



# *The Hebrew University of Jerusalem*

## *Syllabus*

### *Topics in Intellectual Property - 62067*

*Last update 06-10-2024*

*HU Credits: 4*

*Degree/Cycle: 2nd degree (Master)*

*Responsible Department: Law*

*Academic year: 0*

*Semester: 1st Semester*

*Teaching Languages: Hebrew*

*Campus: Mt. Scopus*

*Course/Module Coordinator: Katya Assaf Zakharov*

*Coordinator Email: [katya.assaf@mail.huji.ac.il](mailto:katya.assaf@mail.huji.ac.il)*

*Coordinator Office Hours:*

*Teaching Staff:*

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Dr. Katya Assaf

Course/Module description:

*This is course covers various IP topics: patent law, trademark law, copyright law and other related subjects. The course focuses on patent law and trademark law in greater depth.*

Course/Module aims:

Learning outcomes - On successful completion of this module, students should be able to:

*On successful completion of this module, students should have good command of doctrinal patents and trademark law, as well as an acquaintance with basic principles of comparative I.P and the different theoretical justifications for I.P (and their critiques). Students should also have tools for approaching and analyzing challenges in the area of I.P, based on different policy considerations.*

Attendance requirements(%):  
85%

Teaching arrangement and method of instruction: ZOOM

Course/Module Content:

*1st Lecture - Theoretical basis of IP, a brief history of IP rights*

*2nd Lecture - International Agreements: Paris Convention, PCT, TRIPs*

*3rd Lecture - The character of patent right; the difference between patent rights and rights in physical property; the difference between patent rights and other IP rights; controversial issues in patent protection*

*4th Lecture - The character of design patent right (industrial design); the difference between design patent rights and rights in physical property; the difference*

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*between design patent rights and other IP rights; controversial issues in design patent protection*

*5th Lecture – The character of copyright; the difference between copyright and rights in physical property; the difference between copyright and other IP rights; controversial issues in copyright*

*6th Lecture – The character of trademark right; the difference between trademark rights and rights in physical property; the difference between trademark rights and other IP rights; controversial issues in trademark protection*

*7th Lecture – The character of rights in geographical indications and appellations of origin; the difference between these rights and rights in physical property; the difference between these rights and other IP rights; controversial issues in protection of geographical indications and appellations of origin*

*8th Lecture – The character of publicity right; the difference between publicity rights and rights in physical property; the difference between publicity rights and other IP rights; controversial issues in publicity right*

*9th Lecture – The suggestion to protect Traditional Knowledge, its political rationales and its controversiality*

*10th Lecture (from this lecture to the end of the 1st semester the lectures will focus on patent law) – Patentable inventions*

*11th Lecture – The process of patent registration, patent structure, claims (product or apparatus)*

*12th Lecture – Novelty and non-obviousness*

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## 13th Lecture – Utility; patents infringement

## 14th Lecture – Patents on new medicines

### Required Reading:

1. ע"א 2790/93 *Eisenman .E Robert* נ' אלישע קימרון, נד (3) 817
2. בקשות לרישום פטנטים מס', 268604 268605
3. ע"א 2167/16 אוניפארם בע"מ נ' סאנופי
4. ו"ע (ירושלים) 1101/05 המועצה לייצור צמחים ולשיווקם - ענף פרי ההדר נ' רשם הפטנטים, המדגמים וסימני המסחר
5. תא (ת"א) 45192-12-14 *Nestle Produits Des Societe* נ' אספרסו קלאב בע"מ
6. ת"א 21/83 גרשון אקרשטיין נ' עלומים, פ"מ תשמ"ט (3) 197
7. ע"א 513/89 *interlego/S* נ' *exin-a.S .bro's lines*, פ"ד מח (4) 133
8. עש"א (מחוזי ת"א) 54855-01-21 אדוארד טנוס נ' רשם הפטנטים (נבו 20.11.2022)
9. החלטת רשם הפטנטים בעניין בקשת פטנט מס' 131733 (המבקש - אלי תמיר)
10. ע"ש (ת"א) 598/93 שוניה רוזנטל נ' רשם הפטנטים
11. החלטת רשם הפטנטים בעניין בקשה לביטול פטנט מס' 118898 (קומפרלס נ' מובידום)
12. ע"א 6750/10 טרפלקס פל-ים בע"מ נ' פלסאון בע"מ (נבו 18.12.2014)
13. החלטת הפוסק בקניין רוחני בעניין התנגדות לבקשות פטנט מס' 117035 (*SmithKline Becham plc.* נ' אוניפארם)
13. ע"א 345/87 *Company Aircraft Hughes* נ' מדינת ישראל, פ"ד מד (4) 45

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14. עש"א (מחוזי ת"א) 44475-09-21 פלסטו ווק (1990) בע"מ נ' ואקוטק אריזות בע"מ (נבו 20.6.2022)

15. עש"א (מחוזי ת"א) 54855-01-21 אדוארד טנוס נ' רשם הפטנטים (נבו 20.11.2022)

16. רע"א 6025/05 Inc. Co & Merck נ' טבע תעשיות פרמצבטיות בע"מ (נבו 19.5.2011)

Additional Reading Material:

Grading Scheme:

Essay / Project / Final Assignment / Home Exam / Referat 20 %  
Presentation / Poster Presentation / Lecture/ Seminar / Pro-seminar / Research proposal 80 %

Additional information: