

Chair's Opening Remarks

09:00 - 09:10

Participants

Darren Meale - Partner & Deputy District Judge,
Simmons & Simmons

What is Intellectual Property and Why is it Important

09:10 - 10:00

- What is intellectual property?
- The rights and how they interrelate
- International conventions
- European Union law

Participants

Darren Meale - Partner & Deputy District Judge,
Simmons & Simmons

An Introduction to the EU Legal Framework for Intellectual Property

10:00 - 10:30

- EU legislation and process
- What is the role of the European Council, Commission and Parliament?
- European decision-making system: comitology
- What is the role of the Standing Committee?
- The EU Courts – preliminary rulings and dispute resolution
- What is the role of the EPO and how does it relate to local patent offices?
- How do EU regulations interact with UK? Where does it differ?

Morning Refreshment Break

10:30 - 10:50

Breaks

Understanding the Fundamentals of Copyright Protection

10:50 - 11:30

- Originality, authorship, ownership and duration
- Infringement – covering defences, exceptions and limitations
- Enforcement, including the current status of the Digital Economy Act
- Neighbouring rights
- Q&A

Participants

Geert Glas - Partner, Allen & Overy

An Introduction to the General Principles of Trademark Law and Practices

11:30 - 12:20

- Unregistered trademarks
- The action for passing off
- Registered trademarks: UK and CTM
- Absolute grounds for refusal
- Relative grounds for refusal
- Opposition, revocation and invalidity proceedings
- Transactions involving trade marks
- Infringement proceedings

Lunch

12:20 - 13:20

Breaks

Dissecting the Patent – General Anatomy and Legal Reasoning

13:20 - 14:10

- Anatomy of a patent: Title, introduction, figures, description, claims and abstract
- Patent systems: National, regional patent co-operation treaty and Paris convention
- Requirements for a patent: Novelty, inventive step, industrial susceptibility and sufficiency
- Protecting the right thing: Claim types, scope
- Post-grant: Enforcement, opposition and revocation

Introduction to IP Licensing and Transactions

14:10 - 15:00

- An overview of licensing
- Assignment of rights - what is it and why do it?
- Non-disclosure agreements
- Other security arrangements
- Q&A

Participants

Giles Pratt - Partner, Freshfields Bruckhaus Deringer

Afternoon Networking & Refreshment Break

15:00 - 15:20

Breaks

Open Collaborative Technology development

15:20 - 16:10

- What is meant by open collaborative technology and why is it important?
- What is a standard?
- Types of standards and development
- How SDOs operate, governance and IPR policy
- What are SEPs? How does FRAND operate?
- Collaborative (open source) software / hardware development: What is it? How does the development process differ from standards?
- Fair, Reasonable, & Non-Discriminatory Licensing
- Role of the courts in SEP licensing

Participants

Adrian Howes - Head of IP and Standards, IP Regulatory Affairs, Nokia

Dirk Weiler - Head of Standards Policy, Nokia

IP Due Diligence: Maximising the Benefits

16:10 - 17:00

- The purpose of due diligence
- Growing importance of IP/T
- Knowing the deal
- The role of warranties and indemnities
- Designing an effective strategy for due diligence
- IP searches
- Contract reviews
- Forms of reporting to the client
- Particular issues: Patents, trademarks, copyright and designs, know-how and confidential information, domain names, IP licensing arrangements and IT contracts
- Areas of particular concern – improvements, joint ownership etc

