

# КАТАЛОГ КНИГ

ДЛЯ ФАХІВЦІВ СФЕРИ ІВ

**PATENTS**



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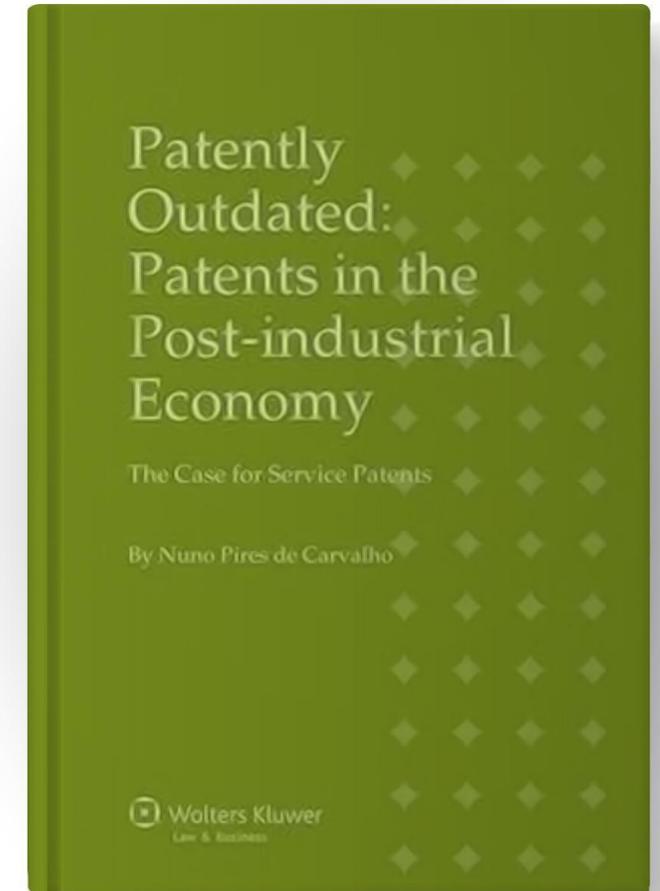


## Patently Outdated: Patents in the Post- Industrial Economy - The Case for Service Patents: Nuno Pires de Carvalho, 2012

An economy of services largely dominates our world today, but no patent system is available to support it. All signs point increasingly to evidence that in almost all countries—and as enshrined in the TRIPS Agreement—patent rules and procedures are seriously handicapped in their incapacity to respond to current economic reality. Many inventions today are made without any materiality, yet they are nonetheless genuine inventions, such as those that arise from the banking, insurance and business consulting industries. Today's patent system remains deeply linked to the making of things with human hands. It must evolve and adapt so that the new economy can also benefit from its advantages.

This book is about that adaptation—which will come, or, rather, as the author shows, has slowly started to come. By describing details and historical events that shed light on how patent law has evolved from the pre-industrial to the industrial economy, the book manifests the need for a further evolution of patents to the post-industrial economy. Its main point is that society should allow patent law to evolve into a naturally subsequent stage: service patents. In support of this contention, the author provides in-depth analysis of the characteristics that service patents should present, including formal and substantive requirements, scope of rights, and terms of protection.

As both a birds' eye view of the current status of the industrial patent system and its functions (particularly in a context of globalized trade of goods), and as a clear call for innovation in patent law in conformity with the structures of the post-industrial economy, this is a truly seminal work.

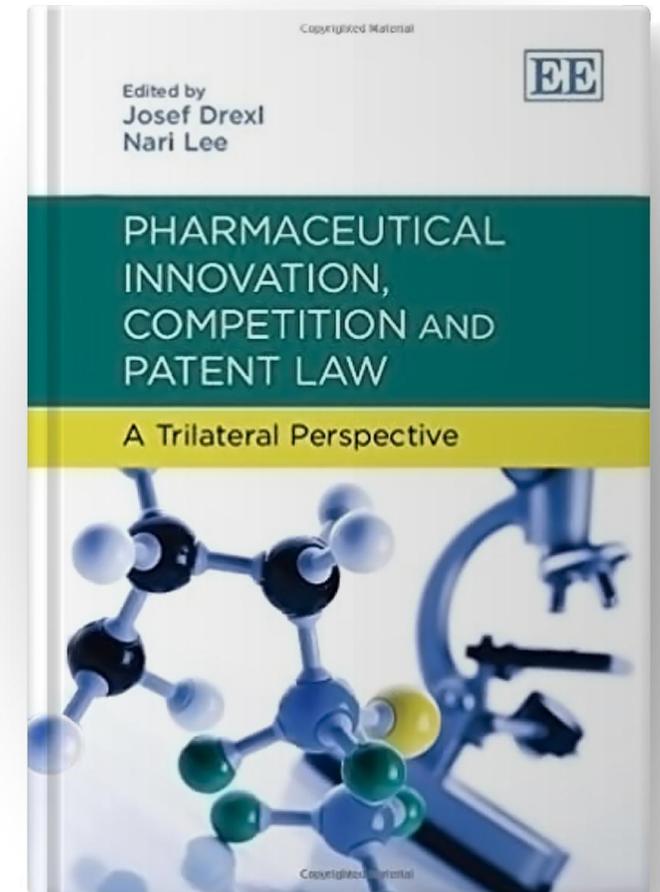


## Pharmaceutical Innovation, Competition and Patent Law: A Trilateral Perspective: Eds. Josef Drexl & Nari Lee, 2013

Public health, safety and access to reasonably priced medicine are common policy goals of pharmaceutical regulations. As both the context for innovation and competitive structure change, industry actors dynamically challenge the balance between the incentive for protection and the achievement of those policy goals.

Considering the arguments from the perspectives of innovation, competition law and patent law, this book explores the difficult question of balancing protection with access, highlighting the difficulties in harmonization and coordination. The contributors to this book, including academics, judges and practitioners from Europe, the US and Japan, explore to what extent patent strategies and life-cycle management practices take advantage of patent laws and health-care regulation and disrupt the necessary balance between incentives for innovation and access to affordable medicine and health care.

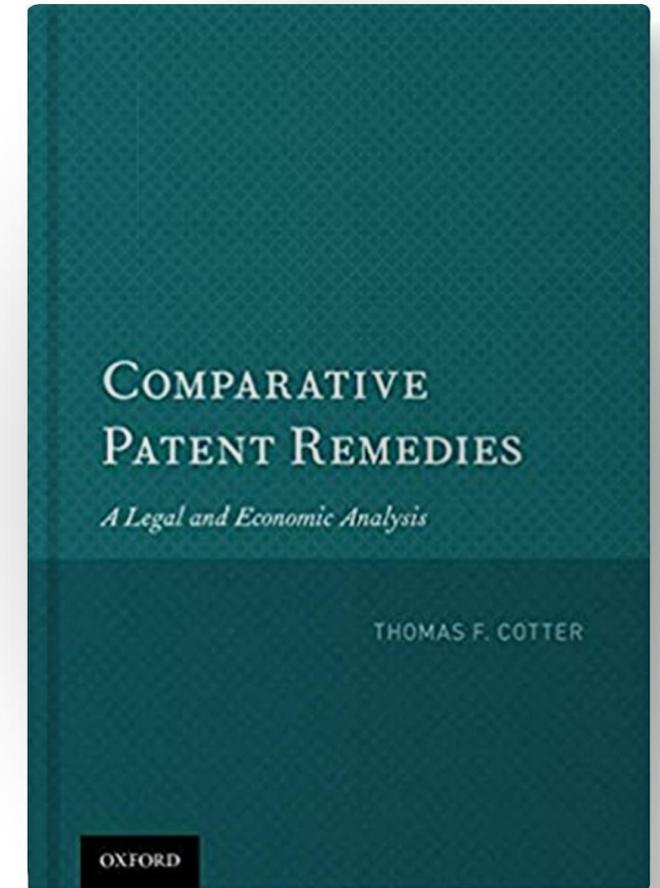
Addressing fundamental questions in the field of pharmaceutical innovation, this book will appeal to scholars and practitioners in intellectual property, competition law and life sciences regulation, as well as pharmaceutical companies and regulators.



