



Intellectual Property Law & Technology Program

Events

Save the date: September 18, 2014

IP Osgoode Speaker Series
Featuring **Professor Graeme B. Dinwoodie**. More details to come.

September 18-19, 2014
Congress: ALAI Brussels 2014
"Moral Rights in the 21st Century - The changing role of the moral rights in an era of information overload". [Click](#) for details.

Save the date: September 29, 2014

IP Osgoode Speaker Series
Featuring **Dr. Emily Hudson**. More details to come.

Save the date: October 6, 2014

IP Osgoode Speaker Series
Featuring **Professor Jane C. Ginsburg**. More details to come.

October 15-17, 2014
IPIC 88th Annual Meeting
IP Osgoode's advisory board member **Sylvain Laporte** will be speaking. [Click](#) for details.

IP Notes

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

The IPIGRAM (30 July 2014)

Feature Posts



Transplanting the Canadian UGC Exception to Hong Kong Part 3

by **Peter Yu**

Transplanting the Canadian UGC Exception to Hong Kong: Part 3

July 30, 2014 by [Peter Yu](#)

In [Parts I](#) and [II](#) of this series of blog posts, I discussed the ongoing digital copyright reform in Hong Kong. Specifically, I called for the transplant of the Canadian UGC exception to the jurisdiction, as part of an effort to enlarge the creative, political, social and cultural space of individual internet users.

Since the last blog post, the Hong Kong government has introduced a new [copyright amendment bill](#) into the Legislative Council. Released in mid-June, this bill retained many of the less controversial aspects of the [old bill](#), such as the introduction of a new right of communication to the public, civil and criminal remedies for violating this right, new factors used to determine copyright damages, a new code of practice for online service providers and a fair dealing exception for media-shifting purposes.

[Read more](#)

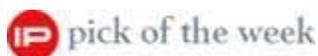
Peter K. Yu, an affiliated scholar of IP Osgoode, holds the Kern Family Chair in Intellectual Property Law at Drake University Law School in the United States. Born and raised in Hong Kong, he serves as the general editor of The WIPO

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.

Osgoode Adjunct Professor **Ruth Corbin** receives honorary degree from Carleton University for contributions in intellectual property law. [Click](#) for details.

Congratulations to IP Osgoode's own **Professor Carys Craig** on her new appointment as Associate Dean, Research & Institutional Relations at Osgoode Hall Law School.

Congratulations to IP Osgoode's own **Professor Ikechi Mgbeoji** for attaining the rank of Full Professor at Osgoode Hall Law School.



The World Intellectual Property Organization (WIPO) has unleashed [WIPO recently released the 2014 Global Innovation Index \(GII\)](#), an index that analyzes different aspects of human capital in an attempt to rank countries according to their innovation performance. Switzerland and the United Kingdom topped the chart as the most innovative countries, while Canada placed 12th out of the 143 countries analyzed. See the rankings [here](#) and read the full report [here](#).

Journal published by the World Intellectual Property Organization and chairs the Committee on International Intellectual Property of the American Branch of the International Law Association.

Marvel's Misadventures in the Kirby Copyright Chronicles



July 28, 2014 by [Jaimie Franks](#)

Marvel may have to call in The Avengers for help with this one. The comic giant filed [papers](#) on July 14th arguing to the U.S. Supreme Court that it should not review the Second Circuit appeal court's decision in *Marvel Characters, Inc. v Kirby*. The case concerned whether the estate of legendary comic book artist Jack Kirby could terminate the copyright grant on works Kirby co-created during his career, a catalogue of characters including Spider-Man, The Incredible Hulk, and Captain America.

[Read more](#)

Jaimie Franks is an IPilogue Editor and a JD Candidate at Osgoode Hall Law School.

MedEdge 2014 -- New Medical Innovations Bring Privacy Dangers



July 28, 2014 by [Sabrina Ding](#)

The [2014 MedEdge Summit](#) was a resounding success. Academics, innovators, entrepreneurs, and practitioners filled the auditorium and networking booths. As one of the lucky attendees, I zoomed in on [Dr. Cafazzo's](#) talk about the significant lack of human use considerations ("reverse human engineering") in the design of traditional medical products, and the introduction of new innovations that correct these, [sometimes deadly, flaws](#). However, these new innovations bring a set of privacy challenges that can also have dire consequences.

[Read more](#)

Sabrina Ding is an IPilogue Editor and a J.D. Candidate at Osgoode Hall Law School.

Recent Posts

The Italian Data Protection Authority on Google's Privacy Policies

July 30, 2014 by [Redazione MediaLaws](#)

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](#).

After an investigation started one year ago, following the modification of Google's privacy policies, the Italian DPA has issued yesterday a new provision, concerning services provided to Italian customers.

In fact, Google has unified in a single document the several rules governing personal data processing related to its features, such as e-mail (Gmail), social network (GooglePlus), management of online payments (Google Wallet), video platform (YouTube), online maps (Street View), statistical analysis (Google Analytics), therefore allowing the intersection and interoperability of these services and of users' personal data involved.

It is the first time that a European DPA does not only holds the violation of the law but also requires specific measures that Google is expected to take in order to be compliant.

[Read more](#)

US Decision Baaa-d for Inventions Replicating Nature

July 30, 2014 by [Sabrina Ding](#)

In [Re Roslin Institute](#), the U.S. Court of Appeals delivered a potential setback to the biotechnology industry when it confirmed that inventions which are identical to those found in nature cannot be patented. Specifically, it denied patent protection to products of the somatic cloning process invented by Campbell and Wilmut, which included Dolly the Sheep. Since Dolly possesses identical DNA to her somatic donor, she falls under the "natural phenomena" exception to patent eligibility. The applicant's counter-arguments, including those that identified other differences between Dolly and her donor, were not considered by the court as they were not claimed in the original patent.

[Read more](#)

Sabrina Ding is an IPilogue Editor and a JD Candidate at Osgoode Hall Law School.



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