International Regulation of Intellectual Property

Reading Guide

1 –**Origins of International IP Law**

Abbott, Frederick M. Thomas Cottier, Francis Gurry, *The International Intellectual Property System, Commentary and Materials*, Kluwer Law International, 1999.

Blakeney, M. *Trade Related Aspects of Intellectual Property Rights. A Concise Guide to the TRIPs Agreement* London: Sweet & Maxwell, 1996

D’Amato, Anthony and Doris E. Long eds, *International Intellectual Property* *Law* Kluwer Law International, London; Boston, 2001

Correa, Carlos M., Abdulqawi *Trade Related Aspects of Intellectual Property Rights. A Commentary on the TRIPS Agreement*, 3rd ed, Oxford: Oxford University Press, 2016

Drahos, P. with Braithwaite, J., *Information Feudalism: Who Owns the Knowledge Economy?* London. Earthscan. 2002.

Doern, G. Bruce, Global Change And Intellectual Property Agencies: An Institutional Perspective, London: Pinter, 1999.

[Frankel](http://www.wildy.com/books?author=Frankel,%20Susy), Susy and [Daniel J. Gervais](http://www.wildy.com/books?author=Gervais,%20Daniel%20J.), [*Advanced Introduction to International Intellectual Property*](http://www.wildy.com/isbn/9781783473427/advanced-introduction-to-international-intellectual-property-paperback-edward-elgar-publishing-limited)Edward Elgar, 2016

Gervais, D. *The TRIPS Agreement: Drafting History and Analysis*, 3rd edition. Sweet and Maxwell. London. 2008.

Goldstein, Paul, *International Intellectual Property Law: Cases and Materials*, New York: Foundation Press, 2001

Ilardi, Alfredo and Michael Blakeney, *International Encyclopaedia of Intellectual Property Treaties,* Oxford University Press, 2004.

Letterman, G. Gregory, *Basics Of International Intellectual Property Law*, Ardsley, N.Y.: Transnational Publishers, 2001.

Malbon, J, Lawson, C. and Davison, M, The WTO Agreement on Trade Related Aspects of Intellectual Property Rights. A Commentary, Cheltenham UK, Edward Elgar, 2014.

Maskus Keith E., *Intellectual Property Rights in the Global Economy* Washington, D.C. Institute for International Economics, 2000.

May, Christopher and Sell, Susan, *A Critical International History of Intellectual Property Rights*, Lynne Rienner Publishers 2005.

2 **IP and Development**

Abbott, Frederick M., Carlos M. Correa, Peter Drahos, eds, [*Emerging Markets and the World Patent Order*](http://www.e-elgar.com/shop/emerging-markets-and-the-world-patent-order)*,* Edward Elgar, 2014

[Calboli](http://www.wildy.com/books?author=Calboli,%20Irene), Irene, [Edward Lee](http://www.wildy.com/books?author=Lee,%20Edward), eds, [Research Handbook on Intellectual Property Exhaustion and Parallel Imports](http://www.wildy.com/isbn/9781783478705/research-handbook-on-intellectual-property-exhaustion-and-parallel-imports-hardback-edward-elgar-publishing-limited)**,** Edward Elgar, 2016

Correa, Carlos M, ed, [*Research Handbook on the Protection of Intellectual Property under WTO Rules*](http://www.e-elgar.com/shop/research-handbook-on-the-protection-of-intellectual-property-under-wto-rules)*,* Edward Elgar, 2010

Ghidini, Gustavo, Rudolph J.R. Peritz, Marco Ricolfi, eds, [*TRIPS and Developing Countries*](http://www.e-elgar.com/shop/trips-and-developing-countries)

Edward Elgar, 2014

Malbon, J and Lawson, C., Interpreting and Implementing the TRIPS Agreement. Is it Fair? Cheltenham UK, Edward Elgar, 2008.

Meléndez-Ortiz, Ricardo, Pedro Roffe, eds, [*Intellectual Property and Sustainable Development*](http://www.e-elgar.com/shop/intellectual-property-and-sustainable-development)*,* Edward Elgar, 2010

[Perry](http://www.wildy.com/books?author=Perry,%20Mark), Mark, ed, [*Global Governance of Intellectual Property in the 21st Century: Reflecting Policy Through Change*](http://www.wildy.com/isbn/9783319311760/global-governance-of-intellectual-property-in-the-21st-century-reflecting-policy-through-change-hardback-springer-verlag)***,*** Springer-Verlag, 2016.

Primo Braga, Carlos A, *Intellectual Property Rights And Economic Development* Washington, D.C.: World Bank, 2000.

Sanders, Anselm Kamperman, ed, [*The Principle of National Treatment in International Economic Law*](http://www.e-elgar.com/shop/the-principle-of-national-treatment-in-international-economic-law)*,* Edward Elgar, 2014

Vanhonnaeker, Lukas, [*Intellectual Property Rights as Foreign Direct Investments*](http://www.e-elgar.com/shop/intellectual-property-rights-as-foreign-direct-investments)Edward Elgar, 2015

**IP and Human Rights**

Geiger, [Christophe](http://www.wildy.com/books?author=Geiger,%20Christophe) , ed, [*Research Handbook on Human Rights and Intellectual Property*](http://www.wildy.com/isbn/9781786433411/research-handbook-on-human-rights-and-intellectual-property-paperback-hardback-in-2015-edward-elgar-publishing-limited)**,**

Edward Elgar, 2016

Helfer , Laurence R, ed, [*Intellectual Property and Human Rights*](http://www.e-elgar.com/shop/intellectual-property-and-human-rights-11419)Edward Elgar, 2013

**Patents**

Chakroun, Nefissa, [P*atents for Development*](http://www.e-elgar.com/shop/patents-for-development), Edward Elgar, 2016

Grubb, Philip W, *Patents for chemicals, pharmaceuticals, and biotechnology: fundamentals of global law, practice, and strategy*, Oxford: Clarendon Press, New York: Oxford University Press, 1999.

Stack, Alexander, [I*nternational Patent Law*](http://www.e-elgar.com/shop/international-patent-law), Edward Elgar, 2011

**Patents and Access to Medicines**

Abbott FM ‘The WTO Medicines Decision; World Pharmaceutical Trade and the Protection of Public Health’ (2005) 99 *Am. J. Int. Law* 317.

Andrew, J R ‘Swine Flu, Bird Flu, SARS, Oh My! Applying the Precautionary Principle to Compulsory Licensing of Pharmaceuticals under Article 31 of TRIPS’ (2011) *Michigan State Law Review* 405.

Attaran A, Gillespie-White L ‘Do Patents for Antiretroviral Drugs Constrain Access to AIDS Treatment in Africa?’ (2001) 286 *J. Am. Med Assoc*. 1886.

Attaran*,* A *‘*Assessing and Answering Paragraph 6 of the Doha Declaration on the TRIPS Agreement and Public Health: The Case for Greater Flexibility and a Non-Justiciability Solution’ (2003) 17 *Emory International Law Review* 743.

Baker, B K ‘Arthritic Flexibilities for Accessing Medicines: Analysis of WTO Action Regarding Paragraph 6 of the Doha Declaration on the TRIPS Agreement and Public Health’ (2004) 14 *Indiana International and Comparative Law Review*, 613

Bartelt, S ‘Compulsory Licenses Pursuant to TRIPS Article 31 in the Light of the Doha Declaration on the TRIPS Agreement and Public Health’ (2003) 6 (2) *Journal of World Intellectual Property* 284.