## Comparative Patent Remedies: Thomas F. Cotter, 2013

Nations throughout the world receive more patent applications, grant more patents, and entertain more patent infringement lawsuits than ever before. To understand the contemporary patent system, it is crucial to become familiar with how courts and other actors in different countries enable patent owners to enforce their rights. This is increasingly important, not only for firms that seek to market their products worldwide and for the lawyers who provide them with counsel, but also for scholars and policymakers working to develop better policies for promoting the innovation that drives long-term economic growth.

*Comparative Patent Remedies* provides a critical and comparative analysis of patent enforcement in the United States and other major patent systems, including the European Union, Japan, Canada, Australia, China, South Korea, Taiwan, and India. Thomas Cotter shows how different countries respond to similar issues, and suggests how economic analysis can assist in adapting current practice to the needs of the modern world. Among the topics addressed are: how courts in various nations award monetary compensation for patent infringement, including lost profits, infringer's profits, and reasonable royalties; the conditions under which patent owners may obtain preliminary and permanent injunctions, including cross-border injunctions in the European Union; the availability of various options for potential defendants to challenge patent validity; and other matters, such as the availability of criminal enforcement and border measures to exclude infringing goods.

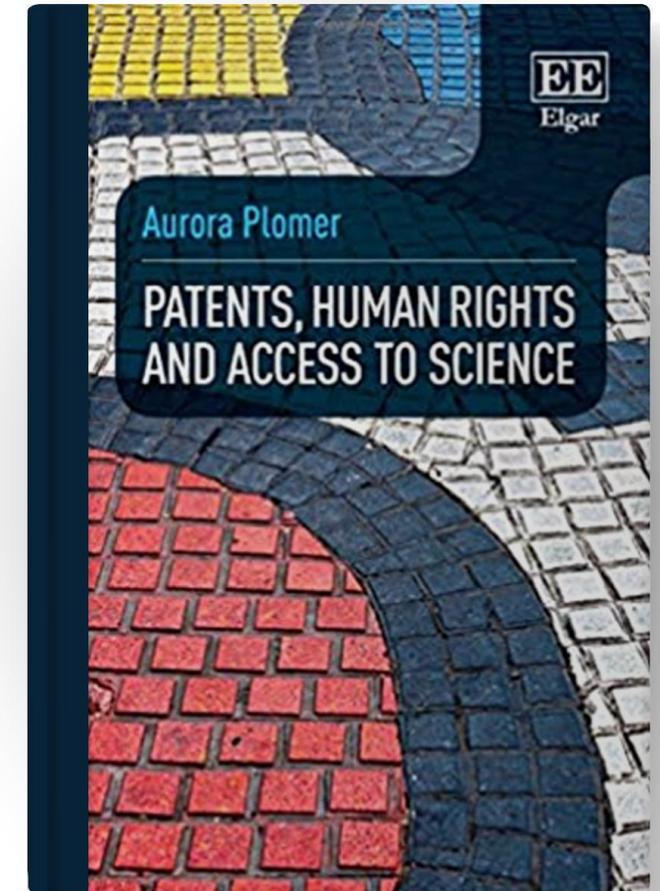


## Patents, Human Rights and Access to Science: Aurora Plomer, 2015

The new millennium has been described as 'the century of biology', but scientific progress and access to medicines has been marred by global disputes over ownership of the science by universities and private companies. This book examines the challenges posed by the modern patent system to the right of everyone to access the benefits of science in international law.

Aurora Plomer retraces the genesis and evolution of the key Articles in the UN system (Article 27 UDHR and Article 15 ICESCR). She combines the historiography of these Articles with a novel perspective on the moral foundations of rights of access to science to draw out implications for today's controversies on patents in the life-sciences. The analysis suggests that access to science as a fundamental right requires both freedom from political and religious interference and the existence of enabling research institutions and educational facilities which promote the flow of knowledge through transparent and open structures. From this perspective, the global patent system is shown to fail spectacularly when it comes to the human rights ideal of universal access to science. The book concludes that a fundamental restructuring of patent institutions is required, in which democratic oversight of patent policies would ensure meaningful realization of the right of everyone to access the benefits of science.

Students and scholars of international law, particularly those focusing on intellectual property and human rights, will find this book to be of considerable interest. It will also be of use to practitioners in the field.

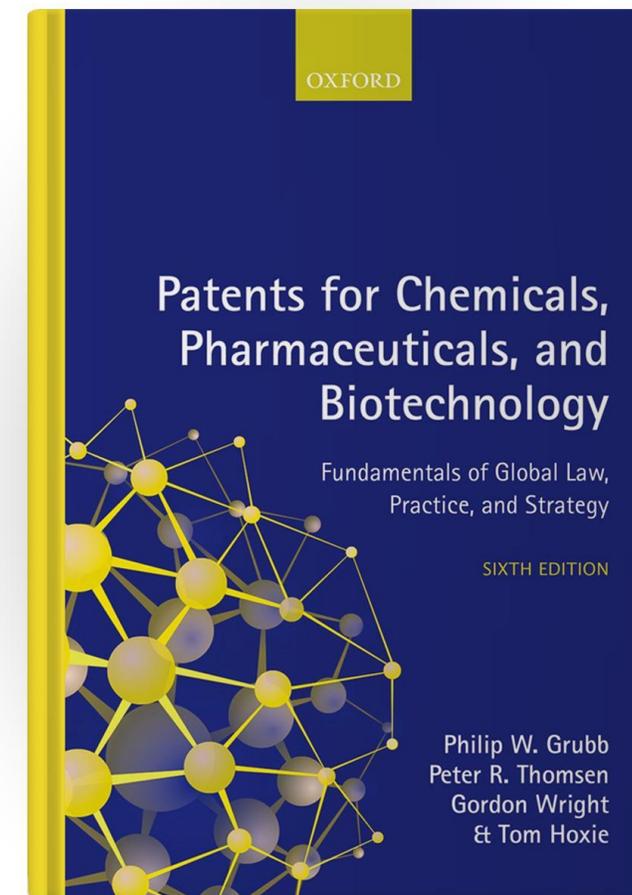


## Patents for Chemicals, Pharmaceuticals, and Biotechnology: Philip W. Grubb, Peter R. Thomsen, Tom Hoxie, 2017

Patents for Chemicals, Pharmaceuticals and Biotechnology is the established and highly-acclaimed introduction to patent law and practice, guiding the reader through the legal and procedural complexities of the British, European, Japanese, and United States patent systems. It explains in detail the role of patent practitioners, both in private practice and in-house, in maximizing the commercial potential of their company's or client's products.

