

Events

March 22, 2016

Fully Autonomous Artificial Super-intelligence. Is it a Threat to the Human Race or a Blessing? How Can it be Controlled?

A Nathanson Centre guest lecture featuring Jean-Gabriel Castel. [Click](#) for details.

March 22, 2016

Cutting Edge Developments – U.S. Copyright Law

ALAI Canada event featuring Prof. David Nimmer. [Click](#) for details.

March 22-23, 2016

Intellectual Property Rights and Innovation in the Fourth Industrial Revolution

Organized by the International Law Research Program (ILRP) of the Centre for International Governance Innovation (CIGI). [Click](#) for details.

April 6-8, 2015

31st Annual Intellectual Property Law Conference

American Bar Association – Section of Intellectual Property Law event. [Click](#) for details.

April 14 &15, 2016

Software IP – IP Protections for Computer Programs: Past, Present and Future

20th Annual Berkeley Centre for Law & Technology and the Berkeley Technology Law

The IPIGRAM (22 March 2016) Feature Posts



Tariffbusters: Does the *CBC v SODRAC* decision debunk the “Mandatory Tariff Theory”

March 21, 2016 by [Jordan Fine](#)

Introduction to the panel

After two exciting and lively debates on the principle of technological neutrality (see Sebastian Beck-Watt’s coverage [here](#)) and reproduction rights (see Paul Blizzard’s coverage [here](#)), IP Osgoode’s *Unpack SODRAC* symposium turned to a new panel to ‘unpack’ the paragraphs of *CBC v SODRAC* [SODRAC] concerning the mandatory (or not) nature of tariffs set by the Copyright Board.

[Read More](#)

Shifting technological neutrality into reverse: *UNPACK SODRAC*



March 21, 2016 by [Paul Blizzard](#)

Should all copies be treated the same way for the purposes of Copyright? If the CBC’s internal content management system creates incidental copies of audio works during the creation or broadcast of a television program or movie, does it enage the owner’s Copyright under [s 3\(1\)\(d\)](#) of the *Copyright Act* [the “Act”]? What incentives do Canada’s Copyright regime create

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IP Notes

Gowling WLG Best Blog in IP Law & Technology Prize

DEADLINE: April 8, 2016

Award for best blog and comment by an Osgoode students. [Click](#) for details.

July 1, 2016

Canada's IP Writing Challenge 2016

The Intellectual Property Institute of Canada (IPIC) and IP Osgoode invite submissions from law students, graduate students, and professionals. [Click](#) for details.

IP pick of the week

On March 16, WIPO issued a press release highlighting what has been a strong year for worldwide intellectual property filing growth. The release accented two key features of the past year: [1] the United States' extension of "its long-standing position as the top source of international patent applications via WIPO"; and, [2] Samsung Electronics, with 1,132 designs, displaced Swatch AG (511 designs) as the leading depositor of the [Hague System's](#) international industrial design applications.



A Copy is a Copy is a Copy: Reproduction Rights In *CBC v SODRAC*

March 16, 2016 by [Sebastian Beck-Watt](#)

The Honourable Mr. [Marshall Rothstein](#) is a tough act to follow, especially when recounting his own majority decision. At the recent [UNPACK SODRAC: Technological Change and Copyright Tariffs after CBC v SODRAC \(SCC 2015\) symposium](#), the former Supreme Court justice stood firmly by his decision in the case during his keynote address. The panelists during the event had more mixed feelings about [CBC v SODRAC \[SODRAC\]](#).

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RECENT POSTS

What Would You Do For a KitKat Bar?

March 21, 2016 by [Quinlin Gilbert-Walters](#)

Is there any chocolate bar more recognizable than the KitKat? Maybe, but that does not make it special according to the recent decision from the Court of Justice of the European Union ("CJEU") in [Société des Produits Nestlé SA v Cadbury UK Ltd \[Nestlé\]](#). Nestlé has produced the KitKat chocolate bar for over 80 years. In 2010, the company filed an application to register the 3-D shape as a trademark. The Trade Marks Registry of the United Kingdom Intellectual Property Office ("UKIPO") initially registered the mark. Cadbury filed an objection to that application. In June 2013, the examiner of the UKIPO found the shape of the proposed trademark devoid of inherent distinctive character and that it had not acquired that character from the use that had been made out of it.

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