

# **Global Intellectual Property Rights**

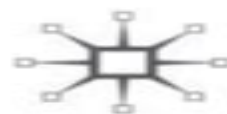
**Knowledge,  
Access and  
Development**

Edited by

**Peter Drahos and  
Ruth Mayne**



**Oxfam**



# Global Intellectual Property Rights Knowledge Access And Development

**M Carnoy**



## **Global Intellectual Property Rights Knowledge Access And Development:**

**Global Intellectual Property Rights** P. Drahos, R. Mayne, 2002-10-31 Intellectual property rights such as patents can reduce access to knowledge in genetics health agriculture education and information technology particularly for people in developing countries Global Intellectual Property Rights shows how the new global rules of intellectual property have been the product of the strategic behaviour of multinationals rather than democratic dialogue The final section of the book suggests strategies aimed at developing more flexible standard for poor countries and for keeping knowledge in the intellectual commons

**Law, Knowledge, Culture** Jane E. Anderson, 2009-01-01 Combining unique practical experience with a sophisticated historical and theoretical framework this impressive work offers a new basis to explore indigenous intellectual property In this wide ranging and imaginative study Anderson has laid the groundwork for future scholarship in the field Hopefully this work will set a new trajectory for how this important topic is approached and advanced with indigenous people Brad Sherman University of Queensland Australia This informative book investigates how indigenous and traditional knowledge has been produced and positioned within intellectual property law and the effects of this position in both national and international jurisdictions Drawing upon critical cultural and legal theory Jane Anderson illustrates how the problems facing the inclusion of indigenous knowledge resonate with tensions that characterise intellectual property as a whole She explores the extent that the emergence of indigenous interests in intellectual property law is a product of shifting politics within law changing political environments governmental intervention through strategic reports and innovative instances of individual agency The author draws on long term practical experience of working with indigenous people and communities whilst engaging with ongoing debates in the realm of legal theory Detailing a comprehensive view on how indigenous knowledge has emerged as a discrete category within intellectual property law this book will benefit researchers academics and students dealing with law in the fields of IP human rights property and environmental law It will also appeal to anthropologists sociologists philosophers and cultural theorists

**The Oxford Handbook of Intellectual Property Law** Rochelle C. Dreyfuss, Justine Pila, 2018-04-12 We live in an age in which expressive informational and technological subject matter are becoming increasingly important Intellectual property is the primary means by which the law seeks to regulate such subject matter It aims to promote innovation and creativity and in doing so to support solutions to global environmental and health problems as well as freedom of expression and democracy It also seeks to stimulate economic growth and competition accounting for its centrality to EU Internal Market and international trade and development policies Additionally it is of enormous and increasing importance to business As a result there is a substantial and ever growing interest in intellectual property law across all spheres of industry and social policy including an interest in its legal principles its social and normative foundations and its place and operation in the political economy This handbook written by leading academics and practitioners from the field of intellectual property law and suitable for both a specialist legal readership and

an intelligent but non specialist legal and non legal readership provides a comprehensive account of the following areas The foundations of IP law including its emergence and development in different jurisdictions and regions The substantive rules and principles of IP and Important issues arising from the existence and operation of IP in the political economy *Global Knowledge Cultures*, 2007-01-01 Knowledge is about cultural power Considering that it is both resource and product within the brave new world of fast capitalism this collection argues for knowledge cultures that are mutually engaged and hence more culturally inclusive and socially productive Globalized intellectual property regimes the privatization of information and their counterpoint the information and creative commons movements constitute productive sites for the exploration of epistemologies that talk with each other rather than at and past each other *Global Knowledge Cultures* provides a collection of accessible essays by some of the world s leading legal scholars new media analysts techno activists library professionals educators and philosophers Issues canvassed by the authors include the ownership of knowledge open content licensing knowledge policy the common wealth of learning transnational cultural governance and information futures Together they call for sustained intercultural dialogue for more ethical knowledge cultures within contexts of fast knowledge capitalism

