



Intellectual Property Law & Technology Program

## Events

**July 6-9, 2014**

**33rd Annual ATRIP Congress  
IP Perspectives on the  
Regulation of New  
Technologies**

Held at Université Montpellier I,  
Faculté de Droit. [Click](#) for  
details.

## IP Notes

**Amendments to the  
Trademarks Act Receive  
Royal Assent**

Amendments to the *Trademarks Act* in the *Budget Implementation Act* (BIA) that will allow Canada to accede to three trademark treaties: Madrid Protocol, Singapore Treaty and Nice Agreement, received royal assent on June 19, 2014.

**June 30th, 2014**

**IT.CAN Student Writing  
Contest 2014**

Held by the Canadian IT Law Association, this competition is open to students with publishable papers in a suitable IT/IP field. [Click](#) for details.

**July 1st, 2014**

**Canada's IP Writing Challenge  
2014**

The Intellectual Property Institute of Canada (IPIC) and IP Osgoode invite submissions from law students, graduate

## The IPIGRAM (26 June 2014)

### Feature Posts



**Nice Classification  
of Trade-marks  
Perhaps Not So Nice  
for Canadians**

by Brian P. Isaac

#### Nice Classification of Trade-marks – Perhaps Not So Nice for Canadians

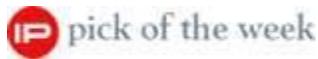
June 25, 2014 by [Brian P. Isaac](#)

As discussed in Allison McLean's "[Ch-ch-ch-changes coming to the Trade-marks Act](#)" June 5, 2014 post, significant changes to the Canadian *Trade-marks Act* were introduced in [Bill C-31](#), the 2014 budget bill. While the most controversial aspect of the trade-mark provisions of Bill C-31 is the removal of the need to claim or declare use in Canada prior to obtaining a Canadian trade-mark registration, other provisions will significantly change Canadian trade-mark practice. For instance, the adoption of the [Nice Classification](#) system will, at the least, add an extra step in the preparation of trade-mark applications since goods and services will have to be classified under the appropriate Nice classification. Further, it is expected that there may be additional fees imposed for multiple class applications, which will raise considerations that were not previously relevant to Canadian trade-mark practice.

[Read more](#)

*Brian P. Isaac is a partner at the Toronto office of Smart &*

students, and professionals.  
[Click](#) for details.



With the 2014 World Cup in full swing, footballers have been relentlessly testing out the new official FIFA World Cup Ball, the [Brazuca](#). According to an [article](#) in the Globe and Mail, "the Brazuca ball is covered with 6 interlocking panels that are wrapped around the ball rather like splayed banana peels, creating a distinctive pattern of long, curvy seams." Unlike the criticized 2010 [Jabulani](#), the design of the Brazuca allows players to kick the ball faster and with greater accuracy. Check out the history of FIFA World Cup Ball innovation [here](#).

*Biggar/Fetherstonhaugh. Mr. Isaac's practice has involved litigation in all areas of intellectual property for over 20 years and has appeared before the Federal Court of Canada, the Ontario Superior Court of Justice, and the Federal and Ontario Courts of Appeal. He has also acted on numerous matters before the Canadian Trade-marks Opposition Board and Patent Appeal Board. Mr. Isaac received his L.L.B. from the University of Ottawa ('89) and was called to the Ontario Bar in 1991.*

### **July 1st Deadline - Canada's IP Writing Challenge**

June 25, 2014 by [IPOsgoode](#)



The deadline to submit your entry to our 6th annual Canada's IP Writing Challenge is fast approaching! The winner from each category will receive a prize of \$1000 (CAD), publication on the IP Osgoode website, and consideration for publication in the Canadian Intellectual Property Review and/or the Intellectual Property Journal. The deadline to submit is **5pm EDT, Tuesday July 1, 2014**. Submissions can be sent to [iposgoode@osgoode.yorku.ca](mailto:iposgoode@osgoode.yorku.ca).

[Read more](#)



### **A New Dynamic Coalition on Platform Responsibility within the IGF**

June 25, 2014 by [Luca Belli](#), [Primavera De Filippi](#) and [Nicolo Zingales](#)

The re-posting of this [analysis](#) is part of a cross-posting collaboration with [MediaLaws](#): Law and Policy of the Media in a Comparative Perspective.

Two weeks ago, the Secretariat of the United Nations' Internet Governance Forum (IGF) approved the creation of the [Dynamic Coalition on Platform Responsibility](#) (DC PR). This new component of the IGF will provide a discussion arena aimed at the analysis of the relations between internationally recognised Human Rights and online platforms' Terms of Service (ToS).

[Read more](#)

*Luca Belli is a PhD candidate in Public Law at PRES Sorbonne University / Université Panthéon-Assas / CERSA; ISOC returning Ambassador to the United Nations Internet Governance Forum*

*and member of the Steering Committee of Medialaws. Primavera De Filippi is a researcher at the CERSA / CNRS / Université Paris II; representative of Creative Commons France and coordinator of the Public Domain working group at the Open Knowledge Foundation. Nicolo Zingales is Assistant Professor at Tilburg Law School and Senior member of the Tilburg Law and Economic Center (TILEC).*

## Recent Posts

### **Have Europeans Become Less Exhausted After Recent Copyright Decision?**

June 25, 2014 by [Adam Chan](#)

Last week, the big news in the video game blogosphere was the reported [sale of the world's largest video game collection](#), comprising over 11,000 games, for more than \$750,000 at auction. While the most salient fact of this story may be the magnitude of both the collection and the winning bid, the large numbers obscure a thread of intellectual property law — one that relates to a European court decision made a scant few days before the collection went thrice and was sold. That thread is the doctrine of copyright exhaustion, which has been the subject of growing contention and litigation in the United States and the European Union as online distribution of goods has become more popular.

[Read more](#)

*Adam Chan is an IPilogue Editor and graduate of the University of British Columbia Faculty of Law.*



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