



WESTMINSTER
LEGAL POLICY
FORUM

Patent reform - innovation, enforcement and the future of the single European patent 30th April 2013

CONDITIONS FOR USE OF TRANSCRIPTS:

This document is intended to provide a timely reference for interested parties who are unable to attend the event to which it refers. Some portions are based on transcripts of proceedings and others consist of text submitted by speakers or authors, and are clearly marked as such. As such, apart from where it is indicated that the text was supplied by the speaker, it has not been possible for the transcript to be checked by speakers and so this portion of the document does not represent a formal record of proceedings. Despite best endeavours by Westminster Forum Projects and its suppliers to ensure accuracy, text based on transcription may contain errors which could alter the intended meaning of any portion of the reported content. Anyone who intends to publicly use or refer to any text based on the transcript should make clear that speakers have not had the opportunity for any corrections, or check first with the speaker in question. If in doubt please contact the forum first.

Contents

<u>About this Publication</u>	3
<u>Agenda</u>	4
<u>Session Chair's opening remarks</u>	
Helen Goodman MP , Shadow Minister for Culture, Media and Sport (<i>transcript</i>)	6
<u>Patent reform: context, progress and challenges</u>	
Professor Johanna Gibson , Herchel Smith Professor of Intellectual Property Law and Director, Queen Mary Intellectual Property Research Institute (QMIPRI), Queen Mary, University of London (<i>transcript</i>)	7
Questions and comments from the floor (<i>transcript</i>)	10
<u>The future of the Patents County Court - next steps for accessible and effective dispute resolution</u>	
His Honour Judge Birss QC , Patents County Court (<i>transcript</i>)	12
Questions and comments from the floor (<i>transcript</i>)	16
<u>Patent policy following the Hargreaves Review - registration, enforcement and innovation</u>	
Trevor Cook , Partner, Intellectual Property Group, Bird & Bird (<i>transcript</i>)	20
Dr Georg von Graevenitz , Senior Lecturer in Innovation Management, University of East Anglia and Contributor, <i>A Study of Patent Thickets</i> , National Institute of Economic and Social Research (<i>transcript</i>)	22
John Mitchell , Chairman, SME Innovation Alliance (<i>transcript</i>)	24
Matt McBrien , Head of Patents, BAE Systems (<i>transcript</i>)	26
Questions and comments from the floor (<i>transcript</i>)	28
<u>Session Chair's closing remarks</u>	
Helen Goodman MP , Shadow Minister for Culture, Media and Sport (<i>transcript</i>)	36
<u>Session Chair's opening remarks</u>	
Baroness Wilcox , Parliamentary Under-Secretary for Business, Innovation and Skills (2010-2012) (<i>transcript</i>)	37
<u>Creating a Europe-wide patent system</u>	
Dr Andrea Liesenfeld , Policy Affairs Officer, Industrial Policy Unit, Directorate-General for Internal Market and Services, European Commission (<i>transcript</i>)	38
Questions and comments from the floor (<i>transcript</i>)	41
<u>The European Unified Patent Court (UPC) - efficiency, consistency and global competitiveness</u>	
Tim Frain , Director, IP Regulatory, Legal & Intellectual Property, Nokia (<i>transcript</i>)	45
Chris Mercer , President, CIPA (The Chartered Institute of Patent Attorneys) (<i>transcript</i>)	47
Joel Smith , Chair, Intellectual Property Committee, City of London Law Society and Partner, Intellectual Property Group, Herbert Smith Freehills (<i>transcript</i>)	49
Robert Chicken , Senior Partner, Combe Products and Member, Federation of Small Businesses (<i>transcript</i>)	51
Questions and comments from the floor (<i>transcript</i>)	52
<u>The way forward for patent reform</u>	
Sean Dennehey , Deputy Chief Executive and Director of Patents, Intellectual Property Office (<i>transcript</i>)	59
Questions and comments from the floor (<i>transcript</i>)	63
<u>Session Chair's and Westminster Legal Policy Forum closing remarks</u>	
Baroness Wilcox , Parliamentary Under-Secretary for Business, Innovation and Skills (2010-2012) (<i>transcript</i>)	65
Marc Gammon , Producer, Westminster Legal Policy Forum (<i>transcript</i>)	66
<u>List of Delegates Registered for Seminar</u>	67
<u>Contributor Biographies</u>	72

About this Publication

This publication reflects proceedings at the Westminster Legal Policy Forum Keynote Seminar: Patent reform - innovation, enforcement and the future of the single European patent held on 30th April 2013. The views expressed in the articles are those of the named authors, not those of the Forum or the sponsors, apart from their own articles.

Although Westminster Legal Policy Forum is grateful to all sponsors for the funding on which we depend, participation in events and publications is never conditional on being a sponsor. As well as funding ongoing operations, sponsorship enables the Forum to distribute complimentary copies of publications, and offer complimentary tickets for events, to Government ministers, parliamentarians and officials most involved in policy.

This publication is copyright. Its copying, in whole or in part, is not permitted without the prior written consent of the publishers. However, extracts of the text may be reproduced for academic or review purposes, subject to the conditions of use outlined in the previous page, providing they are accurate, are not used in a misleading context and the author, their organisation and the Westminster Legal Policy Forum are acknowledged. We would also appreciate being informed.

Westminster Legal Policy Forum

4 Bracknell Beeches
Old Bracknell Lane West
Bracknell
Berkshire RG12 7BW

T: 01344 864796

F: 01344 420121

publications@westminsterforumprojects.co.uk

Directors

Peter van Gelder

Chris Whitehouse