



**Online**

# CEIPI SUMMER SCHOOL ON IP IN EUROPE

**28 JUNE  
9 JULY  
2021**



Centre d'études internationales de la **propriété intellectuelle** | CEIPI

Center for International **Intellectual Property Studies**

Institut für internationale Studien des **geistigen Eigentums**

Université de Strasbourg

Unique in Europe and in the world, the **CEIPI Summer School on Intellectual Property in Europe** offers a **two-week** course of theoretical and practical training for both **scientific** and **legal backgrounds**. In **2021**, the course will be provided **online** in time slots allowing participants from a number of countries **around the world** to connect and attend **live sessions**. **Pre-recorded sessions** will also be **available in advance**. This course aims to provide an overview of the intellectual property system in the context of the legal system of the **European Union** as well as **specific insights** on **intellectual property litigation in Europe**.

## Programme - Week 1 (provisional)

### Timetables in accordance with Central European Summer Time (CEST)

#### Monday 28 June 2021

**10:00 – 10:30 / Welcoming remarks**

**10:30 – 12:00 / Introduction to the European patent system from a global perspective**

**12:00 – 14:00 / Break**

**14:00 – 16:00 / Overview of proceedings before the European Patent Office (EPO) – Types of communication received**

#### Tuesday 29 June 2021

**10:00 – 12:00 / Overview of proceedings before the European Union Intellectual Property Office (EUIPO) – Types of communication received**

- Proceedings before the EUIPO
- European Union trade marks (EUTM) and Community designs

**12:00 – 14:00 / Break**

**14:00 – 16:00 / Examination practice in Europe – Trade marks**

- Role of the EUIPO
- Grant proceedings for European Union trade marks
- Grounds for refusal – European Union trade mark regulation (EUTMR), Art. 7
- Post-grant proceedings: opposition, cancellation
- Appeal proceedings
- Case law

#### Wednesday 30 June 2021

**10:00 – 12:00 / Examination practice in Europe – Designs**

- Role of the EUIPO
- Grant proceedings for community designs: criteria for registration of designs
- 3-dimensional CAD file application system
- Grounds for refusal
- Invalidity
- Introduction – General principles applying to Invalidity proceedings
- Filing of an invalidity application
- Adversarial stage of the proceedings
- Different grounds for invalidity (Case law)
- Termination of the proceedings
- Appeal
- Case law

**12:00 – 14:00 / Break**

**14:00 – 16:00 / Examination practice in EPO's proceedings**

(Filing + priority + search + case law)

- Role of the EPO
- Filing formalities
- Concrete procedural aspects: main issues discussed during examination – key elements in responses – amendments – auxiliary requests – submission of further evidence – third parties observations – *Ex-parte* oral proceedings – appeals – limitations

#### Thursday 1 July 2021

**10:00 – 12:00 / Various routes to patent protection in Europe**

- Patent Cooperation Treaty (PCT)
- National routes
- European route
- Unitary patent

**12:00 – 14:00 / Break**

**14:00 – 16:00 / Trade marks in Europe**

- Advanced notions of Trade marks
- European Union trade mark regulation (EUTMR)
- Proceedings before the EUIPO and some European Union countries
- Relevant issues (international trends and major controversies, etc.)

#### Friday 2 July 2021

**10:00 – 12:00 / Concrete tips for claim drafting** (in mechanics and chemistry)

**12:00 – 14:00 / Break**

**14:00 – 16:00 / Workshop opposition and cancellation drafting in trade marks**

This course is primarily intended for students and practitioners wishing to acquire the **fundamentals of European and international intellectual property law**. Lecturers are **experts in the various fields of intellectual property**, including academics, practitioners, civil servants, examiners, members of opposition chambers, and representatives from European institutions. The **Summer School** is organised by the Center for International Intellectual Property Studies (CEIPI) of the University of Strasbourg. It has been held successfully over the last decade, attracting a large number of **participants from all over the world**, thus nurturing international networks of experts **in intellectual property and related disciplines**.

