UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

COURSE SYLLABUS

Industrial Law

2627-2-F9202P033

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.

1. Knowledge and Understanding
   Students are expected to acquire knowledge of and develop an understanding of trademark and patent law, as well as the related enforcement mechanisms, covering all topics included in the course syllabus.
2. Applying Knowledge and Understanding
   Students should be able to address practical cases by applying the knowledge acquired during the course. Various examples of real-life cases will be discussed during lectures to support the development of these skills.
3. Making Judgements
   Students should be able to formulate their own reasoned opinions on the legislative and case law solutions concerning the various trademark and patent law issues covered in the course.
4. Communication Skills
   Students should be able to express themselves accurately and effectively using appropriate legal and technical terminology.
5. Learning Skills
   Students should be able to further deepen their knowledge of the subject through specialist literature and new judicial decisions, applying the knowledge acquired during the course and the independent critical judgment they have developed.

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

21 lessons of 2 hours each, delivered in person through instructor-led classroom teaching in Italian

Assessment methods

Oral Exam. The assessment will be aimed at testing knowledge of the subject matter, the critical ability to evaluate related issue also making examples and discussing practical cases, and the ownership of language.
There are no ongoing test/exams.

Textbooks and Reading Materials

VANZETTI, DI CATALDO, SPOLIDORO Manuale di diritto industriale, X edizione, Giuffrè, Milano, 2024 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).

Sustainable Development Goals