

Responsable de formation

Non renseigné

Programme

MODALITES D'INSCRIPTION

Diplôme requis

Etudiants doivent remplir les conditions de diplômes prévues à l'Art. R.421-1 du code de la Propriété Intellectuelle

Remarques éventuelles

Cours en anglais
Cours enseigné dans deux autres langues officielles de l'EPO

Date d'inscription

Non renseigné

Frais d'inscription

Non renseigné

NOMBRE DE PLACES

45

DUREE DE LA FORMATION

6 modules répartis entre octobre et mars (durée d'un module 2 jours)

CORPS PROFESSORAL

Universitaires
Praticiens

STAGE

Non

RENSEIGNEMENTS

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Module 1 European Conventions and the European Court of Justice

Status quo of Profession in Europe
EU Council Regulations
EU Council Directive on Enforcement
European Union Institutions
Proceedings before the European Court of Justice and the Court of Instance
European Competition Rules

Module 2 Comparative Law

Continental Law/ Common Law and Practice
Structure of Procedural Rules
Proceedings before the federal German Patent Court
UK Law and Practice

Module 3 Possible Centralised Procedures

European Patent Litigation Agreement and Court Statute as well as former and the envisaged Community Patent Regulation according to the Enhanced Cooperation and possible court structures associated therewith

The impact of centralised proceedings on national laws
The interpretation of patent claims under Article 69 EPC

Module 4 Practical Procedures/ Preliminary Steps

Determining infringing acts
Obtaining evidences of infringement
Warning Letters and consequences
Seizure procedure, discovery procedure, other means
The Infringement Action
Determining jurisdiction, forum shopping
The writ introducing the action,
Various requirements, grounds for nullity, defence and counterclaims
presentation of the case
The drafting the briefs, formal et substantial, requirements
UK, German and French law and practice as well as French Saisie procedure

Module 5 Expertise

The technical expert/ the court appointed expert
Appointment of the expert
Procedure before the expert
Evidence and Case Management
Experiments
Witnesses
Management of the Court procedure

Module 6 Oral Proceedings

Right of audience
Presentation of the case/ Oral pleadings
Enforcement of orders
Sanction and civil liability
Interlocutory injunctions
Actions for Declaration of Non-Infringement
Negotiation and Settlement
German and French law practice
Oral Proceedings before the EPO Boards of Appeal and case law