The eagerly awaited new sixth edition of this highly respected text has been fully revised and updated to discuss major new developments in patent law, patent aspects of Free Trade Agreements (FTAs), developments in the area of competition law and patents, and all relevant case law of the US, UK, and the European Patent Office (EPO).

This is a comprehensive and invaluable guide to this rapidly developing and increasingly globalize area of law, providing a full description of the techniques and industry know-how that underlie successful patent practice and portfolio management.

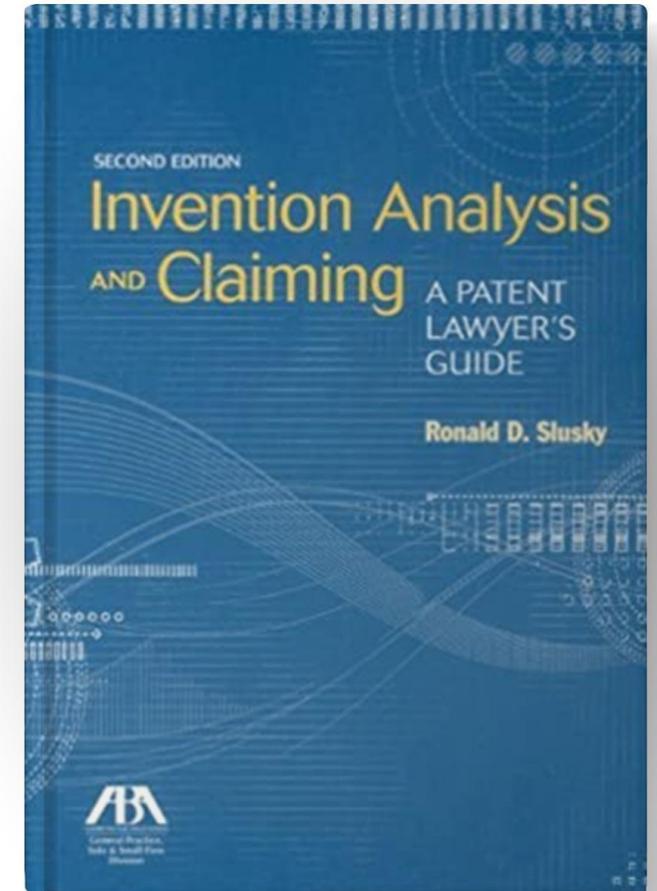


## Invention Analysis and Claiming: A Patent Lawyer's Guide: Ronald D. Slusky, 2013 (2nd Edition)

*Invention Analysis and Claiming: A Patent Lawyer's Guide, Second Edition*, presents a comprehensive approach to analyzing inventions and capturing them in a sophisticated set of patent claims. A central theme is the importance of using the problem-solution paradigm to identify the "inventive concept" before the claim-drafting begins. The book's teachings are grounded in "old school" principles of patent practice that, before now, have been learned only on the job from supervisors and mentors.

### Questions at the end of each chapter have been added to:

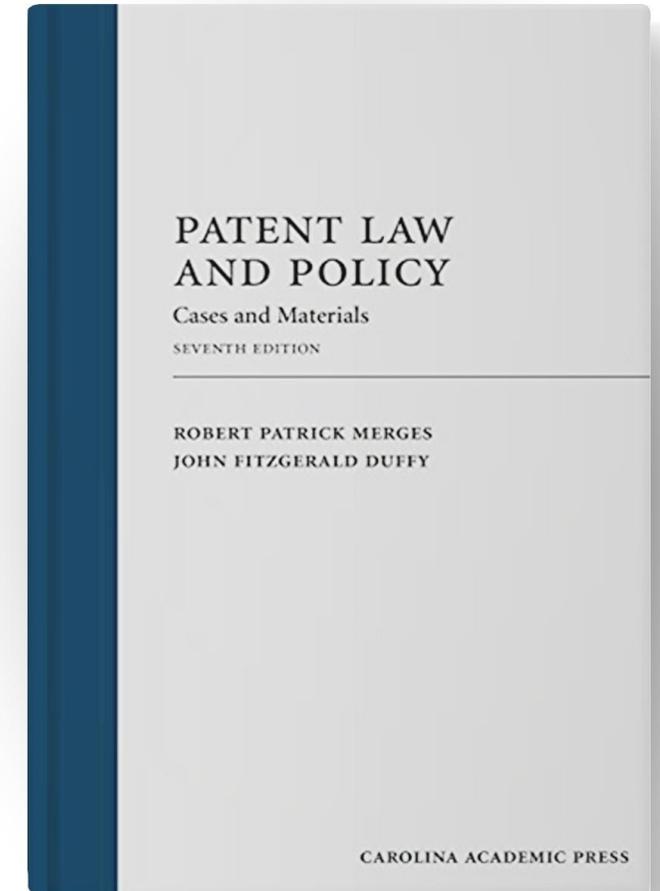
- Confirm the understanding of the principles presented;
- Explore the jurisprudential and practical implications of those principles; and
- Try out the invention analysis and claim drafting skills taught in the chapter.



## Patent Law and Policy: Cases and Materials: Robert Patrick Merges, John Fitzgerald Duffy, 2017 (7th Edition)

This updated seventh edition provides numerous diagrams and figures, concise explanations of relevant legal principles, and, to the extent possible, cases involving relatively simple technologies.

In addition to providing the most recent developments, the authors have also tried to put the current evolution of the law in historical context, thus expanding coverage of historically important cases in areas where the law is changing dramatically. This casebook's authors have a webpage that features supplemental teaching tools.



## Patent Law: J.M. Mueller, 2016 (5th Edition)

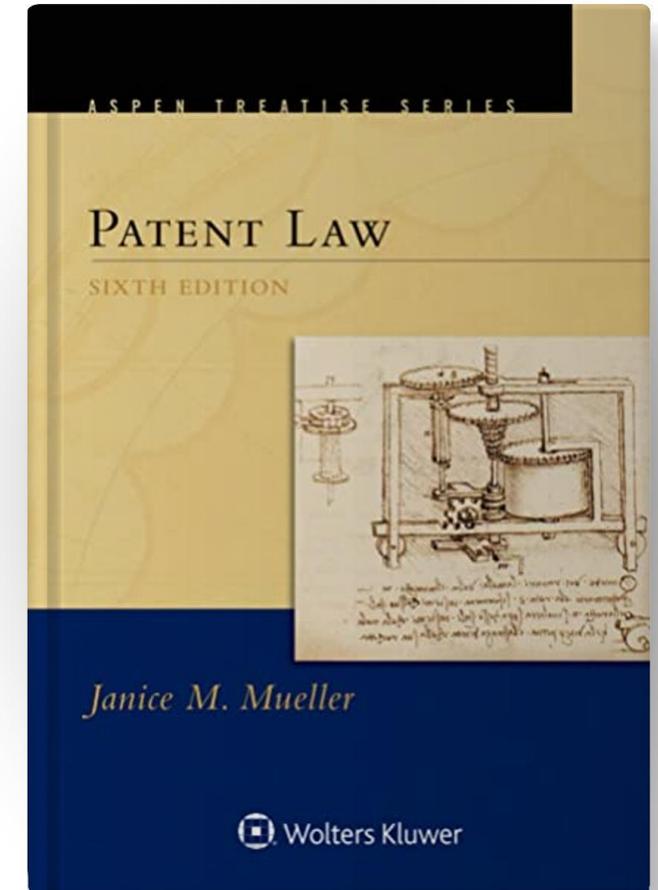
Succinct and timely, the fifth edition of PATENT LAW continues to demystify its subject as it explores and explains important cases, judicial authorities, statutes, and policy. Approachably written for law students, attorneys, inventors, and laypersons alike, this text stands on its own or may be used alongside any patent or IP casebook to support more in-depth study of patent law.

### Updated throughout, the Fifth Edition offers:

- Up-to-the-minute explanations deciphering the complex first-to-file provisions of the America Invents Act, the most significant change to U.S. patent law in 60 years
- Further AIA updates throughout the text, emphasizing the newly-implemented inter partes review and post-grant review proceedings
- Cogent analyses of recent Supreme Court and Federal Circuit decisions that have fundamentally impacted patent law, including:
  - Alice Corp. v. CLS Bank
  - Teva v. Sandoz
  - Nautilus v. Biosig
  - Octane Fitness v. Icon Health
  - Apple v. Samsung
  - In re Cuozzo

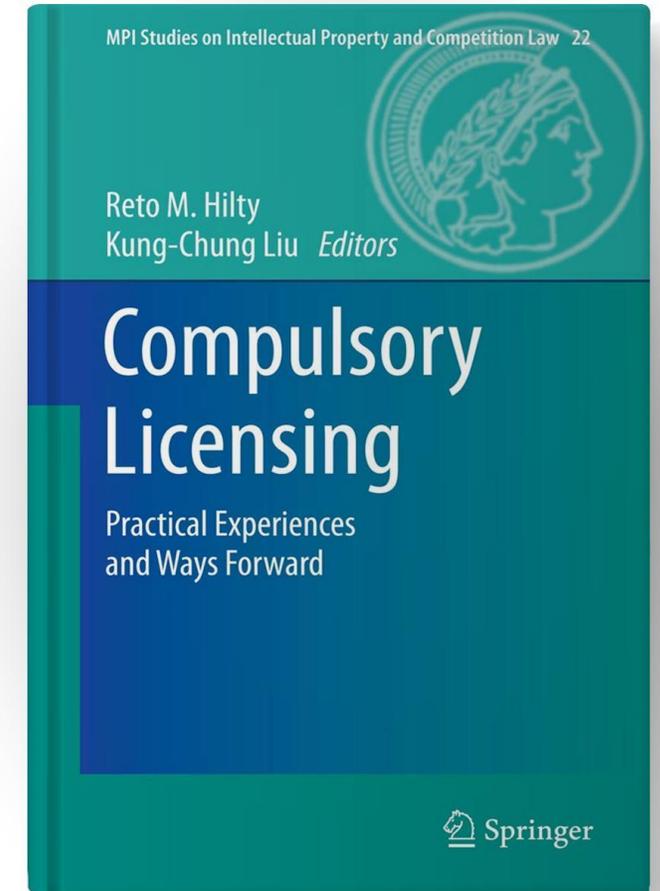
### Features:

- Effective, lucid, and complete, Janice M. Mueller's PATENT LAW features:
  - Thorough coverage and clear writing that clarifies principal legal doctrines, key judicial authorities, governing statutes, and policy considerations for obtaining, enforcing, and challenging a U.S. patent
  - In-depth treatment and comparison of pre- and post-America Invents Act regimes for novelty and prior art with numerous hypotheticals
  - Timely statistics on patent trends
  - Succinct analysis of multi-national patent protection regimes
  - Helpful visual aids, such as figures, tables, and timelines
  - A sample patent and breakdown of a prosecution history
  - Boldfaced key terms and a convenient Glossary



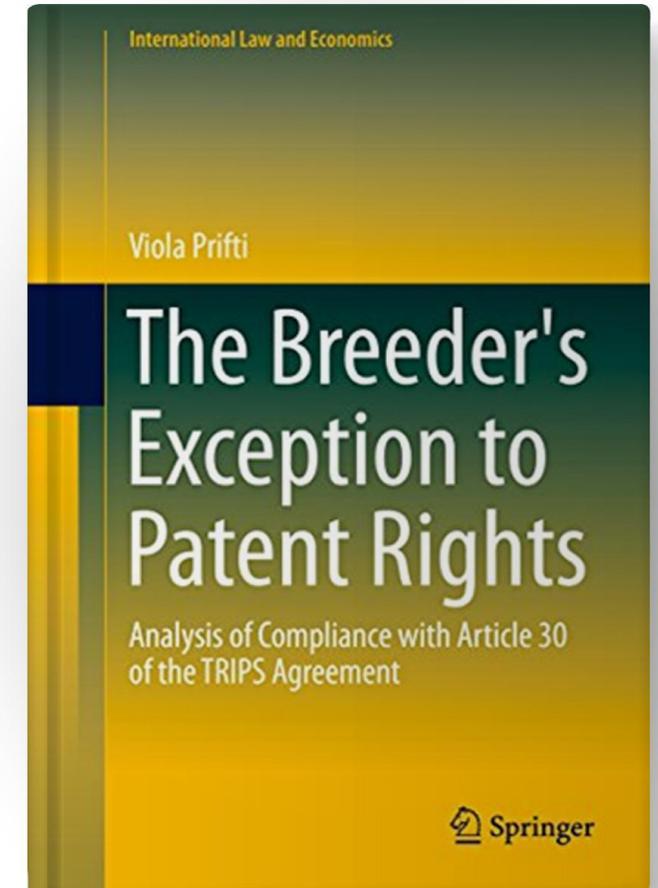
## Compulsory Licensing: Practical Experiences and Ways Forward: Eds. Reto M. Hilty, Kung-Chung Liu, 2014 (2015 Edition)

Under the auspices of the Max Planck Institute for Intellectual Property and Competition Law (now the Max Planck Institute for Innovation and Competition). And Institutum Iurisprudentiae, Academia Sinica, a group of twenty scholars from around the world gathered to study the experiences made with regards to compulsory licensing. The results are demonstrated in this book. Different articles analyze how the international conventions on intellectual property may be interpreted and explore the related doctrinal groundwork surrounding compulsory patent licensing and beyond. It is shown how the compulsory licensing regime could be transformed into a truly workable mechanism facilitating the speedy use and dissemination of innovation and other subject matters of protection.



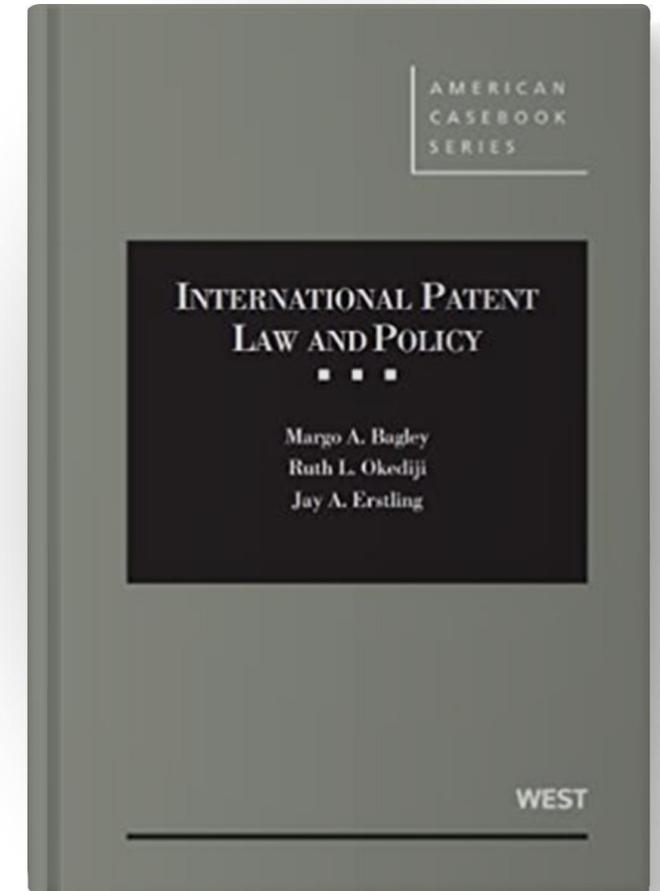
## The Breeder's Exception to Patent Rights: Analysis of Compliance with Article 30 of the TRIPS Agreement (International Law and Economics): Viola Prifti, 2015

