



# 26<sup>th</sup> IPSANZ Annual Conference

7 - 9 September 2012



*This year's programme again brings you high calibre and talented speakers. The sessions cover a range of current issues. The conference venue is the Park Hyatt Melbourne, situated in the heart of cosmopolitan Melbourne*

## CONFERENCE PROGRAMME

**Friday, 7 September 2012**

2.30 - 6.30 pm      **Early Registration**

3.00 - 5.00 pm      **Table Topics Session**

### **Ten Round Table Topics**

Ten facilitators to lead discussion on current topics

#### **Topic 1:**

Beer, Bourbon and Bad timing - Non-use/revocation Actions in Australia and NZ

Facilitator: Nick Holmes, Davies Collison Cave, Melbourne

#### **Topic 2:**

Perils of advertising the "Hero Deal": ACCC v TPG Internet Pty Ltd

Facilitator: Elspeth Strong SC, Barrister, Victorian Bar

#### **Topic 3:**

Traditional Knowledge Meets the Intellectual Property System: Issues in NZ, Australia and Internationally

Facilitator: Professor Natalie Stoianoff, University of Technology, Sydney

#### **Topic 4:**

An Olympic Effort: Managing Ambush Marketing in the Sporting Context

Facilitator: Tim Golder, Allens, Melbourne

#### **Topic 5:**

The News of the World Saga

Facilitator: Peter Bartlett, Minter Ellison, Melbourne

#### **Topic 6:**

Domain Name Dispute Procedure – Tips and Traps

Facilitator: Professor Andrew Christie, Melbourne Law School

#### **Topic 7:**

What Judges Do and Don't Want to Hear

Facilitator: The Hon. Peter Heerey AM QC, Melbourne

#### **Topic 8:**

Fighting Piracy on the Internet

Facilitator: Clayton Noble, Microsoft Australia

**Friday, 7 September 2012**3.00 - 5.00 pm **Table Topics Session****Topic 9:**

Patent Strategies for the New US Patent Law

Facilitator: Sylvan Browne, F B Rice, Melbourne

**Topic 10:**

The Law of Google

Facilitator: John Swinson, King &amp; Wood Mallesons, Brisbane

**Extra Topic:**

Humour and the Law

Facilitator: James Elliott, Auckland

6.00 - 8.00 pm **President's Welcome Cocktails Evening** Trilogy Room, Park Hyatt Melbourne**Saturday, 8 September 2012**8.30 - 9.00 am **Registration**9.00 - 10.30 am **Session 1****Trade Marks and Passing Off – Has the Old Tort Passed On?****Speakers:****Professor David Llewelyn**, Singapore Management University and King's College London**Ed Heerey**, Barrister, Victorian Bar**Chairperson:****Professor Megan Richardson**, Melbourne Law School, The University of Melbourne10.30 - 11.00 am **Morning Tea**11.00 - 12.30 pm **Session 2****End of the iiNet Roadshow: Quo Vadis Liability of Intermediaries?****Speakers:****Dr Rebecca Giblin**, Monash University, Law School, Clayton, Victoria**John Hennessy SC**, Barrister, New South Wales Bar**Chairperson:****Sheana Wheeldon**, Partner, Kensington Swan, Auckland12.30 - 1.30 **Lunch**1.30 - 3.00 pm **Session 3****Functionality, Fair Use and Fashion: The *Christian Louboutin v. Yves Saint Laurent* Case****Speaker:****David H. Bernstein**, Partner, Debevoise & Plimpton LLP, New York**Chairperson:****Warwick Smith**, Barrister, New Zealand Bar

**Saturday, 8 September 2012**3.00 - 3.30 pm **Afternoon tea**3.30 - 5.00 pm **Session 4****Global Technology Wars - Fighting it out in the Mobile Arena****Commentator:****The Honourable Justice Emmett**, Federal Court of Australia, Sydney**Speaker:****Morag MacDonald**, Partner, Bird & Bird, London**Chairperson:****Bruce Caine SC**, Barrister, Victorian Bar5.00 - 5.30 pm **ACCC Update****Recent Developments in Competition and Consumer Law****Speaker:****Paul Zawa**, General Manager, Enforcement Operations Victoria, ACCC5.30 - 6.00 pm **Annual General Meeting**

7.00 pm

**President's Dinner**After dinner speaker: **James Elliott**: Columnist, Comedian and Commentator**Sunday, 9 September 2012**9.30 - 10.30 am **Session 5****The Skilled Addressee****Speaker:****The Honourable Justice Middleton**, Federal Court of Australia, Melbourne**Chairperson:****Clive Elliott**, IPSANZ President and Barrister, New Zealand Bar10.30 - 11.00 am **Morning Tea**11.00 - 12.30 pm **Session 6****IP Rights v the Public Interest: Whose Right is the Rightest?****Speakers:****Professor Susy Frankel**, Faculty of Law, Victoria University of Wellington  
Director, New Zealand Centre of International Economic Law  
Chair of Copyright Tribunal (NZ)**Professor Mark Davison**, Faculty of Law, Monash University, Clayton, Victoria**Chairperson:****Professor Andrew Christie**, Melbourne Law School, The University of Melbourne12.30 - 2.00 pm **Lunch and close**