

# Italian Conference on the EU Patent System

University of Milano-Bicocca

Friday 27 September 2013 - Aula Martini U6-4

## **THE EU PATENT SYSTEM:**

### **THE EUROPEAN PATENT WITH UNITARY EFFECT AND THE UNIFIED PATENT COURT**

*9.00 - Registration of participants*

*9.15 - Welcome speeches:*

*Prof. Marcello Fontanesi - Rector, University of Milano-Bicocca*

*Dr. Fabrizio Spada - Director, European Commission Representation, Office in Milan*

*9.30 - Morning session:*

### **The Substantive Law**

Chair: Prof. Dr. Hanns Ullrich (MPI München)

Michael König - Head of Unit, Industrial Property, DG Internal Market, EU Commission

- The Long Road from EC Patent to Patent with Unitary Effect: Potentials and Challenges Ahead

Prof. Fausto Pocar - University of Milan, International Criminal Tribunal for the former Yugoslavia

- La cooperazione rafforzata in materia di brevetti e il controllo della Corte di giustizia UE (The Enhanced Cooperation on Patents and the Control by the CJEU)

Prof. Giovanni Guglielmetti - University of Milano-Bicocca

- Natura e contenuto del brevetto con effetto unitario (The Legal Nature and the Content of the Patent with Unitary Effect)

*10.30-10.50 Coffee-break*

Prof. Manuel Desantes Real - University of Alicante, Former Vice-President EPO

- The European Patent with Unitary Effect and the European Patent Office

Prof. Vincenzo Di Cataldo - University of Catania

- La concorrenza di discipline di fonte diversa nel brevetto ad effetto unitario (Concurring Sources of Law in the Legal Regime of the Patent with Unitary Effect)

Prof. Giandonato Caggiano - University of Roma Tre

- La collocazione normativa delle disposizioni di diritto sostanziale e la loro interpretazione pregiudiziale (The Legal Frame for Substantive Law Provisions and their Referral to the ECJ for Preliminary Ruling)

*12.00 - Interventions*

Dr. Francesco Macchetta - IP Director, Bracco Imaging

*14.30 - Afternoon session:*

## **The Judicial Frame**

Chair: Prof. Riccardo Luzzatto (University of Milan)

Prof. Marta Pertegás - First Secretary, Hague Conference of Private International Law, The Hague

- The Institutional Framework for the Enforcement of European Patents

and European Patents with Unitary Effect: a View from the Hague Conference

Prof. Roberto Baratta - University of Macerata, Legal Advisor, Permanent Representation of Italy in Brussels

- La natura del Tribunale unificato tra tribunale nazionale «comune agli Stati» e tribunale internazionale (The Unified Patent Court between a National Court “Common to the Member States” and an International Court)

Dr. Marina Tavassi - President of the IP Specialised Section, Milan Tribunal

- Le *Rules of Procedure* e i rapporti tra Tribunale unificato e giudice nazionale (The Rules of Procedure and the Relations between the Unified Patent Court and National Courts)

15.45-16.10 *tea-break*

Prof. Costanza Honorati - University of Milano-Bicocca

- Il diritto applicabile dal Tribunale unificato: diritto UE, diritto internazionale, diritto interno (The Law Applicable by the Unified Patent Court: EU Law, International Law, National Law)

Prof. Marco Ricolfi - University of Turin

- La ‘biforcazione’ tra azioni di validità e azioni di contraffazione: ragioni teoriche e problemi applicativi - (‘Bifurcation’ of Revocation and Infringement Actions: Theoretical Reasons and Practical Problems)

Dr. Micaela Modiano - European Patent Attorney

- Il ruolo del *patent attorney* di fronte al Tribunale unificato (The Role of Patent Attorneys Before the Unified Patent Court)

17.30 - *Interventions and discussion*

Dr. Francesca Ferrari - University of Insubria

Dr. Benedetta Ubertazzi - University of Macerata

Dr. Lidia Sandrini - University of Milan

*18.30 - Closing of the Conference*

Scientific Coordinator: prof. Costanza Honorati

The Conference will be held in English and in Italian. Simultaneous translation will be provided.

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