This book is the first to analyze the compliance of different types of a breeder's exception to patent rights with article 30 of the Agreement on Trade-Related Aspects of Intellectual Property Rights. This type of exception allows using protected biological matter for breeding new varieties of plants. The breeder's exception is widely accepted under plant variety legislation, but it is not common under patent laws despite the fact that patent rights often cover plant varieties. Only few European countries have adopted such an exception. After the entry into force of the Agreement on a Unified Patent Court, the exception will be mandatory for all European Union Member states. Based on a legal and economic approach, this book offers guidance to those countries that need to incorporate a breeder's exception into their national patent systems and suggests the importance of the exception for promoting plant breeding activities.



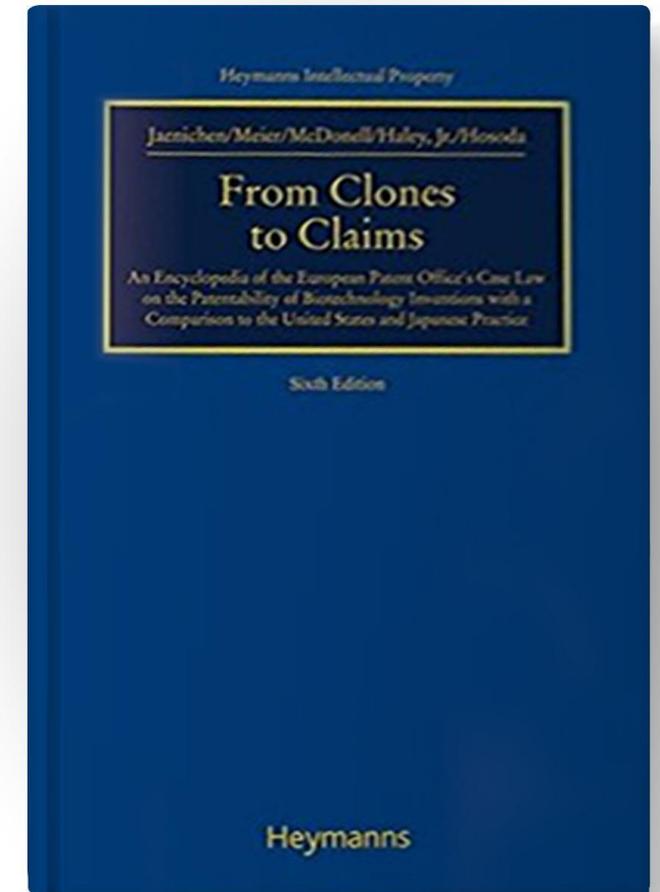
## International Patent Law and Policy: Margo Bagley, Ruth Okediji, Jay Erstling, 2013

This casebook provides comparative and international materials for a range of patent law topics, emphasizing the doctrinal, normative and practice-related issues resulting from global harmonization and cooperation efforts, the impact of such efforts on countries at different levels of economic development, an overview of the principal international intellectual property regimes, discussion of key policy issues that will frame international patent law's future, and coverage of multinational patent enforcement.



## From Clones to Claims, The European Patent Office's Case Law on the Patentability of Biotechnology Inventions in Comparison to United States and Japanese Practise: James F. Haley, Yoshinori Hosoda, Hans-Rainer Jaenichen, Leslie A. McDonell, Jürgen Meier, 2016

**Buchbeschreibung** Heymanns Dez 2015, 2015. Buch. Zustand: Neu. Neuware - The Documentation for Biotechnology The classic 'From Clones to Claims' provides a comparative analysis of European, US and Japanese patent practice in the biotechnology and pharmaceutical area. It systematically organizes the jurisprudence of the Boards of Appeal of the European Patent Office (EPO). Given the book's comments and structure, the EPO's jurisprudence is immediately accessible for specific areas of daily practice. For instance, if the question arises to what extent antibodies can be claimed and how enablement, novelty and inventive step of such claims are routinely assessed by the EPO, separate specialized chapters of the book can be consulted. In its analysis of the jurisprudence, the new edition comprises a presentation of the changes and developments relevant to inventions in the area of stem cells, plants, diagnostic assays and surgical methods. The specific changes in the options for filing divisional applications and the recent procedural restrictions concerning the filing of claim requests, documents and experimental evidence are also addressed. Based on the comparative evaluation with US and Japanese law and practice, the book can be used as a guide for preparing European patent applications that can be sustained in these other jurisdictions. Furthermore, the new edition reports the significant changes in US and Japanese patent law and jurisprudence. For example, in the US a post-grant review system has been introduced, which is similar to the EPO's opposition proceedings. Japan has reintroduced an opposition system. As a consequence of the Myriad cases, compounds of nature can no longer be patented in the US, unless the claims relate to structural or functional variants thereof. A similar hurdle has been established in the US with respect to inventions related to diagnostics. The book is not only useful for advanced practitioners, but also for beginners as an introduction and orientation to the field of biotechnology patents in their international context. 1578 pp. Englisch. Bestandsnummer des Verkäufers 9783452279996

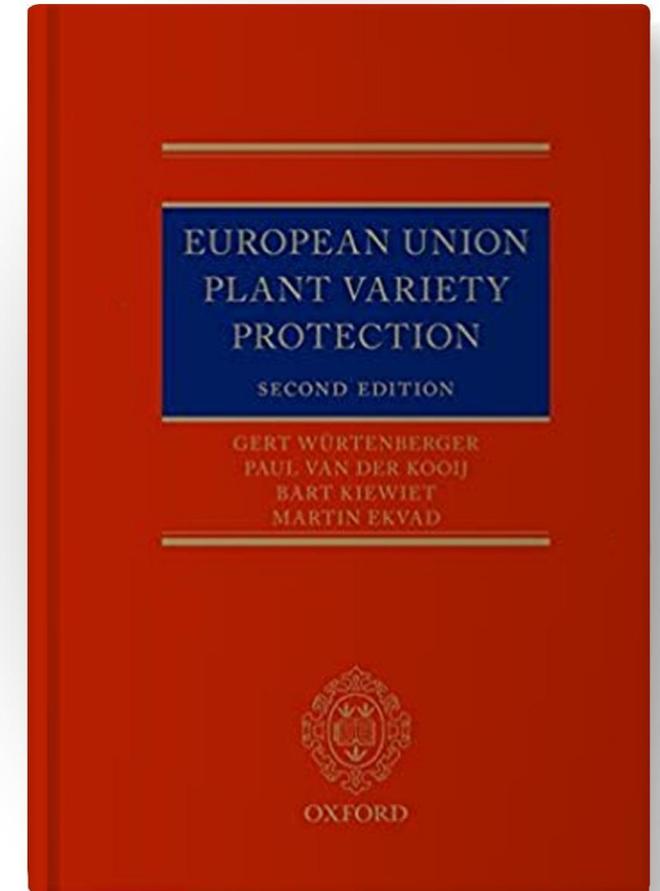


## European Union Plant Variety Protection: Gert Wurtenberger, Martin Ekvad, Paul van der Kooij, Bart Kiewiet, 2016 (2nd Edition)

This book is an invaluable and practical guide to the European Community plant variety protection system under Council Regulation (EC) 2100/94 and how it enables European breeders to protect new varieties of plants with a tailor-made intellectual property right. It combines a comprehensive explanation of the system with clear guidance on the law in practice, including how to obtain plant variety protection and how to enforce rights to that protection. It analyses the interrelation of plant variety rights with other IP rights, and provides guidance on the appropriate form of protection, considering the strengths and weaknesses of the system. The book also features time-saving references for further information on national, Community and international plant variety protection and enforcement.