*The Global Governance of Knowledge Creation and Diffusion* Helge Hveem, Lelio Iapadre, 2012-02-27 There is an increasing scientific and political sensibility for questions regarding the governance of a knowledge society and the societal benefits and problems of a knowledge economy *The Global Governance of Knowledge* provides a survey and analysis of international agreements and institutions global and regional which regulate the creation and dissemination of knowledge The volume utilises case studies and a comparative country thematic approach to provide a comprehensive survey of the regulation and governance of knowledge flow research and innovation By identifying activities creating new knowledge such as education and migration it demonstrates how knowledge regulation and diffusion works in practice and policy The book will be of interest to students and scholars of globalization international relations and policy regulation **Governance and Knowledge** Helge Hveem, Carl Henrik Knutsen, 2012 This book examines the politics of technology and provides a detailed analysis of developments and debates within the European Union international trade and governance An important empirical contribution to the literature on the relations between politics and technology this volume contains empirical statistical studies based on a wide variety of different types of data and includes expert contributions from different academic disciplines With a selection of detailed case studies this book is divided into three main sections The first part presents contributions on the role of domestic national policies for innovation and idea diffusion including studies on Japan and the European Union The second part takes a critical look at how the international system of intellectual property rights access to knowledge opportunities for development and health improvement examining the TRIPS agreement and the European patent system The third part focuses on the role of foreign direct investment in innovation and idea diffusion with studies on a wide range of cases using different novel data material *Governance and Knowledge* will be of interest to students scholars and

policy makers of European politics political economy international trade governance and economics **Community**

**Resources** Johanna Gibson, 2016-12-05 Protection of traditional knowledge and resources is of critical concern not only to the groups involved but also to the international trading community for which these resources are of increasing economic importance This work examines the concept of community intellectual property models and additional sources for protection at international law including environmental and human rights frameworks Intellectual property law is critiqued as an inadequate framework to address the fundamental object of protection for the communities themselves the management of traditional use as well as the biological and cultural sustainability of this use The work sets out an international framework based on the concept of community resources recognizing the unique claims embodied in traditional knowledge incorporating customary law and facilitating community management of resources International in perspective and scope the book will be a valuable resource for academics and researchers in law international relations and cultural studies

*International Copyright Law and Access to Education in Developing Countries* Susan Štrba, 2012-08-22 In *International Copyright Law and Access to Education in Developing Countries Exploring Multilateral Legal and Quasi Legal Solutions* Susan Štrba demonstrates the challenge of access to printed copyrighted educational and research materials in developing countries and proposes institutional and normative solutions at national and international levels

The Right to Food and the TRIPS Agreement Hans Morten Haugen, 2007 This volume analyses relationships between patent rights and human rights focusing on the right to food Whether the TRIPS Agreement and the International Covenant on Economic Social and Cultural Rights actually conflict is analyzed through different techniques of assessing treaty conflict **Interpreting**

**and Implementing the TRIPS Agreement** Justin Malbon, Charles Lawson, 2008-01-01 The chapters in this volume provide insightful analysis and commentary on TRIPS and importantly the TRIPS Plus world that many countries operate in This is a fine contribution to the growing literature of interdisciplinary analyses of the global IP regime there is enough in here that makes the book worth acquiring and reading Scholars of development more generally will find this book to be useful both for advancing their own understanding of the global IP regime and for integrating IP into broader development studies courses they teach Kenneth C Shadlen *Progress in Development Studies* This book considers whether the WTO agreement on Trade Related Aspects of Intellectual Property Rights TRIPS will become a vehicle for promoting greater international equity and engagement with the world economy or a tool for wealthy nations to extract excessive rents from poorer countries Can TRIPS garner the necessary degree of legitimacy and public trust to deliver economic development Can it become a key instrument for promoting international health and development In response to these questions the book proposes interpretive possibilities for the TRIPS text along with implementation strategies to avoid the threat of its irrelevancy due amongst other things to free trade agreements containing TRIPS plus terms The book discusses the impact of TRIPS from various perspectives including those of developing countries It will be of interest to informed citizens members of NGOs and students