Participants

Timothy Powell - Partner, Potter Clarkson

Chair's Closing Remarks

17:00 - 17:10

Free time

17:10 - 17:45

Tour of Downing College

17:45 - 18:15

Networking Events

College Bar Opens

18:15 - 18:45

Networking Events

SESSIONS

DAY 1: FUNDAMENTALS - 06/12/2021

IP Law Winter School

6-10 December 2021
Downing College
Cambridge University

Dinner in Dining Hall

18:45 - 20:15
Networking Events

Pub Quiz

20:15 - 21:15
Networking Events

SCHEDULE

DAY 1: FUNDAMENTALS - 06/12/2021

IP Law Winter School

6-10 December 2021
Downing College
Cambridge University

TIME	BREAKS	NETWORKING EVENTS
09:00	09:00 - Chair's Opening Remarks 09:10 - What is Intellectual Property and Why is it Important	09:00 - Chair's Opening Remarks 09:10 - What is Intellectual Property and Why is it Important
10:00	10:00 - An Introduction to the EU Legal Framework for Intellectual Property 10:30 - Morning Refreshment Break 10:50 - Understanding the Fundamentals of Copyright Protection	10:00 - An Introduction to the EU Legal Framework for Intellectual Property 10:50 - Understanding the Fundamentals of Copyright Protection
11:00	11:30 - An Introduction to the General Principles of Trademark Law and Practices	11:30 - An Introduction to the General Principles of Trademark Law and Practices
12:00	12:20 - Lunch	
13:00	13:20 - Dissecting the Patent – General Anatomy and Legal Reasoning	13:20 - Dissecting the Patent – General Anatomy and Legal Reasoning
14:00	14:10 - Introduction to IP Licensing and Transactions	14:10 - Introduction to IP Licensing and Transactions
15:00	15:00 - Afternoon Networking & Refreshment Break 15:20 - Open Collaborative Technology development	15:20 - Open Collaborative Technology development
16:00	16:10 - IP Due Diligence: Maximising the Benefits	16:10 - IP Due Diligence: Maximising the Benefits
17:00	17:00 - Chair's Closing Remarks 17:10 - Free time	17:00 - Chair's Closing Remarks 17:10 - Free time 17:45 - Tour of Downing College
18:00		18:15 - College Bar Opens 18:45 - Dinner in Dining Hall
19:00		
20:00		20:15 - Pub Quiz

SESSIONS

DAY 2: PATENTS - 07/12/2021

IP Law Winter School

6-10 December 2021
Downing College
Cambridge University

Chair's Opening Remarks

09:00 - 09:10

Participants

Jane Lambert - Barrister, 4-5 Gray's Inn Square

EPO Drafting & Defence

09:10 - 09:55

- EPO Procedure – Principles and Recent Trends
- Amendments and Added Subject Matter
- Clarity of Claim and Sufficiency of Disclosure
- The Problem & Solution Approach
- A Practical Strategy for EPO Prosecution

Participants

Sean Leach - Partner, Mathys & Squire

Cross-Border Patent Strategy

09:55 - 10:40

- The current state of play on cross-border injunctions and "torpedoes"
- The pros and cons of a jurisdictional approach vs a universal approach
- Community regulation on service and jurisdiction
- Benefits of patents opted-in to the UPC
- Q&A

Participants

Hiroshi Sheraton - Partner, Baker & McKenzie LLP

Morning Networking & Refreshment Break

10:40 - 11:00

Breaks

Patent Infringement

11:00 - 11:40

This section explains how to determine the scope of patent claims and provides an overview of the main acts of infringement.

Participants

Paul England - Senior Professional Support Lawyer, Taylor Wessing

Patent Validity

11:40 - 12:20

The presentation will review and discuss the law on obviousness, novelty, sufficiency and breadth of claims.

Participants

Matthew Shade - Partner, WilmerHale

Lunch

12:20 - 13:20

Breaks

Patents in a Digitised World

13:20 - 14:10

- Software Patents – computer implemented inventions (Day 2)
- Patents for inventions created by AI?
- Challenges of patenting AI?