Plant variety law now protects a market of almost 500 million customers, and as awareness of the advantages of Community-wide protection has grown, the volume of cases brought before the General Court (GC) and the Court of Justice of the European Union (CJEU), as well as scholarship in this area, has grown rapidly. This new edition has been fully revised and updated with all recent jurisprudence, including case law concerning the demarcation of patents and plant variety rights, function of guidelines, termination of scope of protection of protected plant variety rights in infringement proceedings including the role of the plant variety description, function of guidelines, international competence of courts dealing with CPVR infringement issues.

This is the most up-to-date and authoritative guide to the world's largest system for plant variety protection, and an essential resource for practitioners in this field.



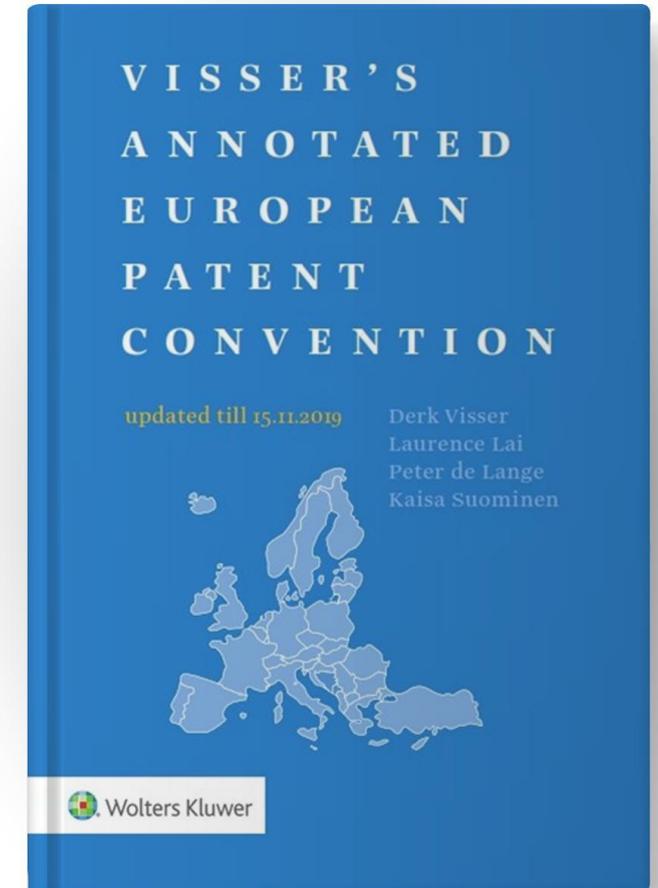
## Visser's Annotated European Patent Convention: Ed. Derk Visser, 2019 (Updated Edition)

The book, Visser's Annotated European Patent Convention, is a commentary on the European Patent Convention and a bestseller in European patent law.

The 2019 edition of this preeminent work – the only regularly updated authoritative article-by-article commentary in English on the European Patent Convention (EPC), its implementing regulations, and associated case law – provides the complete text of the 2000 Convention annotated with commentary and expert guidance on the interpretation of each paragraph. Since its first edition in 1994 it has provided the European patent community with the necessary insights to practice successfully before the European Patent Office. The EPO recommends the Visser's Annotated European Patent Convention as the first book in its list of non-EPO/WIPO literature to be used for the preparation of the European qualifying examination.

In addition to a thorough updating of developments, new material in this edition includes the following:

- New Rules of Procedure of the Boards of Appeal;
- New EPO Guidelines that enter into force on 01.11.2019

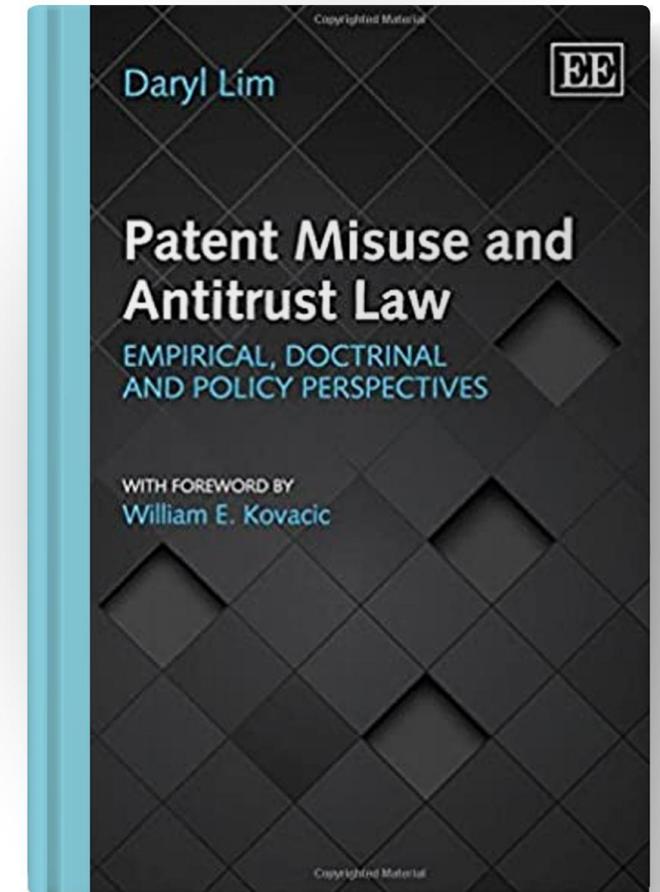


## Patent Misuse and Antitrust Law: D. Lim, 2013

This unique book provides a comprehensive account of the patent misuse doctrine and its relationship with antitrust law. Created to remedy and discourage misconduct by patent owners a century ago, its proper role today is debated more than ever before. Innovation and competition take place in increasingly complex environments that demand a clear understanding of where illegality ends and legitimate corporate strategy begins.

