

IPM533 IP Law in China

Level: 5

Credit Units: 5 Credit Units

Language: ENGLISH

Presentation Pattern: EVERY JAN

Synopsis:

IPM533 IP Law in China details how intellectual property (IP) rights are established and protected in China. Over the last four decades, Chinese IP laws have evolved into a relatively comprehensive and complicated system. It becomes imperative for those who intend to do business in China to take IP rights into account when developing their business and IP strategy. This course introduces the basic framework of Chinese patent, trademark and copyright law, analyses the latest administrative and judicial policies for IP protection as well as leading cases and their implications for IP strategy in business. Students will grasp the landscape of China's IP laws and their resulting implications for business.

Topics:

- Introduction to the Chinese Legal System and IP Law in China
- Elements of Patentability in China
- Administrative Procedures at the National IP Administration
- Exclusive Rights of Patent Owners
- Patent Infringement and Defence
- What Can Be Protected as a Trademark in China?
- Establishment of Trademark Rights
- Trademark Infringement and Defence
- Copyrightable Subject Matter
- Ownership and Duration
- Exclusive Rights of Copyright Owners
- Copyright Infringement and Defence
- IP Enforcement and Remedies

Textbooks:

Hong X (2015).: Intellectual Property Law in China 2E Wolters Kluwer, 104p
ISBN-13: 9789041162472

Learning Outcome:

- Identify key IP concepts in China's IP laws
- Analyse qualifying criteria for IP in China
- Evaluate subject matter that cannot be protected by IP in China
- Contrast potential infringement activities
- Examine defences against allegations of infringement
- Distinguish remedies awarded if infringement is proven
- Appraise relevant aspects of IP law in China which are applicable to intellectual assets in collaboration with relevant stakeholders
- Assess how IP law can drive IP strategies and objects
- Analyse IP infringement issues and predict their possible outcomes

Assessment Strategies (Evening Class):

Components	Description	Weightage Allocation (%)
Overall Continuous Assessment	PRE-CLASS QUIZ 1	4
	PRE-CLASS QUIZ 2	4
	PRE-CLASS QUIZ 3	2
	PARTICIPATION 1	5
	GROUP BASED ASSIGNMENT 1	45
Overall Examinable Components	Written Exam	40
Total		100