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EU Justice Sub-Committee

Intellectual property and the Unified Patent Court

Inquiry status **open**

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Oral evidence concluded.

Scope of the inquiry

The EU's intellectual property *acquis* on patents; trade marks; copyright and geographical indications is vast and complex. The World Intellectual Property Organisation lists 215 EU based texts dealing with the subject matter.

Brexit poses profound questions for the application of this area of law to the UK and also casts doubt on the UK's continued participation in the eagerly awaited Unified Patent Court, a division of which will be based in the City.


The EU Justice Sub-Committee, under the Chairmanship of [Baroness Kennedy of The Shaws](#), has decided to undertake a brief inquiry into this subject matter which will look into the impact of Brexit and explore the Government's plans for this sector after the UK leaves the EU.


The inquiry will culminate in a session with the Minister, Sam Gyimah MP, on 13 November 2018.



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Latest evidence

- [30 Oct 2018 - Intellectual Property and the Unified Patent Court - oral evidence](#) | [PDF version \(149 KB\)](#) 
Published 31 Jan 2019

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- [Association of the British Pharmaceutical Industry \(abpi\) - Written evidence](#) | [PDF version \(166 KB\)](#)  ITP0008 | Published 22 Nov 2018
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- [IP Federation - Written evidence](#) | [PDF version \(68 KB\)](#)  ITP0006 | Published 21 Nov 2018
- [All Intellectual property and the Unified Patent Court publications](#)

EU Justice Sub-Committee takes evidence on Tuesday 13 November at 10.45am

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EU Justice Sub-Committee

The Members of the Sub-Committee were appointed on 27 June 2017.

Member	Affiliation
Baroness Kennedy of The Shaws (Chairman)	Labour
Lord Anderson of Swansea	Labour
Lord Cashman	Labour
Lord Cromwell	Crossbench
Lord Judd	Labour
The Earl of Kinnoull	Crossbench
Lord Lester of Herne Hill	Non-affiliated
Baroness Ludford	Liberal Democrat
Baroness Neuberger	Crossbench
Lord Polak	Conservative
Baroness Shackleton of Belgravia	Conservative
Lord Wasserman	Conservative

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- Legal experts advise on intellectual property and Unified Patent Court

Legal experts advise on intellectual property and Unified Patent Court



19 October 2018

The EU Justice Sub-Committee holds the first of three evidence sessions on intellectual property (IP) and the Unified Patent Court (UPC)

- [Parliament TV: intellectual property \(IP\) and the Unified Patent Court \(UPC\)](#)
- [Inquiry: intellectual property and the Unified Patent Court](#)
- [EU Justice Sub-Committee](#)

Witnesses

Tuesday 23 October in Committee Room 3, Palace of Westminster

At 10.45am

- Mr Daniel Alexander QC, 8 New Square
- Ms Charlotte May QC, 8 New Square
- Mr Trevor Cook, WilmerHale

Topics for discussion and likely questions

- What will be the impact of Brexit on UK intellectual property rights?
- How prepared is the UK for this impact?
- What Brexit deal would witnesses like to see regarding intellectual property?
- Does Brexit pose any dangers to the protection of intellectual property rights in the UK?
- Are there any positive aspects of Brexit for the protection of intellectual property rights in the UK?
- What is the witnesses' view of the Government's plans for the protection of intellectual property rights in the event of a 'no-deal' scenario?
- Ideally, what Brexit deal would they like to see the Government achieve regarding intellectual property rights?

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Patent protection experts questioned by Committee



30 October 2018

The EU Justice Sub-Committee holds the second of three evidence sessions on intellectual property (IP) and the Unified Patent Court (UPC)

- [Parliament TV: Intellectual property \(IP\) and the Unified Patent Court \(UPC\)](#)
- [Inquiry: Intellectual property and the Unified Patent Court](#)
- [EU Justice Sub-Committee](#)

Witnesses

Tuesday 30 October in Committee Room 3, Palace of Westminster

At 10.45am

- Mr Kevin Mooney, Simmons & Simmons (and Chairman of the Committee tasked with drafting the Rules and Procedure of the Unified Patent Court)
- Mr Stephen Jones, President of the Chartered Institute of Patent Attorneys (CIPA)

Topics for discussion and likely questions

This week, the EU Justice Sub-Committee, under the Chairmanship of Baroness Kennedy of The Shaws, continues its inquiry into the ramifications of Brexit for the future protection of intellectual property rights. The Committee will hear from leading experts, Kevin Mooney of Simmons & Simmons and Stephen Jones, President of the Chartered Institute of Patent Attorneys, about EU based patent protection and the Unified Patent Court (UPC). Amongst many matters, the Committee is particularly looking forward to exploring the impact of Brexit on the UK's participation in the UPC, a division of which is expected to be based in London.

Questions are likely to include:

- What is the relationship between the European Patent Convention, EU law and the Unified Patent Court (UPC)?
- Does Brexit pose any dangers to the broader protection of patent rights in the UK?
- What are the positive aspects of Brexit for the protection of patent rights in the UK?
- To what extent does Brexit create opportunities for reform of the UK's patent protection system?

- Ideally, what Brexit deal would you like to see the Government achieve for patent protection?