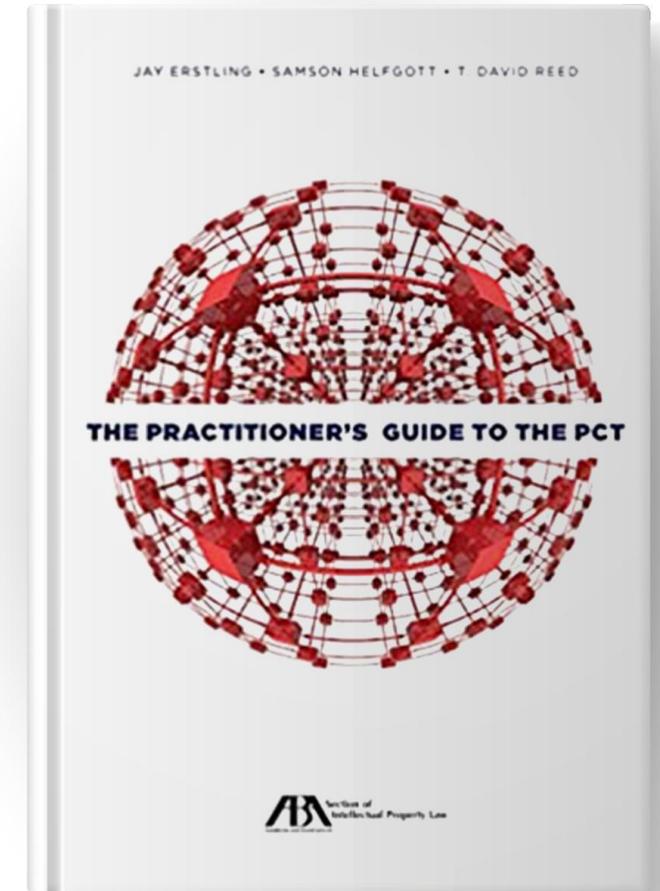
The book is an essential resource for the curious, the expert and all those engaged in deciding what patent misuse means and should mean today. In addition to in-depth doctrinal and policy perspectives, it looks at patent misuse through the eyes of today's leading practitioners, judges, government officials and academics. It also presents a qualitative analysis of modern misuse case law spanning 1953 to 2012. The result is a compelling account that lays out an important doctrinal, policy and empirical framework for future cases and scholarship.

Patent law students and scholars will find the author's comprehensive study of popular and actual perceptions of the misuse doctrine a valuable resource, while practitioners, government officials and judges will appreciate the predictive value of the author's findings.



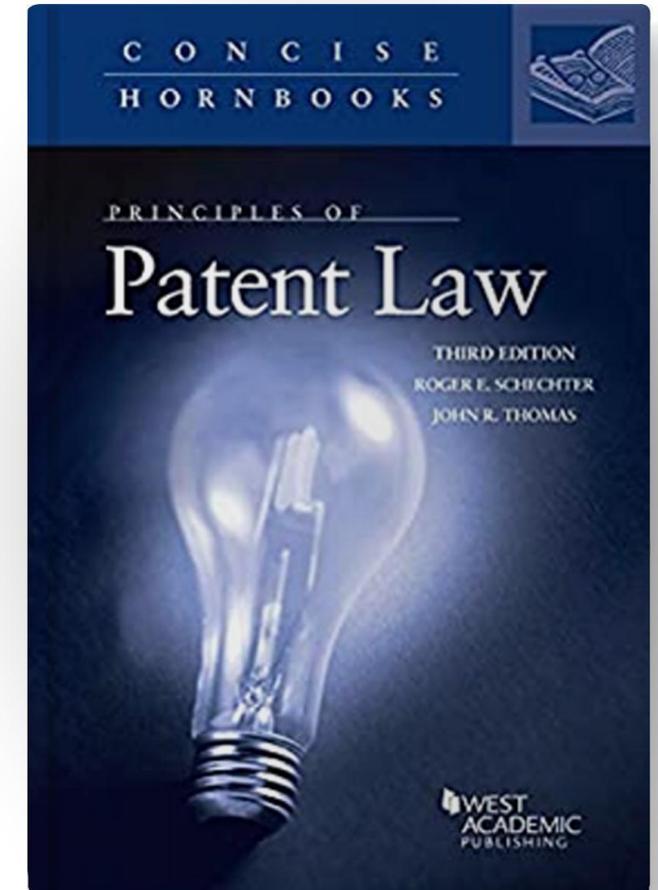
## The Practitioner's Guide to the PCT: J. Erstling, S. Helfgott, T.D. Reed, 2015

The Patent Cooperation Treaty (PCT) is the heart of the international patent system and should be considered in every applicant's patent filing strategy. This book demystifies the PCT, helping practitioners employ the system to their client's advantage. Beginning with a clear explanation of the PCT's framework, the book's in-depth chapters equip applicants with the tools necessary to effectively use this global, treaty-based system. It covers all aspects of the PCT, from its requirements and procedures to practice-focused strategies and recommendations for a PCT application.



## Principles of Patent Law: Roger Schechter, John Thomas, 2019 (3rd Edition)

The new edition of this leading text on patent law is an indispensable tool for both students and practitioners. The authoritative exposition of the law includes thoughtful analysis of the intricacies of the America Invents Act, in-depth discussion of nearly twenty recent Supreme Court decisions on patent law, and thorough treatment of all the leading Federal Circuit precedents. The volume also contains detailed materials on international issues, trade secret law, and specialized topics including plant patents, design patents and the Hatch-Waxman Act. The accessible prose, numerous illustrative examples, and humorous asides make the book user-friendly even for those who lack previous exposure to the field.

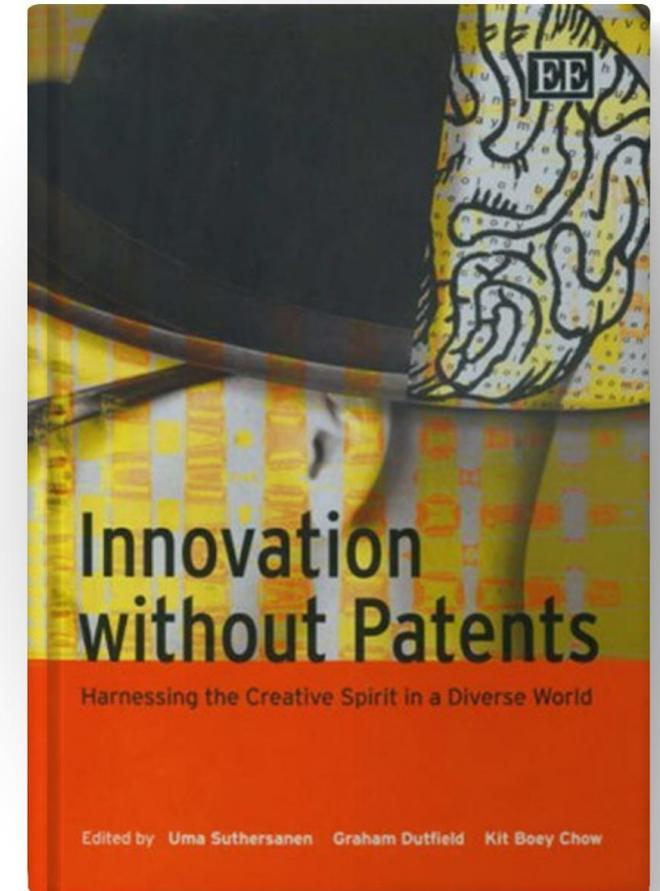


## Innovation Without Patents: Harnessing the Creative Spirit in a Diverse World: U. Suthersanen, G. Dutfield, K. B. Chow, 2007

This book is concerned with the extent to which innovations should or should not be protected as intellectual property, and the implications this has upon the ability of local manufacturers to learn to innovate.