Beall, Reed and Kuhn, Randall, „Trends in Compulsory Licensing of Pharmaceuticals Since the Doha Declaration: A Database Analysis‟ (2012) 9(1) *PLoS Medicine* 1

Burton-Macleod, J ‘Thai compulsory licenses redefine essential medicines debate’ in T Pogge et al (eds), *Incentives for Global Public Health: Patents Law and Access to Essential Medicines* (Cambridge University Press, 2010), 406.

Cann, Jr. W A., ‘On the Relationship Between Intellectual Property Rights and the Need of Less-Developed Countries for Access to Pharmaceuticals: Creating a Legal Duty to Supply Under a Theory of Progressive Global Constitutionalism’ (2004) 25 *University of Pennsylvania Journal of International Economic Law* 755.

Drahos, Peter Lokuge, Buddhima, Faunce, Tom, Goddard, Maryyn & Henry, David, ‘Pharmaceuticals, Intellectual Property and Free Trade: The Case of the US–Australia Free Trade Agreement’ (2004) 22 *Prometheus* 243

*Doha Declaration on TRIPS and Public Health,* WTO Doc WT/MIN(01)/DEC/2 (20 Nov 2001)

Epstein R A & F S Kieff, ‘The Licensing of Intellectual Property: Questioning the Frequency and Wisdom of Compulsory Licensing for Pharmaceutical Patents’ (2011) 78 *University of Chicago Law Review* 71.

Ewelukwa, U ‘Patent Wars in the Valley of the Shadow of Death: The Pharmaceutical Industry , Ethics and Global Trade (2005) 59 *University of Miami Law Review* 203, 281.

Fellmeth, A X ‘Secrecy, Monopoly, and Access to Pharmaceuticals in International Trade Law: Protection of Marketing Approval Data under the TRIPS Agreement’ (2004) 45 *Harvard International Law Journal* 443, 459.

Fisher, W W and T Syed, ‘A prize system as a partial solution to the health crisis in the developing world’ in Thomas Pogge, Matthew Rimmer and Kim Rubenstein (eds), *Incentives for Global Public Health: Patents Law and Access to Essential Medicines* (Cambridge University Press, 2010) 181.

Gangil J, Thunga, G and Nagaich, R, ‘Do Intellectual Property Rights and Data Exclusivity Encourage Innovation in the Pharmaceutical World?’ (2010) 1(2) *Systematic Reviews in Pharmacy* 190.

George, E., ‘The Human Rights to Health and HIV/AIDS: South Africa and South-South Co-operation to Reframe Global Intellectual Property Principles and Promote Access to Essential Medicines’ (2011)18 *Indiana Journal of Global Legal Studies* 168.

Ghanotakis, E ‘How the US Interpretation of Flexibilities Inherent in TRIPS affects Access to Medicines for Developing Countries’ (2004) 7(4), *Journal of World Intellectual Property* 563.

Ghauri, Pervez and Rao, P.M, „Intellectual property, pharmaceutical MNEs and the developing world‟ (2009) 44(2) *Journal of World Business* 206

Halajian, Dina, ‘Inadequacy of TRIPS & the Compulsory License: Why Broad Compulsory Licensing is not a Viable solution to the access to medicine problem’ (2013) 38(3) *Brooklyn Journal of International Law* 1191

Haugen, H M ‘Patents Rights and Human Rights: Exploring their Relationship’ (2007*)* 10 Journal of World Intellectual Property 97.

Hestermeyer, H *Human Rights and the WTO: The Case of Patents and Access to Medicines* (Oxford University Press, 2007)

*Implementation of Paragraph 6 of the Doha Declaration on the TRIPS Agreement and Public Health,*WTO Doc WT/L/540 (2 September 2003) (Decision of 30 August 2003)

Junaid, S ‘Scrutinized: The TRIPS Agreement and Public Health, (2006) 9 *McGill J. Med.* 152.

Kee, C ‘Efficiency, Equity and Ethics: Examining the Policy behind Compulsory Licensing and Access To Medicines in Developing Countries’( 2007) 18 *Australian Intellectual Property Journal* 39, 62.

Kessel E, Chattopadhyay S ‘Access to Essential Drugs in Developing Countries’ (1999) 282 *J. Am. Med. Assoc*. 630.

Kirchanski S ‘Protection of U.S. Patent Rights in Developing Countries: U.S. Efforts to Enforce Pharmaceutical Patents in Thailand’ (1994) 16 *Loy. L.A. Int’l & Comp. L. Rev*. 569.

Kuanpoth, J ‘Intellectual Property Rights and Pharmaceuticals: A Thai Perspective on Prices and Technological Capability’ (2008) 2 *Thailand Law Journal* 1

Lawson, C ‘Flexibility in TRIPS: Using Patented Inventions Without Authorisation of the Right Holder’ (2004) 15 *Australian Intellectual Property Journal* 141.

Lopert, Ruth and Gleeson, Deborah, ‘The High Price of “Free” Trade: U.S. Trade Agreements and Access to Medicines’ (2013) 41(1) *Journal of Law, Medicine and Ethics* 199

Lucyk S ‘Patents, Politics and Public Health: Access to Essential Medicines Under the TRIPS Agreement’ (2006) 38 *Ottawa Law Rev*. 191.

Lybecker, K M and E Fowler, ‘Compulsory Licensing in Canada and Thailand: Comparing Regimes to Ensure Legitimate use of the WTO Rules’ (2009) 37 *Journal of Law, Medicine & Ethics* 191.

Matthews, D ‘TRIPS Flexibilities and Access to Medicines in Developing Countries: The Problem with Technical Assistance and Free Trade Agreements’ [2005] *European Intellectual Property Review* 420.

Mellino M L ‘The TRIPS Agreement: Helping or Hurting Least Developed Countries’ Access to Essential Pharmaceuticals?’ (2010) 20 *Fordham Intell. Prop. Media. Entertain. Law J*. 1349.

Mercurio, B C ‘TRIPS,Patents and Access to Life-Saving Drugs in the Developing World’ (2004) 8 *Marquette Intellectual Property Review* 211.

Mirabile, T K ‘Aids, Africa and Access to Medicines’ (2002) 11 *Michigan State University-DCL Journal of International Law* 175, 212.

Morgan, M R ‘Medicines for the Developing World: Promoting Access and Innovation in the Post – TRIPS Environment’ (2006) 64 *University of Toronto Faculty of Law Review* 45.

Nicol, D and J Nielsen, ‘Opening the dam: patent pools, innovation and access to essential medicines’ in Thomas Pogge, Matthew Rimmer and Kim Rubenstein (eds), *Incentives for Global Public Health: Patents Law and Access to Essential Medicines* (Cambridge University Press, 2010) 235.

Nicol, D & O Owoeye, ‘Using TRIPS Flexibilities to Facilitate Access to Medicines’ (2013) 91(7) *Bulletin of the World Health Organisation,* 533-539.

Nielsen, J & D Nicol, ‘Pharmaceutical Patents and Developing Countries: the Conundrum of Access and Incentive’ [2002] *Australian Intellectual Property Journal* 13.

Opderbeck, David, ‘Patents, Essential Medicines and the Innovation Game’ (2005) 58(2) *Vanderbilt Law Review* 501

Rehman, Aziz ur Hafiz, ‘India, TRIPS-plus free trade agreements and the future of access to essential medicines’ (2010) 19(3) *Information & Communications Technology Law* 267-300.

Oppenheimer, G.M., R. Bayer, and J. Colgrove, ‘Health and Human Rights: Old Wine in New Bottles?’ (2002) 30 *Journal of Law, Medicine & Ethics*, 522.