and academics concerned with the debate about the impact of TRIPS on access to medicines at affordable prices the protection of traditional knowledge and the alleged neo colonial effect of net revenue outflows from developing nations to developed nations for copyright and patent royalties      Research Handbook on Intellectual Property and the Life Sciences Duncan Matthews, Herbert Zech, 2017-06-30 Intellectual property IP is a key component of the life sciences one of the most dynamic and innovative fields of technology today At the same time the relationship between IP and the life sciences raises new public policy dilemmas The Research Handbook on Intellectual Property and the Life Sciences comprises contributions by leading experts from academia and industry to provide in depth analyses of key topics including pharmaceuticals diagnostics and genes plant innovations stem cells the role of competition law and access to medicines The Research Handbook focuses on the relationship between IP and the life sciences in Europe and the United States complemented by country specific case studies on Australia Brazil China India Japan Kenya South Africa and Thailand to provide a truly international perspective      *The Politics of Intellectual Property Rights and Access to Medicines* Valbona Muzaka, 2011-02-01 This book shows why contests over intellectual property rights and access to affordable medicines emerged in the 1990s and how they have been resolved so far It argues that the current arrangement mainly ensures wealth for some rather than health for all and points to broader concerns related to governing intellectual property solely as capital

**Dynamic Fair Dealing** Rosemary Coombe, Darren Wershler, Martin Zeilinger, 2014-05-27 Dynamic Fair Dealing argues that only a dynamic flexible and equitable approach to cultural ownership can accommodate the astonishing range of ways that we create circulate manage attribute and make use of digital cultural objects The Canadian legal tradition strives to balance the rights of copyright holders with public needs to engage with copyright protected material but there is now a substantial gap between what people actually do with cultural forms and how the law understands those practices Digital technologies continue to shape new forms of cultural production circulation and distribution that challenge both the practicality and the desirability of Canada's fair dealing provisions Dynamic Fair Dealing presents a range of insightful and provocative essays that rethink our relationship to Canadian fair dealing policy With contributions from scholars activists and artists from across disciplines professions and creative practices this book explores the extent to which copyright has expanded into every facet of society and reveals how our capacities to actually deal fairly with cultural goods has suffered in the process In order to drive conversations about the cultural worlds Canadians imagine and the policy reforms we need to realize these visions we need Dynamic Fair Dealing      **Owning the World of Ideas** Matthew David, Debora Halbert, 2015-08-17 Formally ownership of ideas is legally impossible and can never be globally secured Yet in very real and significant ways these limits have been undone In principle ideas cannot be owned yet undoing the distinction between ideas and tangible manifestations the distinction which underpins the principle allows the principle to hold even whilst its meaning is hollowed out Post Cold War global network capitalism is premised upon regulatory structures designed to enforce

deregulation in global markets and production but at the same time to enforce global regulation of property and intellectual property in particular. However, this roll out has not been without resistance and limitations. Globalization, the affordances of digital networks and contradiction within capitalism itself between private property and free markets promote and undo global IP expansion. In this book, David and Halbert map the rise of global IP protectionism, debunk the key justifications given for IPRs, dismiss the arguments put forward for global extension and harmonization and suggest that roll back suspension and even simply the bi-passing of IP in practice offer better solutions for promoting innovation and meeting human needs.

Global Matters for Non-Governmental Public Action J. Howell, 2012-09-24. Jude Howell brings together eight in-depth studies of the politics of global non-governmental public action. Covering detailed empirical research around the themes of environmentalism, security, children's rights and more, the contributors explore the complex politics amongst non-governmental public actors acting transnationally.

**Intellectual Property Rights and Food Security** Michael Blakeney, 2009-01-01. Intellectual Property Rights (IPRs) play an important role in the struggle for food security and encouraging agricultural research and development. This book examines these roles as well as the international relationship between IPRs, agricultural biotechnology, access to biological resources, food security and globalisation, paying particular attention to proposals for the protection of Farmers' Rights, traditional knowledge, GM crops and the impact of competition laws. It proposes a number of recommendations for action in deploying IPRs in order to reach greater food security globally.

*Re-thinking Intellectual Property* YiJun Tian, 2008-08-20. This book examines the problems in the current Intellectual Property Rights regime in the context of digitization, knowledge economy and globalization. The volume also provides specific theoretical policy and legislative suggestions for changes which would contribute to the establishment of an international knowledge equilibrium society.