A question the book considers is how far legal protection should extend to inventions that may only just, or indeed not quite, meet the conventional criteria for patentability, in terms of the level of inventiveness. Innovation without Patents offers a thoughtful and empirically rich analysis of the current system in a number of developed and developing countries in the Asia-Pacific. It asks whether such innovations should remain free from patenting, or whether alternative intellectual property regimes should be offered in such cases, and indeed whether the requirements change depending on a country's level of development. This discussion is capped by a number of proposed policy options.

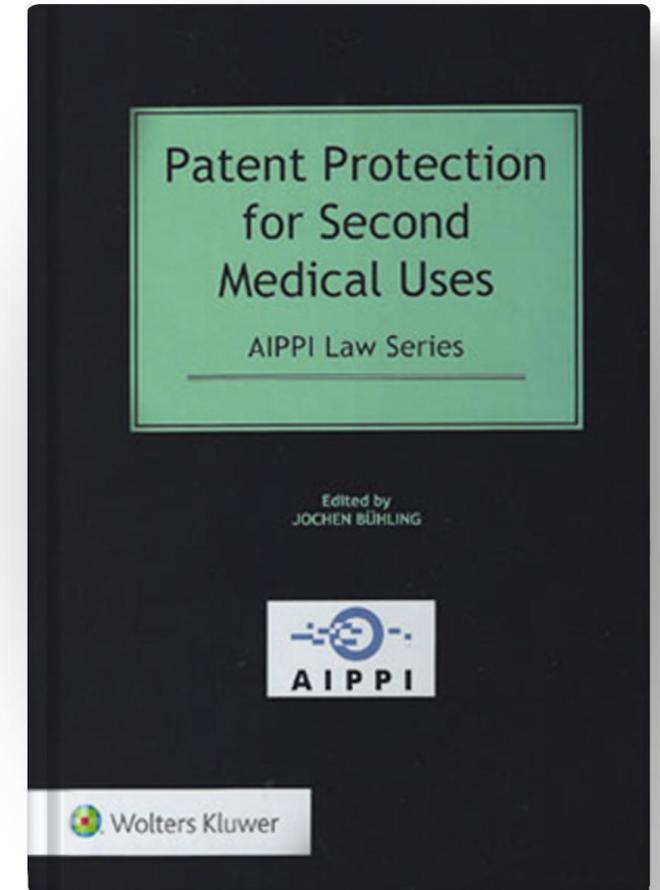
The theoretical and practical approaches to intellectual property rights, innovation and development policy formulation make Innovation without Patents accessible to academics, national and regional patent offices, national overseas development agencies, NGOs and patent attorneys.



## Patent Protection for Second Medical Uses: Jochen Buhling, 2016

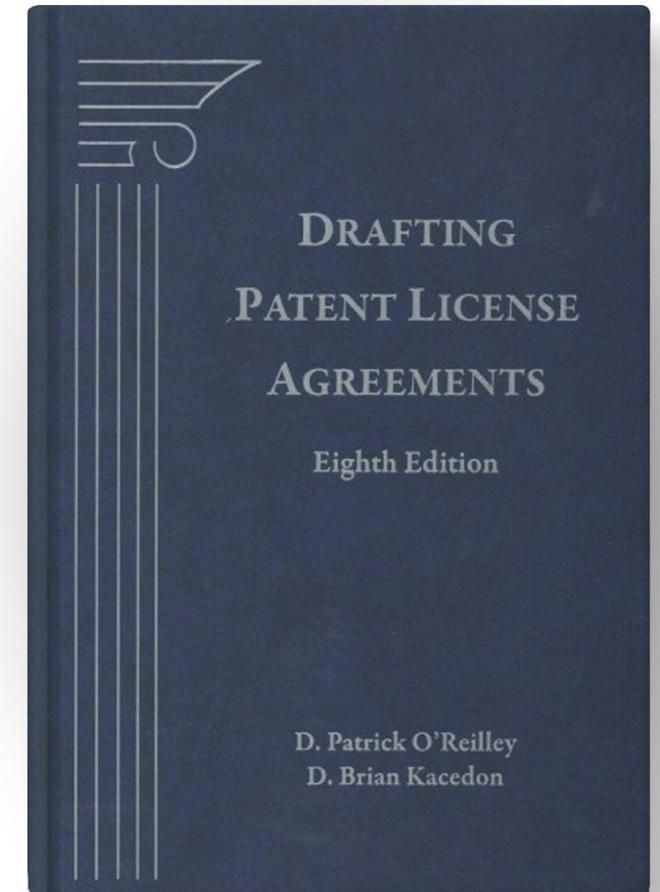
### AIPPI Law Series Volume 2

**Patent Protection for Second Medical Uses** explains the key jurisdictional differences and challenges in protecting and enforcing second medical use (SMU) claims. When a party proposes an SMU for a known substance or compound, special issues of patentability arise as they form an important component of the potential second-line patent protection. Jurisdictions around the world vary significantly in their treatment of such claims. This compendium of contributions from nineteen jurisdictions worldwide is the result of the need for a broader and more detailed exposition in SMU in order to allow comparison between jurisdictions.



## Drafting Patent License Agreements, 8th Edition: Dennis P. O'Reilley and D. Brian Kacedon, 2015 (8th Edition)

Drafting Patent License Agreements illustrates the growing importance of intellectual property transactions to business and the resulting attention such transactions receive in legislative, regulatory, and judicial areas. The new Eighth Edition tracks and discusses-clause by clause-all the critical components of patent and technology license agreements as well as non-disclosure agreements and collaboration agreements. The Eighth Edition also presents a current overview of all legal issues surrounding licensing including, patent exhaustion, antitrust, bankruptcy, Bayh-Dole, and export control. It includes new chapters on the UCC and licensing and on RAND licensing. Sample provisions include references to applicable legal and practical consequences. Major cases covered include *Kimble v. Marvel Entertainment LLC*; *Azure Networks LLC v. CSR PLC*; *Helferich v. New York Times*; *STC.UNM v. Intel Corp.*; *Ericsson Inc. v. D Link Systems Inc.*; *Jaffe v. Samsung Electronics Co.*; *Microsoft Corp. v. Motorola Inc.*; and *FTC v. Actavis Inc*



## **Каталог книг про інтелектуальну власність для фахівців у сфері ІВ: довідкове видання. К.: УКРНОІВІ, 2023.**

Каталог містить інформацію про найкращі наукові фахові видання, які розкривають актуальні проблеми інтелектуальної власності в різних країнах та регіонах світу. Представлені у цьому виданні книги розраховані на фахівців у сфері інтелектуальної власності, що добре знаються на загальних принципах та положеннях з відповідної теми, володіють англійською та французькою мовою на високому рівні та мають метою поглибити знання з інтелектуальної власності.

Представлена інформація про наукові фахові видання не має рекламного характеру та наводиться лише з інформаційною метою. Відповідальність за зміст, актуальність, повноту та достовірність викладених даних у представлених виданнях несуть їх автори.

### **Інформація про проєкт:**

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**Про що:** каталог книг з актуальних питань у сфері інтелектуальної власності.

**Для кого:** для фахівців у сфері інтелектуальної власності.

**Мета:** ознайомлення усіх бажаючих з каталогом наукової літератури про інтелектуальну власність.

Каталог книг підготовлений командою Департаменту “Академія інтелектуальної власності” УКРНОІВІ:

Ольга Кулініч, Галина Андрущенко, Дар'я Коваль.