Participants

Claudia Milbradt - Partner, Clifford Chance

International Patent Perspectives: Understanding Global Differences

14:10 - 15:00

Participants

Timothy Powell - Partner, Potter Clarkson

Afternoon Networking & Refreshment Break

15:00 - 15:20

Breaks

Pharma and Biotech: Patenting and Other Protections

15:20 - 16:50

Option 1

Discussion of:

- Types of patentable inventions in the pharma and biotech fields
- Excluded subject matter and Medical use claims
- SPCs

Participants

Lucy Barnes - Partner, European and UK Patent Attorney, J A Kemp

TMT: A SEP & FRAND Overview

15:20 - 16:50

Option 2

Free time

16:50 - 17:15

Meet at Welcome Desk to Walk to River Cam

17:15 - 17:30

Networking Events

Punting on the River Cam

17:30 - 19:00

Networking Events

Pimms Drinks Reception and Barbecue (weather permitting) – College Bar Opens

19:00 - 20:00

Networking Events

SCHEDULE

DAY 2: PATENTS - 07/12/2021

IP Law Winter School

6-10 December 2021

Downing College
Cambridge University

TIME	BREAKS	NETWORKING EVENTS	OPTION 1	OPTION 2
09:00	09:00 - Chair's Opening Remarks 09:10 - EPO Drafting & Defence 09:55 - Cross-Border Patent Strategy	09:00 - Chair's Opening Remarks 09:10 - EPO Drafting & Defence 09:55 - Cross-Border Patent Strategy	09:00 - Chair's Opening Remarks 09:10 - EPO Drafting & Defence 09:55 - Cross-Border Patent Strategy	09:00 - Chair's Opening Remarks 09:10 - EPO Drafting & Defence 09:55 - Cross-Border Patent Strategy
10:00	10:40 - Morning Networking & Refreshment Break			
11:00	11:00 - Patent Infringement 11:40 - Patent Validity	11:00 - Patent Infringement 11:40 - Patent Validity	11:00 - Patent Infringement 11:40 - Patent Validity	11:00 - Patent Infringement 11:40 - Patent Validity
12:00	12:20 - Lunch			
13:00	13:20 - Patents in a Digitised World	13:20 - Patents in a Digitised World	13:20 - Patents in a Digitised World	13:20 - Patents in a Digitised World
14:00	14:10 - International Patent Perspectives: Understanding Global Differences	14:10 - International Patent Perspectives: Understanding Global Differences	14:10 - International Patent Perspectives: Understanding Global Differences	14:10 - International Patent Perspectives: Understanding Global Differences
15:00	15:00 - Afternoon Networking & Refreshment Break		15:20 - Pharma and Biotech: Patenting and Other Protections	15:20 - TMT: A SEP & FRAND Overview
16:00	16:50 - Free time	16:50 - Free time	16:50 - Free time	16:50 - Free time
17:00		17:15 - Meet at Welcome Desk to Walk to River Cam 17:30 - Punting on the River Cam		
18:00				
19:00		19:00 - Pimms Drinks Reception and Barbecue (weather permitting) – College Bar Opens		

Chair's Opening Remarks

09:00 - 09:10

Participants

Fabienne Brison - Partner, Hoyng Rokh Monegier

Copyright in the Digital Age – The Metaverse and Beyond

09:10 - 09:50

- Content sharing and distribution: statute and case law
- Directive on Copyright in the Digital Single Market: overview and update, including:
 - Article 17
 - Article 15
 - Articles 18 - 23
- Collective rights management
- Metaverse and Internet 3.0
- Artificial intelligence

Participants

Gregor Pryor - Partner, Reed Smith

Copyright in the Digital Single Market and Blocking Orders

09:50 - 10:40

- Ancillary right for press publishers (Article 11)
- New mandatory exceptions (Article 3-5)
- Licensing and wider access to content
- Fair remuneration
- Beyond Brexit

Participants

Victoria McEvedy - Solicitor England & US Attorney & Counselor-at-Law (NY), McEvedys Solicitors & Attorneys Ltd

Morning Virtual Networking Refreshment Break

10:40 - 11:00

Breaks

Trade Marks: How to Assess Likelihood of Confusion

11:00 - 11:50

- The 3-step test in assessing likelihood of confusion:
 - identity or similarity of the goods or services
 - visual, phonetical and/or conceptual identity or similarity of the conflicting signs/trade marks
 - the rule of interdependence and other relevant circumstances that play a role