Reichman JH ‘Comment, Compulsory Licensing of Patented Pharmaceutical Inventions: Evaluating the Options’ (2009) 37 *J. Law. Med. Ethics*. 247.

Ridley, David, ‘Price Differentiation and Transparency in the Global Pharmaceutical Marketplace’ (2005) 23(7) *PharmacoEconomics* 651

Roumet, R ‘Access to Patented Anti – HIV/AIDS Medicines: The South African Experience’ [2010] *European Intellectual Property Review* 137.

Shadlen, Kenneth ‘The Political Economy of AIDS Treatment: Intellectual Property and the Transformation of Generic Supply’ (2007) 51(3) *International Studies Quarterly* 559

Smith R, Correa C, Oh C ‘Trade, TRIPS, and Pharmaceuticals’ (2009) 373 Lancet 684.

Smith, G P ‘Human Rights and Bioethics: Formulating a Universal Right to Health, Health Care, or Health Protection’ (2005) 38 *Vanderbilt Journal of Transnational Law*, 1295.

Subhan*,* J *‘Scrutinized: The TRIPS Agreement and Public Health’ (2006) 9(2) McGill Journal of Medicine 152, 158.*

Sun H ‘The Road to Doha and Beyond: Some Reflections on the TRIPS Agreement and Public Health’ (2004) 15 *Eur. J. Int. Law*. 123.

Taubman, A ‘Rethinking TRIPS: ‘Adequate Remuneration’ for Non-Voluntary Patent Licensing’ (2008) 11 *Journal of International Economic Law* 927.

Torres, M A ‘The Human Right to Health, National Courts, and Access to HIV/AIDS Treatment: A Case Study from Venezuela’, (2002) 3 *Chicago Journal of International Law* 105.

Tsouloufas, G ‘Limiting pharmaceutical parallel trade in the European Union: regulatory and economic justifications’ (2011) 36 *European Law Review* 385.

Tsui, M ‘Access to medicine and the dangers of patent linkage: Lessons from Bayer Corp v Union of India (2011) *Journal of Law and Medicine* (18) 577.

Walker, E M ‘The HIV AIDS Pandemic and Human Rights: A Continuum Approach’ (2007) 19 *Florida Journal of International Law* 335.

Wu, C ‘Raising the Right to Health Concerns Within the Framework of International Intellectual Property Law’, (2010) *Asian Journal of WTO & International Health Law & Policy* 141

Yamin, A E ‘Not Just a Tragedy: Access to Medications as a Right under International Law’ (2003*) Boston University International Law Journal*, 325.

**Plant Breeders Rights**

Aoki, Keith, *Seed Wars: Controversies and Cases on Plant Genetic Resources and Intellectual Property*, Durham N.C., Duke University Press, 2008.

Biber-Klemm, Susette and Cottier, Thomas (eds) (2006) *Rights to Plant Genetic Resources and Traditional Knowledge: Basic Issues and Perspectives*, CABI Wallingford,.

Blakeney, Michael (2004) ‘Bioprospecting and Biopiracy’ in B.Ong, Ed. *Intellectual Property and Biological Resources*, Singapore: Marshall Cavendish, 393-424.

Blakeney, M. ‘Protection of Plant Varieties and Farmers’ Rights’, (2002) 24 *European Intellectual Property Review* 9-19.

Straus, J. ‘The relationship between plant variety protection and patent protection for biotechnological inventions from an international viewpoint’ (1987) 18 *International Review of Industrial Property and Copyright Law*  723-737.

**Food Security**

Blakeney, M. *Intellectual Property and Food Security*, Wallingford, CABI, 2009.

Chiarolla, Claudio, [*Intellectual Property, Agriculture and Global Food Security*](http://www.e-elgar.com/shop/intellectual-property-agriculture-and-global-food-security)*,* Edward Elgar, 2011

Lewinski, S. Von. Ed. *Indigenous Heritage and Intellectual Property. Genetic Resources, Traditional Knowledge and Folklore.* 2d Ed. Alphen aan den Rijn, 2008.

McManis, C. Ed. *Biodiversity and the Law. Intellectual Property, Biotechnology and Traditional Knowledge.* London, Sterling, VA. Earthscan 2007.

Oguamanam, C. *International Law and Indigenous Knowledge. Intellectual Property, Plant Biodiversity and Traditional Medicine,* Toronto, University of Toronto Press, 2006.

Rimmer, Matthew and Alison McLennan eds, *Intellectual Property and Emerging Technologies. The New Biology*. Edward Elgar 2012.

Santilli, Juliana (2012) A*grobiodiversity and the Law: Regulating Genetic Resources, Food Security and Cultural Diversity*. New York: Earthscan.

**Confidential Information (Trade Secrets)**

Dreyfuss, Rochelle C, Katherine J. Strandburg, eds, [*The Law and Theory of Trade Secrecy*](http://www.e-elgar.com/shop/the-law-and-theory-of-trade-secrecy)

Edward Elgad, 2011

Richardson, Megan, Michael Bryan, Martin Vranken, Katy Barnett, [*Breach of Confidence*](http://www.e-elgar.com/shop/breach-of-confidence)

Edward Elgar, 2012

[Riffel](http://www.wildy.com/books?author=Riffel,%20Christian), Christian, [*Protection against Unfair Competition in the WTO TRIPS Agreement: The Scope and Prospects of Article 10bis of the Paris Convention for the Protection of Industrial Property*](http://www.wildy.com/isbn/9789004313484/the-protection-against-unfair-competition-in-the-wto-trips-agreement-hardback-martinus-nijhoff-publishers)**,** Brill Nijhoff, 2016   
Rowe, Elizabeth and Sharon K. Sandeen, [*Trade Secrecy and International Transactions*](http://www.e-elgar.com/shop/trade-secrecy-and-international-transactions)Edward Elgar, 2015

Sandeen, Sharon K and Elizabeth Rowe, [*Trade Secrets and Undisclosed Information*](http://www.e-elgar.com/shop/trade-secrets-and-undisclosed-information)

Edward Elgar, 2013

**Traditional Knowledge**

Agrawal, Arun. (2005) “The Politics of Indigenous Knowledge.” *Australian Academic & Research Libraries* 36(2): 71–82.

Anderson, Jane. (2005) ‘The making of indigenous knowledge in intellectual property law in Australia.” *International Journal of Cultural Property* 12(3): 347–73.

Anderson, Jane. (2009) Law, *Knowledge, Culture: The Production of Indigenous Knowledge in Intellectual Property Law*. Cheltenham, UK; Northampton, MA: Edward Elgar.

Antons, Christoph (2005) ‘Traditional knowledge and intellectual property rights in Australia and Southeast Asia’, in Heath, Christopher and Kamperman Sanders, Anselm (eds), *New frontiers of intellectual property law : IP and cultural heritage - geographical indications - enforcement - overprotection*, Hart Publishers, Oxford, England. 37-51.

Antons, Christoph (2007) ‘Traditional knowledge, biological resources and intellectual property rights in Asia : the example of the Philippines’ *Forum of international development studies*, 34(4): 1-18,

Antons, Christoph (2009) ‘The international debate about traditional knowledge and approaches in the Asia-Pacific region’, in Antons, Christoph (ed), *Traditional knowledge, traditional cultural expressions and intellectual property law in the Asia-Pacific region*, Kluwer Law International, Alphen aan den Rijn, The Netherlands, 39-65.

Antons, Christoph (ed), (2010) *Traditional knowledge, traditional cultural expressions and intellectual property law in the Asia-Pacific region*, Kluwer Law International, Alphen aan den Rijn, The Netherlands.

Blakeney, Michael (1997) ‘Protection of Traditional Medical Knowledge of Indigenous Peoples’ *European Intellectual Property Review* 19(4): 298-302.

Blakeney, Michael (1998) ‘Biodiversity Rights and Traditional Resource Rights of Indigenous Peoples`*Bioscience Law Rev.* 3: 52-59.

Blakeney, Michael (1998) 'Communal Intellectual Property Rights' *Journal of World Intellectual Property* 1: 985-1002.

Blakeney, Michael (ed) (1999) ‘Ethnobiological Knowledge and the Intellectual Property Rights of Indigenous Peoples in Australia’ in Blakeney, Michael (ed) (1999) *Intellectual Property Aspects of Ethnobiology* Sweet & Maxwell, London, 83-100.

Blakeney, Michael (2000) ‘ Protection of Traditional Knowledge under Intellectual Property Law’ *European Intellectual Property Review* 22: 251-261.

Blakeney, Michael (2009) *Intellectual Property Rights and Food Security.* Oxford: CABI.

Bubela, Tania and Gold, Richard (Eds) (2012) *Genetic Resources and Traditional Knowledge: Case Studies and Conflicting Interests.* Cheltenham: Edward Elgar Publishing Limited.

[Gibson](http://www.wildy.com/books?author=Gibson,%20Johanna), Johanna (2017) [*Traditional Knowledge and Intellectual Property: Law and Practice*](http://www.wildy.com/isbn/9780199571659/traditional-knowledge-and-intellectual-property-law-and-practice-hardback-oxford-university-press)

Oxford University Press

Kihwelo, P.F. (2005) ‘Indigenous knowledge: What is it? How and why do we protect it?’ *Journal of World Intellectual Property* 8(3): 345–59.

[Lai](http://www.wildy.com/books?author=Lai,%20Jessica%20C.), Jessica C., [*Intellectual Property and Access to Im/Material Goods*](http://www.wildy.com/isbn/9781784716615/intellectual-property-and-access-to-im-material-goods-hardback-edward-elgar-publishing-limited)***,*** Edward Elgar, 2016

[Le Gall](http://www.wildy.com/books?author=Le%20Gall,%20Sharon%20B.), Sharon B. [*Intellectual Property, Traditional Knowledge and Cultural Property Protection: Cultural Signifiers in the Carribbean and the Americas*](http://www.wildy.com/isbn/9781138665484/intellectual-property-traditional-knowledge-and-cultural-property-protection-cultural-signifiers-in-the-carribbean-and-the-americas-hardback-routledge-f3c5620a-356c-4652-b5e1-2afbd43b4943)***,*** Routledge, 2016

Lewinski, S. Von. Ed. *Indigenous Heritage and Intellectual Property. Genetic Resources, Traditional Knowledge and Folklore.* 2d Ed. Alphen aan den Rijn, 2008.

Oguamanam, C. *International Law and Indigenous Knowledge. Intellectual Property, Plant Biodiversity and Traditional Medicine,* Toronto, University of Toronto Press, 2006.

Robinson, Daniel, *Confronting Biopiracy: Challenges, Cases and International Debates*

Earthscan, London, 2010.

**Access to genetic resources**

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| --- |
| ActionAid, *Patents and Food Security*, ActionAid Briefing Paper, no. 5. London. ActionAid. 1999. |

Blakeney, M. *Intellectual Property Rights and Food Security*, CABI, Wallingford 2009.

Blakeney, M. ‘Intellectual property, biological diversity and agricultural research in Australia’ (2002) 53 *Australian J. of Agricultural Research* 127-148.

Blakeney, M. ‘International Proposals to Regulate Intellectual Property Rights in Plant Genetic Resources’ in R.V. Evenson and V. Santaniello, Eds, *The Regulation of Agricultural Biotechnology*, Wallingford, 2004, 35-52.

Bragdon, S. ‘Major Legal Regimes Affecting Plant Genetic Resources’. In Cottier, T., Mavroidis P.C. Eds. *Intellectual Property: Trade, Competition, and Sustainable Development,* World Trade Forum Vol. III. Ann Arbor, University of Michigan Press, 2003 441-453.

Brush, S.B. *Providing Farmers’ Rights through* in-situ *conservation of crop genetic resources*. Commission on Plant Genetic Resources, First Extraordinary Session, Rome 1994. Background Study Paper No. 3. 1994.

Bubela, Tania E. Richard Gold, eds, [*Genetic Resources and Traditional Knowledge*](http://www.e-elgar.com/shop/genetic-resources-and-traditional-knowledge)Edward Elgar, 2012

Carvalho, N.P. de. ‘Requiring Disclosure of the Origin of Genetic Resources and Prior Informed Consent in Patent Applications Without Infringing the TRIPS Agreement: The Problem and the Solution’. (2000) 2 *Wash. U. J.L. & Policy.* 371-401.

Cohen, J. Blakeney, M and Crespi, S. 'Intellectual Property Rights and Agricultural Biotechnology' in Cohen, J. ed., *Managing Agricultural Biotechnology. Addressing Research Program Needs and Policy Implications,* Wallingford: CAB International. 1999, 209-227.

Cottier, T. ‘The Protection of Genetic Resources and Traditional Knowledge: Towards More

Specific Rights and Obligations in World Trade Law.’ 1998 5 *J.I.E.L.*.555-584.

Crucible Group, *People, Plants and Patents: The Impact of Intellectual Property on Biodiversity, Conservation*, Trade and Rural Society. Ottawa. International Development Research Centre. 1994.

Crucible II, Group. *System-Wide Information Network on Genetic Resources of the CGIAR, Seeding Solutions,* Vol. 1. Rome, International Plant Genetic Resources Institute, (IPGRI) Dag Hammerskjöld Foundation. 2000.

Crucible II Group. *Seeding Solutions* Vol. 2 *Options for National Laws Governing Access to and Control Over Genetic Resources*, IPGRI, IDRC, DHF, Rome. 2001.

Cullet, P. (2001) Property Rights over Biological Resources - India’s Proposed Legislative Framework. *J.W.I.P.,* 4 (2), pp.211-230.

Drahos, P. Indigenous Knowledge, Intellectual Property and Biopiracy: Is a Global Bio-Collecting Society the Answer?’ (2000) 22 *European Intellectual Property Review.* 245-250.

FAO. *Agricultural Biotechnology in the Developing World*. FAO Research and Technology Paper No. 6. Rome, FAO. 1995.

Funder, J. ‘Rethinking patents for plant innovation’, (1999), 21 *EIPR*  551-577.

Guneratne, Camena *Genetic Resources, Equity and International Law*, Edward Elgar, 2012.

Halewood, Michael, Isabel Lopez Noriega and Selim Louafi. *Crop Genetic Resources as a Global Commons. Challenges in International Law and Governance*. Earthscan, 2012

Hardon J.J., Vosman B., and van Hintum Th.J.L. *Identifying Genetic Resources and their Origin: The Capabilities and Limitations of Modern Biochemical and Legal Systems*. Rome, Commission on Plant Genetic Resources, Background Study Paper No. 4. 1994.

Hawtin, G.C., Engels J. & Siebeck W. ‘International Plant Germplasm Collections under the

Hendrickx, F., V. K., and Prip, C. ‘Access to genetic resources: a legal analysis’, (1993) 23 *Environmental Policy and Law* 250-258.