**Trade Related Aspects of Intellectual Property Rights** Carlos Correa, 2020-07-23. The TRIPS Agreement is the most comprehensive and influential international treaty on intellectual property rights. It brings intellectual property rules into the framework of the World Trade Organization, obliging all WTO Member States to meet minimum standards of intellectual property protection and enforcement. This has required massive changes in some national laws, particularly in developing countries. This volume provides a detailed legal analysis of the provisions of the TRIPS Agreement as well as elements to consider their economic implications in different legal and socio-economic contexts. This book provides an in-depth analysis of the principles and of the substantive and enforcement provisions of the TRIPS Agreement, the most influential international treaty on intellectual property currently in force. It discusses the legal context in which the Agreement was negotiated, the objectives of their proponents and the nature of the obligations it created for the members of the World Trade Organization. In particular, it examines the minimum standards that must be implemented with regard to patents, trademarks, industrial designs, geographical indications, copyright and related rights, integrated circuits, trade secrets and test data for pharmaceutical and agrochemical products. *Trade Related Aspects of Intellectual Property*

Rights A Commentary on the TRIPS Agreement elaborates on the interpretation of provisions contained in said Agreement in the light of the customary principles for the interpretation of international law The analysis which is supported by a review of the relevant GATT and WTO jurisprudence identifies the policy space left to such members to implement their obligations in accordance with their own legal systems and public policy objectives including in respect of complex issues such as patentability criteria compulsory licenses exceptions and limitations to copyright border measures injunctive relief and the protection of test data under the discipline of unfair competition *Impact of TRIPS in India* P. Malhotra,2010-10-13 In India today only 35 percent of people have access to medicines This book examines the rise of drug prices in India and develops a new healthcare model which if implemented would extend access to medicines to India s entire population Sensitivity tests show that the proposed model is affordable equitable and implementable **Intellectual Property and Development** Rami M. Olwan,2013-03-15 The book examines the correlation between Intellectual Property Law notably copyright on the one hand and social and economic development on the other The main focus of the initial overview is on historical legal economic and cultural aspects Building on that the work subsequently investigates how intellectual property systems have to be designed in order to foster social and economic growth in developing countries and puts forward theoretical and practical solutions that should be considered and implemented by policy makers legal experts and the World Intellectual Property Organization WIPO



Global Intellectual Property Rights Knowledge Access And Development: Bestsellers in 2023 The year 2023 has witnessed a noteworthy surge in literary brilliance, with numerous compelling novels captivating the hearts of readers worldwide. Lets delve into the realm of bestselling books, exploring the fascinating narratives that have captivated audiences this year.

Global Intellectual Property Rights Knowledge Access And Development : Colleen Hoover's "It Ends with Us" This heartfelt tale of love, loss, and resilience has gripped readers with its raw and emotional exploration of domestic abuse. Hoover expertly weaves a story of hope and healing, reminding us that even in the darkest of times, the human spirit can triumph.

Global Intellectual Property Rights Knowledge Access And Development : Taylor Jenkins Reid's "The Seven Husbands of Evelyn Hugo" This intriguing historical fiction novel unravels the life of Evelyn Hugo, a Hollywood icon who defies expectations and societal norms to pursue her dreams. Reid's compelling storytelling and compelling characters transport readers to a bygone era, immersing them in a world of glamour, ambition, and self-discovery.

Global Intellectual Property Rights Knowledge Access And Development : Delia Owens' "Where the Crawdads Sing" This evocative coming-of-age story follows Kya Clark, a young woman who grows up alone in the marshes of North Carolina. Owens weaves a tale of resilience, survival, and the transformative power of nature, entrancing readers with its evocative prose and mesmerizing setting. These top-selling novels represent just a fraction of the literary treasures that have emerged in 2023. Whether you seek tales of romance, adventure, or personal growth, the world of literature offers an abundance of captivating stories waiting to be discovered.

The novel begins with Richard Pape, a bright but troubled young man, arriving at Hampden College. Richard is immediately drawn to the group of students who call themselves the Classics Club. The club is led by Henry Winter, a brilliant and charismatic young man. Henry is obsessed with Greek mythology and philosophy, and he quickly draws Richard into his world. The other members of the Classics Club are equally as fascinating. Bunny Corcoran is a wealthy and spoiled young man who is always looking for a good time. Charles Tavis is a quiet and reserved young man who is deeply in love with Henry. Camilla Macaulay is a beautiful and intelligent young woman who is drawn to the power and danger of the Classics Club. The students are all deeply in love with Morrow, and they are willing to do anything to please him. Morrow is a complex and mysterious figure, and he seems to be manipulating the students for his own purposes. As the students become more involved with Morrow, they begin to commit increasingly dangerous acts. The Secret History is a masterful and suspenseful novel that will keep you speculating until the very end. The novel is a cautionary tale about the dangers of obsession and the power of evil.

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