UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

COURSE SYLLABUS

Intellectual Property

2122-3-E1401A027

Learning objectives

Learining objectives are the knowledge of some of the main content of the Intellectual property: i.e. the law of trademarks (both national and community trademarks), and the law of patents.

Contents

The course will closely examine some issues on trademark and advertising and on trademark and the Internet, with case law discussion.

The course will also examine the law of patents (both national and European patents), in particular the course will closely examine the patenting of software-related inventions and of biotechnological inventions.

Detailed program

1.The law of trademark (both national and community trademark): - Functions of the trademarks - Italian, Community and International regulation - sign that can be registered as a trademark - Requirements of validity - National and community registration of trademarks - Rights conferred and limitation - Internet and distinctive signs - Ownership - Trademark agreements: license and assignment of trademarks - Invalidity and lapse of rights - Enforcement and remedies - Collective trademark - Unregistered trademark and other distinctive signs

2. The law of patents - Functions of patent law and alternative form of protection of innovation - Italian and International patent regulations - Biotech and software inventions - Patentability requirements - Italian and European patent prosecution - Rights conferred and limitations - Interpretation of patent claims - Ownership - Patent agreements: license and assignment of patents - Invalidity of patent - Compulsory license - Enforcement

and remedies

Prerequisites

Institutions of private law

Teaching methods

Front Lessons and cases discussion

Assessment methods

Oral Exam

Textbooks and Reading Materials

1. VANZETTI, DI CATALDO, Manuale di diritto industriale, IX edizione, Giuffrè, Milano, 2021 or the following edition, ch. IV part I (la concorrenza per confondibilità), part II (I segni distintivi), ch. I-XII part III (Le invenzioni) and part IV (processo e sanzioni).

Alternatively :

Trademark law : 1. SENA, Il diritto dei marchi, IV ed. 2007 or the following edition.

Patent law : 2. VANZETTI, DI CATALDO, Manuale di diritto industriale, IX edizione, Giuffrè, Milano, 2021: ch. I-XII part III and part IV (invenzioni, processo e sanzioni) or the following edition