Kamau, Evanson C. and Winter, Gerd (2009)*Genetic Resources, Traditional Knowledge and the Law: Solutions for Access and Benefit Sharing*. New York: Earthscan Publications.

Kate, K. ten & Laird, S.A. *The Commercial Use of Biodiversity – Access to Genetic Resources and Benefit-Sharing*. London, Earthscan. 1999.

Khor, M.*Intellectual Property, Biodiversity and Sustainable Development: Resolving the Difficult Issues*. London . Zed Books, 2002.

Kothari, A. And Anuradha R.V. ‘Biodiversity and intellectual property rights : can the two co-exist?’ (1999) 2 *Journal of International Wildlife Law and Policy.* 204-223.

McManis, C. Ed. *Biodiversity and the Law. Intellectual Property, Biotechnology and Traditional Knowledge.* London, Sterling, VA. Earthscan 2007.

Mgbeoji, I. ‘Patents and Traditional Knowledge of the Uses of Plants: Is a Communal Patent

Regime Part of the Solution to the Scourge of Biopiracy?’ (2001) 9 Indiana Journal of Global Legal Studies 163-186.

Odek, J.O. (1994). Bio-piracy: Creating Proprietary Rights in Plant Genetic Resources*, J. Intell. Prop. L.*, 2 p. 141.

Oguamanam, C. *International Law and Indigenous Knowledge. Intellectual Property, Plant Biodiversity and Traditional Medicine,* Toronto, University of Toronto Press, 2006.

[Reichman](http://www.wildy.com/books?author=Reichman,%20Jerome%20H.), Jerome H., [Tom Dedeurwaerdere](http://www.wildy.com/books?author=Dedeurwaerdere,%20Tom), [Paul F. Uhlir](http://www.wildy.com/books?author=Uhlir,%20Paul%20F.), [*Governing Digitally Integrated Genetic Resources, Data, and Literature: Global Intellectual Property Strategies for a Redesigned Microbial Research Commons*](http://www.wildy.com/isbn/9781107021747/governing-digitally-integrated-genetic-resources-data-and-literature-global-intellectual-property-strategies-for-a-redesigned-microbial-research-commons-hardback-cambridge-university-press)**,** Cambridge University Press, 2016

Rhodes, Catherine, [*Governance of Genetic Resources*](http://www.e-elgar.com/shop/governance-of-genetic-resources)*,* Edward Elgar, 2013

Rimmer, Matthew, ed, [*Indigenous Intellectual Property*](http://www.e-elgar.com/shop/indigenous-intellectual-property)*,* Edward Elgar, 2015

WIPO/UNEP. *Case Study One – Mali, In: The Role of Intellectual Property Rights in the Sharing of Benefits Arising from the Use of Biological Resources and Associated Traditional Knowledge – Selected Case Studies*. Geneva: WIPO/UNEP, 2002.

WIPO. *Descriptions of National and Regional Experiences with Existing Sui Generis Measures and Laws for the Protection of Traditional Knowledge*. Geneva. WIPO. WIPO 2003.

**Trademarks**

Calboli, Irene, Edward Lee, eds, [*Trademark Protection and Territoriality Challenges in a Global Economy*](http://www.e-elgar.com/shop/trademark-protection-and-territoriality-challenges-in-a-global-economy)*,* Edward Elgar, 2014

[Calboli](http://www.wildy.com/books?author=Calboli,%20Irene), Irene, [Jacques; de Werra](http://www.wildy.com/books?author=de%20Werra,%20Jacques;), eds, [*The Law and Practice of Trademark Transactions: A Global and Local Outlook*](http://www.wildy.com/isbn/9781783472123/the-law-and-practice-of-trademark-transactions-a-global-and-local-outlook-hardback-edward-elgar-publishing-limited)***,*** Edward Elgar, 2016

[Dinwoodie](http://www.wildy.com/books?author=Dinwoodie,%20Graeme), Graeme (2017) [*International Trademark Protection*](http://www.wildy.com/isbn/9780199669028/international-trademark-protection-hardback-oxford-university-press), Oxford University Press.

**Geographical Indications**

Addor F., and Grazioli, A. (2002). Geographical Indications beyond Wines and Spirits - A Roadmap for a Better Protection for Geographical Indications in the WTO TRIPS Agreement’. *Journal of World Intellectual Property.* 5(6):865-897.

Almeida, A. F. R. de (2005) ‘The TRIPS Agreement, the Bilateral Agreements Concerning Geographical Indications and the Philosophy of the WTO’, *European Intellectual Property Review*. 27(4): 150-53.

Bently, L and B. Sherman (2006) ‘The Impact of European Geographical Indications on National Rights in Member States’ 96(4) *TMR* 850-905.

Beresford, L. (2007). ‘Geographical Indications: The Current Landscape’ *Fordham Intellectual Property & Entertainment Law Jnl.* 17(4):,979-997.

Blakeney, M., (2000). “Geographical Indications in Trade” [2000] 4 *International Trade Law & Regulation* 48-55.

Blakeney, M. (2014) *The Protection of Geographical Indications. Law and Practice*

Cheltenham UK, Edward Elgar.

Blakeney, M., T .Coulet, G. Mengistie and M.T. Mahop, Eds, (2012). *Extending the Protection of Geographical Indications.* *Case Studies in the Protection of Agricultural Products in Africa*, Earthscan London.

Caenegem, W. van (2003). ‘[Registered Geographical Indications](http://onlinelibrary.wiley.com/doi/10.1111/j.1747-1796.2003.tb00237.x/abstract)’. *The Journal of World Intellectual Property.* 6(5): 699–719.

Caenegem, W. van. (2004) ‘Registered GIs: Intellectual Property, Agricultural Policy and International Trade’. *European Intellectual Property Review* 26 (4): 170-181.

Corte-Real, A. (2005). ‘The Conflict Between Trade Marks and Geographical Indications – The Budweiser Case in Portugal’ in C. Heath and A. Kamperman Sanders, eds. *New frontiers of Intellectual Property Law: IP and Cultural Heritage, Geographical Indicators, Enforcement, Overprotection.* Oxford. Hart. 149-160.

Creditt, E.C. (2008). ‘Terroir vs. Trademarks: The Debate over Geographical Indications and

Expansions to the TRIPS Agreement’. *Vanderbilt J Ent & Tech L.* 11(2):425-459.

[Dagne](http://www.wildy.com/books?author=Dagne,%20Teshager%20W.)r Teshager W. [*Intellectual Property and Traditional Knowledge in the Global Economy: Translating Geographical Indications for Developmen*t](http://www.wildy.com/isbn/9781138212374/intellectual-property-and-traditional-knowledge-in-the-global-economy-translating-geographical-indications-for-development-paperback-hardback-in-2014-routledge), Routledge. 2016

Dawson, N. (2000). ‘Locating Geographical Indications: Perspectives from English Law’. *Trademark Reporter.* 90: 590-614.

Evans, G. E. (2010). ‘The Comparative Advantages of Geographical Indications and Community Trade Marks for the Marketing of Agricultural Products in the European Union’ *International Review of Intellectual Property and Competition Law (IIC).* 41(6): 645-674.

Evans, G. E. (2013). ‘The Protection of Geographical Indications in the European Union and the United States under Sui Generis and Trade Mark Systems: Signs of Harmonisation?’ *IPQ*, No. 1, 18-29.