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EU Justice Sub-Committee

Intellectual property and the Unified Patent Court

Inquiry status **open**

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Oral evidence sessions announced.

Scope of the inquiry

The EU's intellectual property *acquis* on patents; trade marks; copyright and geographical indications is vast and complex. The World Intellectual Property Organisation lists 215 EU based texts dealing with the subject matter.

Brexit poses profound questions for the application of this area of law to the UK and also casts doubt on the UK's continued participation in the eagerly awaited Unified Patent Court, a division of which will be based in the City.

The EU Justice Sub-Committee, under the Chairmanship of [Baroness Kennedy of The Shaws](#), has decided to undertake a brief inquiry into this subject matter which will look into the impact of Brexit and explore the Government's plans for this sector after the UK leaves the EU.

The inquiry will culminate in a session with the Minister, Sam Gyimah MP, on 13 November 2018.

If you would like to make a written submission please [Contact us](#)



Latest evidence

- [30 Oct 2018 - Intellectual Property and the Unified Patent Court - oral evidence](#) | [PDF version \(150 KB\)](#) Published 05 Nov 2018

Evidence given by Mr Kevin Mooney, Simmons & Simmons; and Mr Stephen Jones, President, Chartered Institute of Patent Attorneys (CIPA)

- [23 Oct 2018 - Intellectual Property and the Unified Patent Court - oral evidence](#) | [PDF version \(174 KB\)](#) Published 05 Nov 2018

Evidence given by Mr Daniel Alexander QC, 8 New Square; Ms Charlotte May QC, 8 New Square; and Mr Trevor Cook, WilmerHale

- [All Intellectual property and the Unified Patent Court publications](#)

Next meeting(s)

13 November 2018 | 10:30 am

Oral Evidence Session

Intellectual Property and the Unified Patent Court

[View details](#)

Witness(es)

(at 10:45 am)
Mr Sam Gyimah MP, Minister of State for Universities, Science, Research and Innovation

Location

Room 3, Palace of Westminster

- [Full parliamentary calendar](#)

EU Justice Sub-Committee takes evidence on Tuesday 30 October at 10.45am

- [Legal experts advise on intellectual property and Unified Patent Court](#)



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Minister and Intellectual Property Director questioned on Brexit impact



12 November 2018

The EU Justice Sub-Committee holds the final of three evidence sessions on intellectual property (IP)

- [Parliament TV: Intellectual property \(IP\) and the Unified Patent Court \(UPC\)](#)
- [Inquiry: Intellectual property and the Unified Patent Court](#)
- [EU Justice Sub-Committee](#)

Witnesses

Tuesday 13 November in Committee Room 3, Palace of Westminster

At 10.45am

- Sam Gyimah MP, Minister of State for Universities, Science, Research and Innovation
- Mr Adam Williams, Director of International Policy at the Intellectual Property Office

Topics for discussion and likely questions

What has been the impact of Brexit so far on intellectual property rights in the UK? Will UK businesses be protected after Brexit? What will be the consequences of a no-deal Brexit?

The House of Lords EU Justice Sub-Committee will question Sam Gyimah MP, Minister of State for Universities, Science, Research and Innovation and Adam Williams, Director of International Policy at the Intellectual Property Office, on Tuesday 13 November regarding intellectual property rights after Brexit.

Speaking to the Committee at 10.45am Sam Gyimah and Adam Williams will be asked questions including:

- How would you summarise Brexit's impact on the UK's intellectual property landscape? Are there specific areas of concern or opportunity?
- What plans does the Government have to help small businesses, in particular, mitigate the impact of Brexit on the protection of any EU based intellectual property rights they may hold?

- What progress has the Government made since June on the Withdrawal Agreement provision dealing with Geographical Indications?
- Do you foresee any problems for the coherence of the UK's intellectual property law regime when and if the UK seeks to join other existing free trade areas?

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EU Justice Sub-Committee

Intellectual property and the Unified Patent Court

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Latest evidence

- [13 Nov 2018 - Intellectual Property and the Unified Patent Court - oral evidence | PDF version](#) (155 KB) Published 16 Nov 2018

- Evidence given by Mr Sam Gyimah MP, Minister of State for Universities, Science, Research and Innovation; and Mr Adam [All Intellectual property and the Unified Patent Court publications](#)

Williams, Director of International Policy,
Intellectual Property Office.

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Evidence given by Mr Kevin Mooney, Simmons & Simmons; and Mr Stephen Jones, President, Chartered Institute of Patent Attorneys (CIPA)

- [Dr Ingve Bjorn Stjerna | PDF version \(98 KB\)](#)  ITP0007 | Published 22 Nov 2018
- [IP Federation - Written evidence | PDF version \(68 KB\)](#)  ITP0006 | Published 21 Nov 2018
- [Microsoft UK - Written evidence | PDF version \(52 KB\)](#)  ITP0005 | Published 21 Nov 2018
- [MSD - Written evidence | PDF version \(63 KB\)](#)  ITP0004 | Published 21 Nov 2018

Next meeting(s)

There are currently no public meetings scheduled.

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EU Justice Sub-Committee

Intellectual property and the Unified Patent Court

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EU Justice Sub-Committee

Intellectual property and the Unified Patent Court

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EU Justice Sub-Committee

Intellectual property and the Unified Patent Court

Inquiry status **Concluded**

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