## Programme - Week 2 (provisional)

### Timetables in accordance with Central European Summer Time (CEST)

#### Monday 5 July 2021

##### **14:00 – 16:00 / Intellectual property strategy in Europe (1/2)**

Industry insights on European best practice cases on intellectual property strategy for different branches, technologies and business models

**12:00 – 14:00 / Break**

##### **14:00 – 16:00 / Intellectual property strategy in Europe (2/2)**

Industry insights on European best practice cases on intellectual property strategy for different branches, technologies and business models

#### Tuesday 6 July 2021

##### **10:00 – 12:00 / Contracts involving intellectual property**

Main provisions - focus on licenses - traps to avoid - sub-contracting - cross-licensing

**12:00 – 14:00 / Break**

##### **14:00 – 16:00 / Patent trials and litigation in Europe**

- General rules applicable in the EU
- Main procedural aspects of IP litigation in France, Germany and the United Kingdom
- Evidence
- Actions on the merits
- Provisional actions
- Timing
- Cost
- Damages
- Major issues in each technological field and cases of disputes
- Analysis and discussion on patent trial decision cases

#### Wednesday 7 July 2021

##### **10:00 – 12:00 / Operating IP rights in Europe – European Union limitations to agreements (1/2)**

IP rights and the EU treaty - exhaustion of rights - competition rules - penalties for non-compliance - abuse of dominant position - cartels

**12:00 – 14:00 / Break**

##### **14:00 – 16:00 / Operating IP rights in Europe – European Union limitations to agreements (2/2)**

IP rights and the EU treaty - exhaustion of rights - competition rules - penalties for non-compliance - abuse of dominant position - cartels

#### Thursday 8 July 2021

##### **10:00 – 12:00 / Enforcement of IP rights in Europe - Enforcement at the border**

Rules applicable to customs intervention New EU Regulation concerning customs enforcement - specific additional rules applicable locally EU Directive on the enforcement of IP rights: aim - main provisions - actual impact on enforcement of IP rights

**12:00 – 14:00 / Break**

##### **14:00 – 16:00 / Cross borders litigation of classic European patents and European patent with unitary effect**

Pan-European litigation: Brussels regulation on jurisdiction, recognition and enforcement of judgments - Pan-European provisional injunctions - Italian torpedo - Litigation statistics - Alternative Dispute Resolutions

#### Friday 9 July 2021

##### **10:00 – 12:00 / Examples of writing**

- Examples of writing an office action on the merits (ground for refusal)
- Examples of writing a response to an office action on the merits

**12:00 – 14:00 / Break**

##### **14:00-16:00 / Workshop oral proceedings - Sample case**

- Concrete view of opposition proceedings before the EPO
- Online oral proceedings before the EPO (mock trial)

**16:00-16:30 / Farewell**

# Pre-recorded sessions

The **pre-recorded sessions** are short videos (10 to 20 min) designed to prepare and to **lay the foundations** for the synchronous online sessions. They will provide an overview of the different intellectual property rights (IPRs) as well as specific topics. These videos will **enhance the learning experience and interactivity of the live sessions** as participants will have **acquired beforehand the key concepts and principles of European IPRs** to enable them to ask targeted questions to the speakers. This format offers participants **greater flexibility and convenience through self-paced learning**. Most of the following themes include several videos with a total duration of approximately **13 hours of content**:

Overview of main IP rights and their validity assessments

Claim for ownership

IP Glossary

Design rights examination cases in Europe

EU Law basics

Trade mark rights examination cases in Europe

Introduction to trade marks

Examination practices in Europe and proceedings at the European Patent Office

Introduction to designs

Current status of the Unitary patent system

Introduction to patents

Contracts Involving intellectual property rights

Artificial intelligence and intellectual property

Standard essential patents and FRAND Licensing

Patents in the pharmaceutical industry

Copyright and neighbouring rights in Europe

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# Practical information

## Dates

Ten days from 28 June to 9 July 2021

## Timetable for live sessions

From 10:00 to 16:00\* CEST to allow participants from different time zones to attend.

Courses will take place online via Zoom.

\*(Except for Friday 9 July 2021 : 10:00 to 16:30 CEST)

## Pre-recorded sessions

Pre-recorded asynchronous study sessions, covering approximately 13 hours of content, will be available prior to the live course.

## Participants

The Summer School is open to students and professionals who wish to acquire the fundamentals of the European intellectual property system, including professionals in the field of intellectual property law, researchers as well as to European and non-European lawyers, whether or not specialised in IP law.

## Language of the training

English

## Admission

Application documents are available at [www.ceipi.edu](http://www.ceipi.edu)

## Helpdesk and application

[ceipi\\_summerschool@ceipi.edu](mailto:ceipi_summerschool@ceipi.edu)

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