private Partnerships, Global Intellectual Property Governance and the New Sustainable Development Goals
Margaret Chon, Seattle University School of Law, USA

Intellectual Property as Functional Pluralism in the Traditional Knowledge Space
Natalie Stoianoff, University of Technology Sydney, Australia

Mrinalini Kochupillai, Max Planck Institute, Munich, Germany
Discussant: Abbe Brown, University of Aberdeen, Scotland

**LUNCH**
12.45 – 1.45 PM

**PANEL 3**
1.45 – 3.30 PM

Prospects for Copyright
Chair: Christophe Geiger, University of Strasbourg, France

Should the Law of Copyright Infringement Care How Copies Are Made?
Joseph P. Fishman, Vanderbilt Law School, USA

Towards a New Copyright Paradigm – is there a room for Copyright as a Service Interpretation?
Ewa Laskowska and Grzegorz Mania, Jagiellonian University, Kraków, Poland
Copyright and Commercial Speech: An Uncharted Relationship
Antoni Rubí Puig, Universitat Pompeu Fabra, Barcelona, Spain

Value Pluralism, the Public Interest, and Copyright Law
Haochen Sun, University of Hong Kong

What if we could Reimagine Copyright?
Kimberlee Weatherall, University of Sydney, Australia (co-author Rebecca Giblin not speaking)

Discussant: Sam Ricketson, University of Melbourne, Australia

AFTERNOON TEA 3.30 – 4.00 PM

PANEL 4 4.00 PM – 5.30 PM

The Powerful Role of Enforcement
Chair: Tana Pistorius, University of South Africa

Reconceptualizing Intellectual Property II: From Tort to Crime
Rochelle Dreyfuss, NYU Law School, USA (co-author Susy Frankel not speaking)

International IP Arbitration and Legal Pluralism – Infinite Variety?
Barbara Lauriat, King’s College London, England

Abuse of Rights’ in Belgian and French Patent Law – A Factor of Variation in Interpretation or a Lead Towards Harmonisation?
Amandine Leonard, Leuven University, Belgium

Injunctive Relief in Patent Law – in Search for Flexibility
Rafał Sikorski, Adam Mickiewicz University, Poznań, Poland

Private Party Enforcement of International Intellectual Property Law
Marketa Trimble, University of Nevada, USA

WINNING ESSAY PRESENTATION 5.30 – 6.00 PM

Chair: Jan Rosen, Stockholm University, Sweden

Presenter: Intellectual Property Scholarship and the New Legal Realism Movement: Reflections from Bollywood
Arpan Banerjee, Jindal Global Law School, India
EVENING PROGRAMME 7.00 – 10.00 PM

7.00 – 8.00 PM
Market Square Underground – guided tour of the underground exhibition „Following the traces of European identity of Kraków”
Location: The Historical Museum of the City of Kraków, Rynek Główny 1, Kraków

8.00 – 10.00 PM
Dinner
Location: Wesele Restaurant, Rynek Główny 10, Kraków

28 JUNE 2016 (TUESDAY)

BREAKFAST SESSIONS 7.45 – 9.15 AM
Location: Collegium Novum, rooms: 30, 52 and 56 and the Deans’ Room, Gołębia 24, Kraków (see breakfast session programme for panel details)

PLENARY SESSIONS 9.30 AM – 6.00 PM
Location: Collegium Novum, Assembly Hall (Aula), Gołębia 24, Kraków

PANEL 5 9.30 – 11.20 AM

The Many Faces of Patents
Chair: Reto Hilty, Max Planck Institute, Munich, Germany

Functional Pluralism and Inclusive Patents
Geertrui Van Overwalle, University of Leuven, Belgium

Embryonic Stem Cells, Morality and Overlapping Supra-national frameworks in the European Patent System: Too many cooks?
Aisling McMahon, Newcastle Law School, England

What if Amgen v. Sandoz Was Decided in South Korea? – Comparative analysis of Korean and U.S. Biosimilar Regulatory Regimes
Mikyung Kim, Seoul National University College of Medicine, South Korea

Patents as Functional Pluralism in Africa
Tumelo Mashabela, University of South Africa

The Unitary Patent Package of the EU: Opportunity for Convergence or for Divergence?
Duncan Matthews, Queen Mary, University of London, England
Toshiko Takenaka, University of Washington, USA

**MORNING TEA**
11.20 – 11.45 AM

**PANEL 6**
11.45 – 1.00 PM

**Digital Frontiers**
*Chair: Christian Le Stanc, University of Montpellier, France*

**Invention of Meanings at the Age of 3D Printing**
Nari Lee, Hanken School of Economics, Helsinki, Finland

Chung-Lun Shen, National Chengchi University, Taiwan

**Re-conceptualising the Country Code Top Level Domain Name as an Intellectual Property Right**
Susan Corbett, Victoria University of Wellington, New Zealand