Participants

Paul Maeyaert - Partner, Fencer

Trade Marks in the Digital Age

11:50 - 12:40

- Keyword advertising; advertiser and search engine liability
- Liability of online service providers for third party infringements
- Issues of Jurisdiction - where does the infringement take place and where should you take action?
- Websites and parallel trading
- Domain name disputes
- 3D Printing and other new issues

Lunch

12:40 - 13:40

Breaks

Design Rights: Community and UK Designs – Protection and Processes

13:40 - 14:25

- Registered and unregistered designs – rights and protections
- Registering a design – pros, cons, and processes
- Design law status update including Factual Summary Report published as part of EU design law 2018 public consultation
- Technical restrictions case law, including the CJEU decisions in Doceram, Cofemel, Gömböc and Brompton and technical restrictions/functionality exclusions in designs, copyright and trade marks

Participants

Carina Gommers - Partner, Hoyng Rokh Monegier

Defamation/Trade Libel and Privacy for Business

14:25 - 15:05

Participants

Victoria McEvedy - Solicitor England & US Attorney & Counselor-at-Law (NY), McEvedys Solicitors & Attorneys Ltd

Afternoon Virtual Networking Refreshment Break

15:05 - 15:25

Breaks

Database Protection & Rights in Data

15:25 - 16:05

- Creative vs non-creative databases
- Directive 96/9/EC and database copyright
- Subsistence issues: what constitutes an "investment" of resources or time?
- AI and 'big data': implications on the analysis and use of datasets

Participants

Joanna Conway - IP & Technology Disputes Partner, Kemp Little

Data Protection & GDPR

16:05 - 16:35

Participants

Liz Fitzsimons - Partner, Privacy & Information Law, Eversheds Sutherland

Chair's Closing Remarks and end of Day Three

16:35 - 16:45

Participants

Fabienne Brison - Partner, Hoyng Rokh Monegier

Drinks Reception & Exhibition Viewing in Heong Gallery

16:45 - 17:30

Networking Events

Gala Dinner – Black-Tie/Formal Wear encouraged

17:30 - 19:00

Networking Events

College Bar Opens

19:00 - 20:00

Networking Events

Free time

20:00 - 22:00

SCHEDULE

DAY 3: SOFT IP - 08/12/2021

IP Law Winter School

6-10 December 2021
Downing College
Cambridge University

TIME	BREAKS	NETWORKING EVENTS
09:00	09:00 - Chair's Opening Remarks 09:10 - Copyright in the Digital Age – The Metaverse and Beyond 09:50 - Copyright in the Digital Single Market and Blocking Orders	09:00 - Chair's Opening Remarks 09:10 - Copyright in the Digital Age – The Metaverse and Beyond 09:50 - Copyright in the Digital Single Market and Blocking Orders
10:00	10:40 - Morning Virtual Networking Refreshment Break	
11:00	11:00 - Trade Marks: How to Assess Likelihood of Confusion 11:50 - Trade Marks in the Digital Age	11:00 - Trade Marks: How to Assess Likelihood of Confusion 11:50 - Trade Marks in the Digital Age
12:00	12:40 - Lunch	
13:00	13:40 - Design Rights: Community and UK Designs – Protection and Processes	13:40 - Design Rights: Community and UK Designs – Protection and Processes
14:00	14:25 - Defamation/Trade Libel and Privacy for Business	14:25 - Defamation/Trade Libel and Privacy for Business
15:00	15:05 - Afternoon Virtual Networking Refreshment Break 15:25 - Database Protection & Rights in Data	15:25 - Database Protection & Rights in Data
16:00	16:05 - Data Protection & GDPR 16:35 - Chair's Closing Remarks and end of Day Three	16:05 - Data Protection & GDPR 16:35 - Chair's Closing Remarks and end of Day Three 16:45 - Drinks Reception & Exhibition Viewing in Heong Gallery
17:00		17:30 - Gala Dinner – Black-Tie/Formal Wear encouraged
18:00		
19:00		19:00 - College Bar Opens
20:00	20:00 - Free time	20:00 - Free time