**Evans, G. and M.** Blakeney. **(2006). ‘The Protection of Geographical Indications after Doha: Quo Vadis?’ *Journal of International Economic Law.* Vol. 9(3): 573-614.**

Gangjee, D. (2012) *Relocating the Law of* Geographical Indications, Cambridge, Cambridge University Press

[Gangjee](http://www.wildy.com/books?author=Gangjee,%20Dev), Dev, ed. [*Research Handbook on Intellectual Property and Geographical Indications*](http://www.wildy.com/isbn/9781847201300/research-handbook-on-intellectual-property-and-geographical-indications-hardback-edward-elgar-publishing-limited)***,*** Edward Elgar, 2016

Goebbel, B. (2003). ‘Geographical Indications and Trademarks the Road from Doha’. *Trademark Reporter*. 93(4):.964-995.

Goldberg, S. D. (2001) ‘Who Will Raise the White Flag? The Battle between the United States and the European Union Over the Protection of Geographical Indications’ *University of Pennsylvania Journal of International Economic Law*, 22(1):107-151

González, M. A. M. (2012) ‘Collective, guarantee and certification marks and GIs: connections and dissimilarities’ *Journal of Intellectual Property Law & Practice*, 7(4): 251-263.

Handler, M. (2006). ‘The WTO Geographical Indications Dispute.’ *The Modern Law Review* 69(1): 70-91.

Hughes, J. (2006) ‘Champagne, Feta, and Bourbon: the Spirited Debate about Geographical Indications’, *Hastings L.J*. 58 299-373.

Kemp, D. J. and L.M. Forsythe. (2006) ‘Trademarks and Geographical Indications: A Case of California Champagne’, *Chapman L. Rev*. 10: 257-298.

Kireeva, I (2009) ‘European case law and the WTO ruling on conflicts between geographical indications and trademarks’, *ERA Forum* 10: 199–214.

Kireeva, I and B. O’Connor. (2010). ‘Geographical Indications and the TRIPS Agreement: What Protection is Provided to Geographical Indications in WTO Members?’. *Journal of World Intellectual Property*. 13(2): 275-303.

Knaak, R. (1996). ‘The Protection of Geographical Indications According to the TRIPS Agreement’ in F-K Beier and G. Schricker, eds. *From GATT to TRIPS – Agreement on Trade- Related Related Aspects of Intellectual Property Rights*. IIC Studies, vol. 18. New York, Weinheim. 117-132.

Kur, A. and S. Cocks (2007) ‘Nothing but a GI Thing: Geographical Indications under EU Law’, *Fordham Intellectual Property, Media and Entertainment Law Journal*, 17(4) 999-1016.

Lang, A. C. (2006). ‘On the Need to Expand Article 23 of the TRIPS Agreement’. *Duke Journal of Contemporary and International Law*. 16(2): 487-510.

Resinek, N. (2007). ‘Geographical Indications and Trade Marks: Coexistence or “First in Time, First in Right” Principle’. European Intellectual Property Review. 29(11): 446-455.

Zacher, F.G. (2005) ‘Pass the Parmesan: Geographic Indications in the United States and the European Union –Can There Be Compromise?’ *Emory Int‟L L. Rev*. 19: 427-442.

Zou, J. (2005). ‘Rice and Cheese, Anyone? The Fight over TRIPS Geographical Indications Continues’. *Brooklyn Journal of International Law.* 30(3): 1141-1174.

Zylberg, P. (2002). ‘Geographical Indications v. Trademarks: The Lisbon Agreement: A Violation of TRIPS?’ *U. Baltimore Intell. Prop. L. J.* 11: 1-69.

**Copyright**

[Baldwin](http://www.wildy.com/books?author=Baldwin,%20Peter), Peter, [*The Copyright Wars: Three Centuries of Trans-Atlantic Battle*](http://www.wildy.com/isbn/9780691169095/the-copyright-wars-three-centuries-of-trans-atlantic-battle-paperback-princeton-university-press) Princeton University Press, 2016

[Bannerman](http://www.wildy.com/books?author=Bannerman,%20Sara), Sara, [*International Copyright and Access to Knowledge*](http://www.wildy.com/isbn/9781107023062/international-copyright-and-access-to-knowledge-hardback-cambridge-university-press)***,*** Cambridge University Press, 2016

Bently, Lionel, Uma Suthersanen, Paul Torremans, eds, [*Global Copyright*](http://www.e-elgar.com/shop/global-copyright)*,* Edward Elgar, 2010

Ficsor, Mihály, *The Law Of Copyright And The Internet*: *The 1996 WIPO Treaties, Their Interpretation And Implementation*, Oxford University Press, 2002.

Gervais, Daniel J. [*(Re)structuring Copyright*](http://www.e-elgar.com/shop/re-structuring-copyright)*,* Edward Elgar, 2017

Ginsburg, Jane C. Nd Edouard Treppoz, [*International Copyright Law: U.S. and E.U. Perspectives*](http://www.e-elgar.com/shop/international-copyright-law-u-s-and-eu-perspectives)*,* Edward Elgar, 2015

Heath, Christopher*, Intellectual Property In The Digital Age: Challenges For Asia*, The Hague; Boston: Kluwer Law International, 2001.

Hugenholtz, P. Bernt, *Copyright And Electronic Commerce: Legal Aspects Of Electronic Copyright Management*, The Hague; Boston : Kluwer Law International, 2000.

Ricketson, Sam, *The Berne Convention for the Protection of Literary Works: 1886-1986* (1987)

Ricketson and Ginsburg, ‘Inducers and Authorisers: A Comparison of the US Supreme Court’s Grokster Decision and the Australian Federal Court’s KaZaa Ruling’ (2006) 11 *Media and Arts Law Review*, at <http://lsr.nellco.org/columbia/pllt/papers/o698>.

Reinbothe, Jorg, *The WIPO Treaties 1996: The WIPO Copyright Treaty And The WIPO Performances And Phonograms Treaty*, London: Butterworths, 2002.

[Stamatoudi](http://www.wildy.com/books?author=Stamatoudi,%20Irini%20A.), Irini A. ed., [*New Developments in EU and International Copyright Law*](http://www.wildy.com/isbn/9789041159915/the-future-of-copyright-a-european-union-and-international-perspective-hardback-kluwer-law-international)

Kluwer Law International. 2016

Strowel, Alain, ed, [*Peer-to-Peer File Sharing and Secondary Liability in Copyright Law*](http://www.e-elgar.com/shop/peer-to-peer-file-sharing-and-secondary-liability-in-copyright-law)

Edward Elgar, 2009

**Intellectual Property and the Digital Environment**

Alford, William To Steal a Book is an Elegant Offense, Stanford University Press, 1995

[Averill](http://www.wildy.com/books?author=Averill,%20Morris%20Hanson), Morris Hanson, [*The Intersection of Intellectual Property and Competition Law in in the Digital Environment*](http://www.wildy.com/isbn/9781782544326/the-intersection-of-intellectual-property-and-competition-law-in-in-the-digital-environment-hardback-edward-elgar-publishing-limited)**,** Edward Elgar Publishing Limited. 2017

Black, Trevor, *Intellectual Property In The Digital Era*, London: Sweet & Maxwell, 2002.

Cooper Dreyfuss, Rochelle & Zimmerman, Diane Leenheer & First, Harry, *Expanding The Boundaries Of Intellectual Property : Innovation Policy For The Knowledge Society*, Oxford ; New York : Oxford University Press, 2001.

Ficsor, Mihály, *The Law Of Copyright And The Internet*: *The 1996 WIPO Treaties, Their Interpretation And Implementation*, Oxford University Press, 2002.