**Exhaustion for a Digital Single Market**
Guido Westkamp, Queen Mary, University of London, England

**LUNCH**
1.00 – 2.00 PM

**PANEL 7**
2.00 – 3.15 PM

**International and Comparative Trade Mark Law**
*Chair: Annette Kur, Max Planck Institute, Munich, Germany*

**Challenges and Opportunities of Trademark Exhaustion Variations: Comparing the EU/EEA, NAFTA, and ASEAN**
Irene Calboli, Singapore Management University and Texas A&M Law School, USA

**Fairness of Competition as a Source of Limitations to Exclusive Trademark Rights: Dilemmas Surrounding Legal Mechanisms of Striking a Proper Balance**
Łukasz Zielechowski, University of Warsaw, Poland

**Alternative Products as a Factor to Determine the Functionality of Trade Marks – How can we Apply the Criteria from US Functionality Doctrine in EU Law?**
Lavinia Brancusi, Cardinal Stefan Wyszyński University, Warsaw, Poland

**The Role of Confusion in Unfair Competition Law: A Comparative Analysis**
Jennifer Davis, University of Cambridge, England
AFTERNOON TEA 3.15 – 3.40 PM

PANEL 8 3.40 – 5.30 PM

**The Tumultuous Evolution of Copyright and the Creative Industries**  
*Chair: Ysolde Gendreau, University of Montreal, Canada*

The Creative Industries, Copyright and its Discontents  
*Begoña González Otero, EU Business School, Munich, Germany*

The Economics of Professional Deference: Berne Art  
*Paul Heald, University of Illinois, USA*

Copyrightability of Digital Remix Works and the Rights Derived Therefrom  
*Yahong Li, University of Hong Kong*

Disability and Copyright  
*Karolina Sztobryn, University of Łódź, Poland*

What Became of Mandatory, Global, Fair Use?  
*Lionel Bently, University of Cambridge, England*

Rulifying Fair Use  
*Orit Fischman-Afori, The Haim Striks School of Law, Israel*  
(co-author Niva Elkin-Koren not speaking)

35 YEARS OF ATRIP CONGRESSES 5.30 – 6.00 PM

GALA DINNER 7.00 – 10.00 PM

Location: Cloth Hall/Sukiennice, The Gallery of 19th-Century Polish Art,  
Rynek Główny 3, Kraków

29 JUNE 2016 (WEDNESDAY)

Location: Collegium Novum, Assembly Hall (Aula), Gołębia 24, Kraków

PANEL 9 8.45 – 10.00 AM

**Regional Harmonisation and Diversity: EU Copyright**  
*Chair: Séverine Dusollier, Sciences Po, France*

EU Copyright Harmonisation  
*Bernt Hugenholtz, University of Amsterdam, The Netherlands*
European Copyright Inside or Outside the European Union: Pluralism of Copyright Laws as a Chance rather than as a Call for Further Harmonisation  
Andreas Rahmatian, University of Glasgow, Scotland

How the CJEU is Deconstructing Copyright Law  
Andreas Wiebe, University of Göttingen, Germany

Is there an EU Copyright Jurisprudence? An Empirical Analysis of the Workings of the European Court of Justice  
Paul Torremans, University of Nottingham, England  
(co-authors Marcella Favale & Martin Kretschmer not speaking)

SHORT BREAK 10.00 – 10.15 AM

PANEL 10 10.15 – 11.45 AM

Innovation Frameworks and the Governance of Research  
Chair: Peter Yu, Texas A & M Law School, USA

Assessing the Impacts of Intellectual Property: An Interdisciplinary Literature Review and Analytical Framework  
Jeremy de Beer, University of Ottawa, Canada

Intellectual Property Pluralism and African Development Agendas  
Susan Isiko Štrba, University of the Witwatersrand, South Africa

Intellectual Property in Research and Development Agreements from Antitrust Law Perspective  
Marek Salamonowicz, University of Warmia and Mazury, Olsztyn, Poland

IP Pluralism and Patent Rights in European Universities: The Spanish Case as a Paradigm  
Luz Sanchez Garcia, UCAM University, Spain

Is ‘Responsible Research and Innovation’ able to Achieve the Desired Outcome for Publicly Funded Research?  
Helen Yu, University of Copenhagen, Denmark

PANEL 11 11.45 AM – 12.30 PM

Panel Discussion: The Future of IP Research and the Teaching of IP Research  
Chair: Daniel Gervais, Vanderbilt Law School, USA
Panellists:

Graeme Dinwoodie, Oxford University, England
Rochelle Dreyfuss, NYU Law School, US
Joe Bradley, WIPO

Conference close

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<td>ATRIP GENERAL ASSEMBLY</td>
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OPTIONAL GUIDED TOURS:

1. Kraków – city centre
   Meeting time: 3.00 PM (duration: ca. 2 h)
   Meeting point: Collegium Novum – at the entrance outside

2. Kazimierz – the best preserved former Jewish quarter in Europe
   Meeting time: 3.00 PM (duration: ca. 4 h)
   Meeting point: Collegium Novum – at the entrance outside

3. Wieliczka Salt Mine – city tour from Kraków
   Meeting time: 2.45 PM (duration: ca. 4 h)
   Meeting point: Collegium Novum – at the entrance outside
Breakfast Sessions
Tuesday 28 June, 7.45 – 9.15 AM

Breakfast sessions are held in parallel
Location: Collegium Novum, rooms: 30, 52 and 56 and the Deans’ Room, Gołębia 24, Kraków

SESSION 1: INTERNATIONAL AND COMPARATIVE PERSPECTIVES
Chair and Commentator: Irene Calboli, Singapore Management University and Texas A & M School of Law

Multiplicity of GIs Registration Systems in the EU: Feasible Situation?
Suelen Carls, Federal University of Santa Catarina State, Brazil

TRIPS Flexibility, Trade Agreement & Investor-State Dispute Settlement: A Paradox
Pratyush Nath Upreti, Chakrabarti Habib Education Academy, Nepal

The Marrakesh Treaty: Lessons Learnt
Lida Ayoubi, Auckland University of Technology, New Zealand

A Sui Generis Regime for the Protection of Traditional Knowledge: What Can We Learn from India and Peru in the Design and Implementation of a Nationally Consistent Framework for the Protection of Traditional Knowledge in Australia?
Evana Wright, University of Technology, Sydney, Australia

Implementation by Russian Law of International Intellectual Property Standards
Ivan Zenin, Moscow State University, Russia

SESSION 2: INNOVATION FRAMEWORKS
Chair and Commentator: Martin Senftleben, University of Amsterdam

Rigidity vs. Flexibility: Application in Protecting Clinical Trials’ Data
Doaa Abotaleb, Ain Shams University, Egypt

Flexibilities under TRIPS: An Analysis of the Proposal for Reforming Brazilian Patent Law
Roberto Romandini, Max Planck Institute, Munich, Germany

The Ongoing Fourth Amendment of the Chinese Patent Law and the Comparisons with Other Countries
Xiang Yu, Huazhong University of Science & Technology, China

Sui Generis Plant Variety Protection and New Breeding Techniques in India: Technology-Induced Reinterpretation of Functionally Diversified IP
Lodewijk Van Dycke, University of Leuven, Belgium
The Necessity of “Privacy Justice” in the Era of Technological Regulation
Phoebe Li, University of Sussex, England and James Griffin, University of Exeter, England

SESSION 3: SPOTLIGHT ON PATENTS
Chair and Commentator: Jens Schovsbo, University of Copenhagen, Denmark

Strengthening Patent Information Exploitation or Standardising Patent Substantial Rules: A Dilemma between Preserving Particular Interests and Promoting Overall Development
Nefissa Chakroun, Queen Mary, University of London, England

Utility Model Protection in Europe – an Alternative for a Patent or an Anachronism?
Marcin Balicki, Jagiellonian University, Poland

Mari Minn, Scuola Superiore Sant’Anna di Pisa, Italy

Issues Concerning the Disclosure of Patent Ownership
Arina Gorbatyuka and Adrian Kovacs, University of Leuven, Belgium

Sapna Kumar, University of Houston, USA

SESSION 4: COPYRIGHT AND DESIGN
Chair and Commentator: Alexander Peukert, University of Frankfurt, Germany

‘Copyright is an Engine of Free Expression’ or ‘Free Expression is an Engine of Copyright’?: A Revisit of Expressions and Copyright for International Copyright Mechanisms
Chongnang Wiputhanupong, Sripatum University, Thailand

Towards a European Image Right on the Model of Copyright Law
Tatiana –Eleni Synodinou, University of Cyprus

The Never-ending Story of Cumulative Protection in Case of Industrial Design. Should a Candle Be Protected in Copyright?
Jakub Kępiński, Adam Mickiewicz University, Poznań, Poland

The Novelty Requirement in Design Law Protection
Johan Axhamn, Stockholm University, Sweden

Cartographic Work as a Database
Marlena Jankowska, University of Silesia, Poland