

# Common Principles of European Intellectual Property Law

Edited by Ansgar Ohly

[Common Principles of European Intellectual Property Law]

Published in English.

Intellectual property law has been harmonized by EU law to a considerable extent. At the same time intellectual property rights have converged. The academic discussion has not kept pace with this development. European intellectual property law is often seen through the spectacles of national law; pan-European discussions about issues of Community law seem to be the exception rather than the rule. The contributors to this volume investigate if and to what extent European rules and principles applicable to all intellectual property rights already exist or whether they can be found on the basis of the *acquis communautaire* and comparative law. In particular, they discuss the merits and the methodology of common principles before turning to several areas of substantive intellectual property law such as grounds of protection, secondary liability and exceptions, to enforcement and finally to the relationship between intellectual property and neighbouring areas of EU law.

Survey of contents

## I. Starting Points

*Ansgar Ohly*: Introduction: The Quest for Common Principles of European IP Law: Useful, Futile, Dangerous? – *Gerhard Dannemann*: The Working Method of the *Acquis* Group – A Model?

## II. Substantive Intellectual Property Law

*Alberto Musso*: Grounds of Protection: How far does the Incentive Paradigm Carry? – *Annette Kur*: Two-tier protection: Designs and Databases as Models? – *Matthias Leistner*: Common Principles of Secondary Liability? – *Jean-Luc Piotraut*: Limitations and Exceptions: Towards a European »Fair Use« Doctrine? – *Jens Schovsbo*: Free Movement of Goods and Exhaustion – *Igor B. Nestoruk*: Common Principles of European IP Law: a Polish Perspective

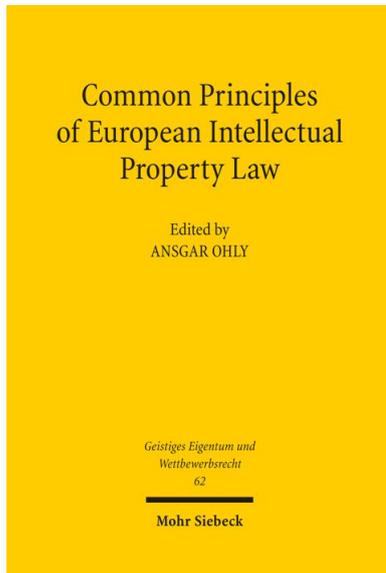
## III. Enforcement and Fundamental Rights

*Marcus Norrgård*: Enforcement and Data Protection – *Christophe Geiger*: Intellectual Property and Fundamental Rights

## IV. Intellectual Property and Competition

*Steve Anderman*: Intellectual Property and Competition Law – *Dirk Visser*: Intellectual Property and Unfair Competition Law – *Vytautas Mizaras*: The Relationship between Intellectual Property Rights, Protection against Unfair Competition and Unfair Commercial Practices: A Lithuanian Perspective

**Ansgar Ohly** ist Inhaber des Lehrstuhls für Bürgerliches Recht, Recht des Geistigen Eigentums und Wettbewerbsrecht an der Ludwig-Maximilians-Universität München und ständiger Gastprofessor an der University of Oxford und Visiting Senior Member des St. Peter's College, Oxford.



2012. VIII, 272 pages. GEuWR 62

ISBN 978-3-16-151826-3  
sewn paper €89.00

ISBN 978-3-16-156656-1  
DOI 10.1628/978-3-16-156656-1  
eBook PDF €89.00

Order now:

<https://www.mohrsiebeck.com/en/book/common-principles-of-european-intellectual-property-law-9783161518263/>

Phone: +49 (0)7071-923-17

Fax: +49 (0)7071-51104



Mohr Siebeck

Mohr Siebeck GmbH & Co. KG  
Postfach 2040  
D-72010 Tübingen  
info@mohrsiebeck.com  
www.mohrsiebeck.com