Ginsburg , Jane "Creation of Commercial Value: Copyright Protection of Works of Information" (1990) 90 Columbia Law Review 1865

Heath, Christopher*, Intellectual Property In The Digital Age: Challenges For Asia*, The Hague; Boston: Kluwer Law International, 2001.

Hugenholtz, P. Bernt, *Copyright And Electronic Commerce: Legal Aspects Of Electronic Copyright Management*, The Hague; Boston : Kluwer Law International, 2000.

Lessig, Lawrence, Code and Other Laws of Cyberspace, (Basic Books, 1999)

Litman, Jessica Digital Copyright, (Prometheus Books, 2001)

Oppenheim, Charles, ed. *The Legal and Regulatory Environment for Electronic Information*. 4th ed. Tetbury, U.K.: 2001.

Reinbothe, Jorg, *The WIPO Treaties 1996: The WIPO Copyright Treaty And The WIPO Performances And Phonograms Treaty*, London: Butterworths, 2002.

Samuelson, Pamela and Robert J. Glushko. "Intellectual Property Rights for Digital Library and Hypertext Publishing Systems." *6 Harvard Journal of Law and Technology.* 237 (1993).

Stamatoudi, Irini A, *Copyright And Multimedia Products: A Comparative Analysis*, Cambridge University Press, 2002.

Thierer, Adam D. and Wayne Crews. *Copy Fights: The Future of Intellectual Property in the Information Age*. Cato Institute, 2002.

**Database Protection**

Austin, Wesley, ‘A Thoughtful and Practical Analysis of Database Protection Under Copyright Law, and a Critique of Sui Generis Protection’ (1997) 3 *Journal of Technology Law & Policy* 3

Baba, Edward, ‘From Conflict to Confluence: Protection of Databases Containing Genetic Information’ (2003) 30 *Syracuse Journal of International Law and Commerce* 121

Baron, Paula, ‘Back to the Future: Learning from the Past in the Database Debate’ (2001) 62 *Ohio State Law Journal* 879

Black, Peter, Delaney, Hayden and Fitzgerald, Brian, ‘Legal Issues for Wikis: The Challenge of User-generated and Peer-produced Knowledge, Content and Culture’ (2007) 14(1) *ELaw Journal* 245

Brown, Mary, Bryan, Robert and Conley, John, ‘Database Protection in a Digital World’ (1999) 6 *Richmond Journal of Law and Technology* 2

Hicks, Jack, ‘Copyright and Computer Databases: Is Traditional Compilation Law Adequate?’ (1987) 65 *Texas Law Review* 993

Hughes, Jean and Weightman, Elizabeth, ‘EC Database Protection: Fine Tuning the Commission's Proposal’ (1992) 14 *European Intellectual Property Review* 147

Losey, Ralph, ‘*Legal Protection of Computer Databases*’ (1991) 65 *Florida Bar Journal* 80

Martin, James, *Managing the Data-Base Environment* (1983)

Melnik, Joseph, ‘A Comparative Analysis of Proposals for the Legal Protection of Computerized Databases: NAFTA vs The European Communities’ (1994) 26 *Case Western Reserve Journal of International Law* 57

Metaxas, George, ‘Protection of Databases: Quietly Steering in the Wrong Direction?’ (1990)12(7) *European Intellectual Property Review* 227

Newell, Bryce, ‘Independent Creation and Originality in the Age of Imitated Reality: A Comparative Analysis of Copyright and Database Protection for Digital Models of Real People’ (2010) 6 *Brigham Young University International Law & Management Review* 93

Ploman, Edward and Hamilton, L, *Copyright: Intellectual Property in the Information Age* (1980)

Ricketson, Sam, ‘The use of Copyright Works in Electronic Database’, (1989) 63(6) *Law Institute Journal* 480

Ricketson, Sam ‘People or Machines? The Berne Convention and the Changing Concept of Authorship’ (1991-1992) (16) *Columbia-VLA Journal of Law and Arts* 1

Ricketson, Sam, ‘The Case for Moral Rights’ (1995) 25 *Intellectual Property Forum* 37

Ricketson, Staniforth, *The Law of Intellectual Property*, (1984)

Samuelson, Pamela, ‘Allocating Ownership Rights in Computer-Generated Works*’* (1986) 47*University of Pittsburgh Law Review* 1197

Sanks, Terry, ‘Database Protection: National and International Attempts to Provide Legal Protection for Databases’ (1998) 25 *Florida State University Law Review* 991

Schatz, James, Anderson, Bradley and Langworthy, Holly, ‘What's Mine is Yours? The Dilemma of a Factual Compilation’ (1992) 17 *University of Dayton Law Review* 423

Sheils, Paul and Penchina, Robert, ‘What's all the Fuss about Feist? The Sky is not Falling on the Intellectual Property Rights of Online Database Proprietors’ (1992) 17 *University of Dayton Law Review* 563

Solum, Lawrence, ‘Legal Personhood for Artificial Intelligences’ (1992) 70 *North Carolina Law Review* 1231

Sullivan, Amy, ‘When the Creative is the Enemy of the True: Database Protection in the US and Abroad’ (2001) 29 *AIPLA Quarterly Journal* 317

Tian, Yijun, ‘Reform of Existing Database Legislation and Future Database Legislation Strategies: Towards a Better Balance in the Database Law’ (2005) 31 *Rutgers Computer and Technology Law Journal* 347

Vigderson, Tal, ‘Hamlet II: The Sequel? The Rights of Authors v Computer-Generated "Read-Alike" Works’ (1994) 28 Loyola of Los Angeles Law Review 401

Weston, Nick, ‘Copyright and Virtual Reality Technology: A Bandaid on the Bleeding Edge’ (1997) 8 *Australian Intellectual Property Journal* 71.

Williams, Mark, ‘Copyright and the Pseudonymous or Anonymous Author: The Right to Remain Other’ (2009) 27(3) *Copyright Reporter* 63

Woodmansee, Martha, ‘On the Author Effect: Recovering Collectivity’ (1992) 10 *Cardozo Arts & Entertainment Law Journal* 279

Wu, AJ, ‘From Video Games to Artificial Intelligence: Assigning Copyright Ownership to Works Generated by Increasingly Sophisticated Computer Programs’ (1997) 25 *AIPLA Quarterly Journal* 131

Yastreboff, Natalia, ‘Copyright for Online Databases on the Internet: Part I’ (1996) 9(3) *Intellectual Property Law Bulletin* 33

Yastreboff, Natalia, ‘Copyright for Online Databases on the Internet: Part II’ (1996) 9(4) *Australian Intellectual Property Law Bulletin* 56

Zemer, Lior, ‘Towards a Conception of Authorial Knowledge in Copyright’ (2006) 3 *Buffalo Intellectual Property Law Journal* 83

**Traditional Cultural Expressions**

Antons, Christoph (2008) ‘Traditional cultural expressions and their significance for development in a digital environment : examples from Australia and Southeast Asia’, in Beat Graber, Christoph and Burri-Nenova, Mira (eds), *Intellectual property and traditional cultural expressions in a digital environment*, Edward Elgar, Cheltenham, England, 287-301.

Antons, Christoph (2012) ‘Geographies of knowledge : cultural diffusion and the regulation of heritage and traditional knowledge/cultural expressions in Southeast Asia’, *WIPO journal*, 4(1): 83-91.

Antons, Christoph (2013) ‘Asian borderlands and the legal protection of traditional knowledge and traditional cultural expressions’, *Modern Asian studies*, 47(4): 1403-1433.

