



31st IPSANZ Annual Conference

8 – 10 September 2017



This year's programme brings you sessions covering key issues presented by the highest calibre of speakers at the Sheraton Grand Mirage Resort, Gold Coast, Queensland, Australia, a 5 star beachfront resort situated amongst 6 hectares of sparkling lagoons and tropical gardens



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Grand**

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CONFERENCE PROGRAMME

Friday, 8 September 2017

2:30 - 6:30 pm

Early Registration

3:00 – 4:30 pm

Table Topics Session

- i. **Assessment of Damages for Patent infringement – Food for Thought: Bayer v Generic Health**
Facilitator: **Mr David Shavin QC**, Victorian Bar
- ii. **Ambush Marketing – Telstra Goes to Rio**
Facilitator: **Ms Caroline Ryan**, King & Wood Mallesons, Melbourne
- iii. **Patent Issues Relating to Non-Practising Entities**
Facilitator: **Mr Philip Kerr**, Allens Linklaters, Sydney
- iv. **Reality Television and IP: How to Achieve Fame, Fortune and a Winning Litigation Strategy**
Facilitator: **Ms Natalie Hickey**, Victorian Bar
- v. **Capacity to Distinguish: How the Fabulous Gold Coast and Glorious Hinterland has shaped our understanding of what is, or is not, a trade mark or a place name**
Facilitator: **Mr Andrew Musgrave**, Queensland Bar
- vi. **Recent developments in site blocking under s 115A of the Copyright Act 1968**
Facilitator: **Mr Timothy Webb**, Clayton Utz, Sydney
- vii. **Adopting and Using Overseas Trade Marks in Australia or New Zealand**
Facilitators: **Mr Ben Gardiner**, Queensland Bar and **Ms. Sheana Wheeldon**, New Zealand Bar
- viii. **To Appeal or Not to Appeal: Standard of Proof in Patent Oppositions and Other Considerations**
Facilitators: **Ms Cynthia Cochrane** and **Ms. Catherine Bembrick**, New South Wales Bar

4:45 - 5:15 pm

Annual General Meeting

6:00 - 8:00 pm

Welcome Drinks

Saturday, 9 September 2017

8:30 - 9:00 am Registration and Arrival Tea and Coffee

9:00 - 10:30 am Session 1

International Session

His Honour Judge Richard Hacon, the Intellectual Property Enterprise Court

Richard Hacon was formerly a barrister practising in IP at 11 South Square chambers, Gray's Inn. He argued many cases in all the English and Community courts involving all aspects of intellectual property law. Following the creation of the Intellectual Property Enterprise Court (IPEC) on 1 October 2013, he was appointed the Presiding Judge, sitting from 3 December 2013

Chairperson:

Mr Clive Elliott QC, Barrister, New Zealand Bar

10:30 - 11:00 am Morning Tea

11:00 - 12:30 pm Session 2

Patent Session

International Pharmaceutical Patent Litigation – Warning: Results may Vary

A global perspective on why the outcomes in pharma patent interlocutory injunctions and validity cases in Australia and New Zealand vary compared to the rest of the world

Speakers:

Ms Julia Pike, Vice President of Intellectual Property - North America, Sandoz, U.S.A.

Mr Matthew Swinn, Partner, King & Wood Mallesons, Melbourne

Mr Andrew Brown QC, Barrister, New Zealand Bar

Chairperson:

Ms Clare Cunliffe, Barrister, Victorian Bar

12:30 - 1:30 pm Lunch

1:30 - 3:00 pm Session 3

Copyright Session

Is Fair Use a Fair Go?

Should Australia and New Zealand Adopt 'Fair Use' as a General Exception to Copyright Infringement and How Would it Work?

Speakers:

Ms Kate Haddock, Partner, Banki Haddock Fiora, Sydney

Professor Graeme Austin, Professor of Law, the University of Melbourne; Chair of Private Law, Victoria University of Wellington

Chairperson and Commentator:

Dr Warwick A. Rothnie, Barrister, Victorian Bar

Saturday, 9 September 2017

3:00 - 3:30 pm

Afternoon Tea

3:30 - 5:00 pm

Session 4

Trade Mark Session

A Use by Any Other Name: A Review of Trade Mark Use in Different Contexts

Speakers:

Mr Hamish Bevan, Barrister, New South Wales Bar

Mr Greg Arthur, Barrister, New Zealand Bar

Chairperson:

Ms Jenny Mackie, Partner, Pizzeys, Brisbane

6:30 pm

President's Dinner

After Dinner Speaker: Mr Bryan Dawe, one of Australia's finest political satirists and humourists

Sunday, 10 September 2017

9:30 – 10:30 am

Session 5

Judge's Session

The Honourable Justice Roger Derrington, Federal Court of Australia

Chairperson:

Mr Andrew Maryniak QC, Barrister, Victorian Bar

10:30 – 11:00 am

Morning Tea

11:00 – 12:30 pm

Session 6

ADR Session

What's the Alternative? Why IP Clients Love ADR

Speakers:

Ms Angela Bowne SC, Barrister, New South Wales Bar

Mr Andrew Crowe QC, Barrister, Queensland Bar

Chairperson:

Ms Robynne Sanders, Partner, DLA Piper, Melbourne

12:30 – 2:00 pm

Lunch and Close