Chair's Opening Remarks

09:00 - 09:10

Participants

Patricia McGovern - Chairperson, Head of Intellectual Property and Business Departments, DFMG Solicitors

Purpose and Elements of IP Licenses

09:10 - 09:50

- IP to generate massive income or add value
 - Advantages and disadvantages of licensing
 - What is a licence – getting started with the process
 - What makes a good license?
 - Case studies
-

IP in the Real World: practical drafting and negotiation tips

09:50 - 10:40

Then bullet points of:

- Case studies, tips and tricks on how to draft and negotiate some common IP clauses, including
 - Key definitions
 - Assignments and licences
 - Warranties and indemnities
 - Royalties
-

Participants

Jo Farmer - Partner, Lewis Silkin

Morning Networking & Refreshment Break

10:40 - 11:00

Breaks

Ensuring Contractual Agreements are Compatible with EU Competition Law

11:00 - 11:50

Participants

Peter Rowland - Of Counsel, Herbert Smith Freehills

British Intellectual Asset Owners' Rights after Brexit: IP Provisions of Bilateral Investment Treaties and Free Trade Agreements

11:50 - 12:40

Participants

Jane Lambert - Barrister, 4-5 Gray's Inn Square

Lunch

12:40 - 13:40

Breaks

IP issues in JVs and Collaborations

13:40 - 14:30

- The commercial rationale behind joint ventures and collaborations
 - The life cycle of a joint venture or collaboration:
 - pre-contract stage: confidentiality and trade secrets; due diligence; structural considerations;
 - formation stage: assignment and licensing of existing rights; the terms of transfer, including exclusivity; valuation of IP contributions;
 - duration stage: future contribution of existing and future background rights; ownership and exploitation of foreground rights (aka arising IP); maintenance and protection of rights; and
 - termination stage: providing for both unexpected and expected events, continuing licences and transfers of IP.
 - We will also cover the pitfalls of joint ownership.
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Participants

Nigel Parker - Partner, Allen & Overy

A Guide to Acquisitions and Divestures of IP

14:30 - 15:15

- Acquisition procedure
 - Due diligence
 - Contractual questions
 - Transfer of IP
 - Planning for after the deal
 - Other potential pitfalls
 - Case study
-

Participants

Yohan Liyanage - Partner, Linklaters

Afternoon Networking & Refreshment Break

15:15 - 15:35

Breaks

Tax Issues Raised by Intellectual Property

15:35 - 16:15

- General overview
 - Corporate intangibles regime
 - R&D relief
 - Patent box
 - IP when buying and selling businesses
-

Participants

Pete Miller - Partner, The Miller Partnership

Passing Off and Unfair Competition

16:15 - 17:05

- Case studies at the intersection of several IP and other proprietary rights
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Chair's Closing Remarks and End of Day Four

17:05 - 17:15

Participants

Patricia McGovern - Chairperson, Head of Intellectual Property and Business Departments, DFMG Solicitors

Walking Tour of Cambridge – Meet at Porters' Lodge

17:15 - 18:15

Networking Events

College Bar Opens

18:15 - 19:15

Networking Events

Dinner in Howard Building

19:15 - 20:15

Networking Events

SCHEDULE

DAY 4: TRANSACTIONAL IP - 09/12/2021

IP Law Winter School

6-10 December 2021
Downing College
Cambridge University

TIME	BREAKS	NETWORKING EVENTS
09:00	09:00 - Chair's Opening Remarks 09:10 - Purpose and Elements of IP Licenses 09:50 - IP in the Real World: practical drafting and negotiation tips	09:00 - Chair's Opening Remarks 09:10 - Purpose and Elements of IP Licenses 09:50 - IP in the Real World: practical drafting and negotiation tips
10:00	10:40 - Morning Networking & Refreshment Break	
11:00	11:00 - Ensuring Contractual Agreements are Compatible with EU Competition Law 11:50 - British Intellectual Asset Owners' Rights after Brexit: IP Provisions of Bilateral Investment Treaties and Free Trade Agreements	11:00 - Ensuring Contractual Agreements are Compatible with EU Competition Law 11:50 - British Intellectual Asset Owners' Rights after Brexit: IP Provisions of Bilateral Investment Treaties and Free Trade Agreements
12:00	12:40 - Lunch	
13:00	13:40 - IP issues in JVs and Collaborations	13:40 - IP issues in JVs and Collaborations
14:00	14:30 - A Guide to Acquisitions and Divestures of IP	14:30 - A Guide to Acquisitions and Divestures of IP
15:00	15:15 - Afternoon Networking & Refreshment Break 15:35 - Tax Issues Raised by Intellectual Property	15:35 - Tax Issues Raised by Intellectual Property
16:00	16:15 - Passing Off and Unfair Competition	16:15 - Passing Off and Unfair Competition
17:00	17:05 - Chair's Closing Remarks and End of Day Four	17:05 - Chair's Closing Remarks and End of Day Four 17:15 - Walking Tour of Cambridge – Meet at Porters' Lodge
18:00		18:15 - College Bar Opens
19:00		19:15 - Dinner in Howard Building

SESSIONS

DAY 5: CONTENTIOUS IP - 10/12/2021

IP Law Winter School

6-10 December 2021
Downing College
Cambridge University

Chair's Opening Remarks

09:00 - 09:10

Participants

Jane Lambert - Barrister, 4-5 Gray's Inn Square

IP at the Department of International Trade: UK Japan Free Trade Agreement

09:10 - 09:40

- Overview of what we do
 - Role in policy making
 - Continuity agreements and Brexit
 - Negotiating the UK Japan Free Trade Agreement
 - IP attachees
-

International IP Strategy and Enforcement

09:40 - 10:30

- International IP strategy
 - Why does it matter?
 - What is the business landscape?
 - What does "IP" mean to a business?
 - Innovation capture
 - Building brand value
 - Enforcement: strategic value
-

Participants

Rebecca Halford-Harrison - Partner, IP & Technology, Strategy & Disputes, Keystone Law

Morning Networking & Refreshment Break

10:30 - 11:45

Breaks

Arbitration of Intellectual Property Disputes

11:45 - 12:35

Participants

Paul Abbott - Senior Associate, Freshfields

Using the Customs Regulations to Tackle Infringement and Combat Counterfeiting

12:35 - 13:25

- What is covered by the Customs Regulation?
 - Securing destruction without a court order
 - Data rights of the IPR holder
 - Practical tips and tricks
-

Participants

Patricia McGovern - Chairperson, Head of Intellectual Property and Business Departments, DFMS Solicitors

Lunch

13:25 - 14:25

Breaks

Intellectual Property Enforcement Measures, Especially Anti-piracy Measures in the Digital Environment

14:25 - 15:15

Participants

Jane Lambert - Barrister, 4-5 Gray's Inn Square

Trade Secrets & Breach of Confidence

15:15 - 16:05

Chair's closing remarks and end of Summer School

16:05 - 16:15

SCHEDULE

DAY 5: CONTENTIOUS IP - 10/12/2021

IP Law Winter School

6-10 December 2021
Downing College
Cambridge University

TIME	BREAKS
09:00	09:00 - Chair's Opening Remarks 09:10 - IP at the Department of International Trade: UK Japan Free Trade Agreement 09:40 - International IP Strategy and Enforcement
10:00	10:30 - Morning Networking & Refreshment Break
11:00	11:45 - Arbitration of Intellectual Property Disputes
12:00	12:35 - Using the Customs Regulations to Tackle Infringement and Combat Counterfeiting
13:00	13:25 - Lunch
14:00	14:25 - Intellectual Property Enforcement Measures, Especially Anti-piracy Measures in the Digital Environment
15:00	15:15 - Trade Secrets & Breach of Confidence
16:00	16:05 - Chair's closing remarks and end of Summer School