Blakeney, Michael (1999) ‘Protecting Cultural Expressions of Indigenous Peoples: The Australian Perspective’ *Copyright World*, 89: 5-7.

Blakeney, Michael (2002) ‘Protecting the Cultural Expressions of Indigenous People under Intellectual Property Law- The Australian Experience’ in F.W. Grossheide and J.J.Brinkhof, (eds) *Intellectual Property Law*, *Molengrafica Series, 2002*, Antwerp, Intersentia, 151-180.

Blakeney, Michael (2013) ‘Protecting the Spiritual Beliefs of Indigenous Peoples–Australian Case Studies’*Pacific Rim Law & Policy Journal* 22(2):391-427.

Gall, Sharon B. Le (2014) *Intellectual Property, Traditional Knowledge and Cultural Property Protection. Cultural Signifiers in the Caribbean and the Americas*.Routledge, Abingdon, Oxford and New York.

Graber, Christoph B. (2009) ‘Aboriginal self-determination vs the propertisation of traditional culture : the case of sacred Wanjina sites’. *Australian Indigenous Law Review* 13(2): 18-34.

Mackay, Erin (2009) ‘Indigenous traditional knowledge, copyright and art : shortcomings in protection and an alternative approach’ *University of New South Wales Law Journal*, 32 (1): 1-26.

Lewinski, Silke von (2008) *Indigenous Heritage and Intellectual Property: Genetic Resources, Traditional Knowledge and Folklore*, 2nd ed, Kluwer, Alphen aan den Rijn.

Matloo, Amina Para (2004) 'Safeguarding Native American Art by Partnering Tribal Law and Equity: An Exploratory Case Study Applying the Bulun Bulun Equity to Navajo Sandpainting' *Colum. J.L. & Arts* 27: 211.

RaoRane, Meghana (2006) ‘Aiming Straight: The Use Of Indigenous Customary Law To Protect Traditional Cultural Expressions’ *Pacific Rim Law & Policy Journal* 15(3): 827-56.

Sand, Sabine. (2003) ‘Sui generis laws for the protection of indigenous expressions of culture and traditional knowledge’ *University of Queensland Law Journal* 22(2): 188–98.

Zografos, Daphne (2010) Intellectual Property and Traditional Cultural Expressions*.* Cheltenham: Edward Elgar.

**Commercialisation**

Abell, Mark, [The Law and Regulation of Franchising in the EU](http://www.e-elgar.com/shop/the-law-and-regulation-of-franchising-in-the-eu), Edward Elgar, 2013

de Werra, Jacques, ed, [*Research Handbook on Intellectual Property Licensin*g](http://www.e-elgar.com/shop/research-handbook-on-intellectual-property-licensing), Edward Elgar, 2013

Nguyen, Tu Thanh, [*Competition Law, Technology Transfer and the TRIPS Agreement*](http://www.e-elgar.com/shop/competition-law-technology-transfer-and-the-trips-agreement)

Edward Elgar, 2010

**Enforcement of IP Rights**

Antons, C. ed., *The Enforcement of Intellectual Property Rights: Comparative Perspectives from the Asia-Pacific Region* Kluwer, 2010.

Blakeney, M *Intellectual Property Enforcement. A Commentary on the Anti-Counterfeiting Trade Agreement (ACTA)*, Cheltenham UK, Edward Elgar, 2012

Blakeney, M **‘Combating the Trade in Counterfeit and Pirate Goods’, (2007) 6 *International Trade Law and Regulation* 125-135**

Blakeney, M Counterfeiting and Piracy—Removing the Incentives through Confiscation’ [2008] *European Intellectual Property Review* 348-356.

Blakeney, M ‘International Proposals for the Criminal Enforcement of Intellectual Property Rights: International Concern with Counterfeiting and Piracy’ [2009] *Intellectual Property Quarterly* 1-26.

Blakeney, M ‘Covert International Intellectual Property Legislation: The Ignoble Origins of the Anti-Counterfeiting Trade Agreement’ (2013) 21 (3) *Michigan State International Law Review* 87-114 1087-5468

DuBose, M.M. (2006) ‘Criminal Enforcement of Intellectual Property Laws in the Twenty- First Century’, 29 *Colum. J.L. & Arts* 481.

Endeshaw, A. (2006) ‘Free Trade Agreements as surrogates for TRIPS-Plus’, 28 EIPR 374

Fink, C., K. Maskus and Yi Qian, (2010) ‘The Economic Effects of Counterfeiting and Piracy: A Literature Review’, WIPO doc., WIPO/ACE/6/7, September 3, 2010.

Geiger, Christophe, ed, [*Criminal Enforcement of Intellectual Property*](http://www.e-elgar.com/shop/criminal-enforcement-of-intellectual-property)*,* Edward Elgar, 2012

Harms, L. (2007) ‘The Enforcement of Intellectual Property Rights by Means of Criminal Sanctions: An Assessment’ Advisory Committee On Enforcement**,** Geneva, November 1 and 2, WIPO/ACE/4/3

Hilty, R. A. Kur, A Peukert, “Statement of the Max Planck Institute for Intellectual Property, Competition and Tax Law on the Proposal for a Directive of the European Parliament and of the Council on criminal measures aimed at ensuring the enforcement of intellectual property rights” [2006] IIC 970

Kilpatrick-Lee, D.L (2005) ‘Criminal Copyright Law: Preventing a Clear Danger to the U.S. Economy or Clearly Preventing the Original Purpose of Copyright Law?’ 14 *U. Balt. Intell. Prop. L.J*. 87.

Takenaka. Toshiko, ed. [*Intellectual Property in Common Law and Civil Law*](http://www.e-elgar.com/shop/intellectual-property-in-common-law-and-civil-law)*,* Edward Elgar, 2013

Wadlow**,** C. (2007) ‘Including Trade in Counterfeit goods’’: the Origins of TRIPs as a GATT Anti-counterfeiting Code’ *IPQ* 350

Yager, L. (2010). ‘Observations on Efforts to Quantify the Economic Effects of Counterfeit and Pirated Goods’, WIPO Doc., WIPO/ACE/6/4, September 3, 2010.

Helpful IP Law Websites

* Dinwoodey Centre for Intellectual Property and Freedom of Expression: <http://www.law.gwu.edu/dinwoode.htm>
* Franklin Pierce Law Centre: the FPLC Intellectual Property Mall: <http://www.ipmall.fplc.edu>
* Intellectual Property Resources on the Web: Mountain Man Graphics: <http://magna.com.au/~prfbrown/ip_links.html>
* Internet sites for lawyers: <http://www.viclf.asn.au/research.html>
* Max Planck Institute for International and Comparative Patent, Copyright and Competition Law, Munich: <http://www.intellecprop.mpg.de/>
* US Copyright Office: <http://lcweb.loc.gov/copyright>
* US House of Representatives Internet Law Library, Intellectual Property: <http://law.house.gov/105.htm>
* World Intellectual Property Organisation, Geneva: <http://www.wipo.org/>
* World Wide Web Virtual Library, Law, Intellectual Property (Indiana University School of Law, Bloomington): <http://www.law.indiana.edu/law/v-lib/intellect.html>
* Copyright and the Internet, Canada, <http://www.lib.uwaterloo.ca/copyright.html>
* Web Law: Intellectual Property Resources (compiled by Murdoch University Library) [http://www.weblaw.edu.au/weblaw/display\_page.phtml?WebLaw\_Page=Intellec tual+Property](http://www.weblaw.edu.au/weblaw/display_page.phtml?WebLaw_Page=Intellec%09tual+Property)