

# LAWS3005: Intellectual Property Law

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Advocate Generals Opinion. 1997. \*Case C-337/95 Parfums Christian Dior SA v Evora BV [1997] ECR I-1603.

———. 2002. \*Case C-292/00 Davidoff & Cie SA, Zino Davidoff SA v Gofkid Ltd [2003] ECR I 389, [2002] ETMR 99.

AG v Guardian Newspapers [1990] AC 109. 1990a.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4JT8-8WR0-TXD8-61KW&csi=296986&oc=00240&perma=true&elb=t>.

———. 1990b.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4JT8-8WR0-TXD8-61KW&csi=296986&oc=00240&perma=true&elb=t>.

———. 1990c.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4JT8-8WR0-TXD8-61KW&csi=296986&oc=00240&perma=true&elb=t>.

———. 1990d.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4JT8-8WR0-TXD8-61KW&csi=296986&oc=00240&perma=true&elb=t>.

Alexandra Sims. 2005. '“A Shift in the Centre of Gravity”: The Dangers of Protecting Privacy through Breach of Confidence'. *Intellectual Property Quarterly* 1: 27–51.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=I84951700E45411DA92358E85EE602D8A&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.

Andreas Rahmatian. 2005. 'Music and Creativity as Perceived by Copyright Law'. *Intellectual Property Quarterly*, 267–93.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.practicallaw.thomsonreuters.com/Document/IBD9BC3D0E72111DA9D198AF4F85CA028/View/FullText.html?skipAnonymous=true>.

Andrew Griffiths. 2001. 'The Impact of the Global Appreciation Approach on the Boundaries of Trade Mark Protection'. *Intellectual Property Quarterly*, 326–60.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.practicallaw.thomsonreuters.com/Document/I80DC7BD0E45411DA92358E85EE602D8A/View/FullText.html?skipAnonymous=true>.

———. 2007a. 'The Trade Mark Monopoly: An Analysis of the Core Zone of Absolute Protection under Art.5(1)(a)'. *Intellectual Property Quarterly* 3: 312–49.  
<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=I943CD4A0407811DCBD0B8974948FEEE1&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.

———. 2007b. 'The Trade Mark Monopoly: An Analysis of the Core Zone of Absolute Protection under Art.5(1)(a)'. *Intellectual Property Quarterly* 3: 312–49.  
<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=I943CD4A0407811DCBD0B8974948FEEE1&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.

Bainbridge, David I. 2012. *Intellectual Property*. 9th ed. Harlow: Pearson.

Benelux Court of Justice. 1979. *Colgate-Palmolive BV v Koninklijke Distilleerderijen Erven Lucas Bols NV* (1976) 7 IIC 420 (CLAERYN/KLAREIN).

Bently, Lionel and Sherman, Brad. 2009a. *Intellectual Property Law*. 3rd ed. Oxford: Oxford University Press.

———. 2009b. *Intellectual Property Law*. 3rd ed. Oxford: Oxford University Press.

———. 2009c. *Intellectual Property Law*. 3rd ed. Oxford: Oxford University Press.

———. 2009d. *Intellectual Property Law*. 3rd ed. Oxford: Oxford University Press.

———. 2009e. *Intellectual Property Law*. 3rd ed. Oxford: Oxford University Press.

———. 2009f. *Intellectual Property Law*. 3rd ed. Oxford: Oxford University Press.

———. 2009g. *Intellectual Property Law*. 3rd ed. Oxford: Oxford University Press.

———. 2009h. *Intellectual Property Law*. 3rd ed. Oxford: Oxford University Press.

———. 2009i. *Intellectual Property Law*. 3rd ed. Oxford: Oxford University Press.

———. 2009j. *Intellectual Property Law*. 3rd ed. Oxford: Oxford University Press.

———. 2009k. *Intellectual Property Law*. 3rd ed. Oxford: Oxford University Press.

Bergquist, Jenny, and Duncan Curley. 2008. 'Shape Trade Marks and Fast-Moving Consumer Goods'. *European Intellectual Property Review*, 17–24.  
<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.practicallaw.thomsonreuters.com/Document/I4605FB80A38411DCA386F3C91B230F0D/View/FullText.html?skipAnonymous=true>.

Case C-48/05 *Adam Opel v Autec* [2007] ETMR 33. 2007a.  
<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?docguid=IDB584410131811DCBED6E2488C9C88D7&crumb-action=reset>.

———. 2007b.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?docguid=IDB584410131811DCBED6E2488C9C88D7&crumb-action=reset>.

Case C-59/08 Copad SA v Christian Dior Couture [2009] FSR 859 (22). 2009a.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.westlaw.com/Document/IE642516054A011DE99E188287EC57E09/View/FullText.html?skipAnonymous=true>.

———. 2009b.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.westlaw.com/Document/IE642516054A011DE99E188287EC57E09/View/FullText.html?skipAnonymous=true>.

\*Case C-252/07 Intel Corporation Inc v CPM United Kingdom Ltd [2009] ETMR 13. 2009.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?docguid=IE1F1D190EF4B11DDABD59220C1484B66&crumb-action=reset>.

\*Case C-291/00 LTJ Diffusion v Sadas Vertbaudet, [2003] ECR I-2799, [2003] ETMR 83. 2003a.

———. 2003b.

Case C-324/09 L'Oréal v eBay International [2011] RPC 27. 2011a.

<http://indiancaselaws.wordpress.com/2013/09/14/loreal-sa-v-ebay-international-ag-c-32409/>.

———. 2011b.

<http://indiancaselaws.wordpress.com/2013/09/14/loreal-sa-v-ebay-international-ag-c-32409/>.

Case T-387/06 Inter-Ikea Systems BV v OHIM (IDEA/IKEA) [2009] ETMR 17. 2009.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?docguid=IE1F37F40EF4B11DDABD59220C1484B66&crumb-action=reset>.

Chancery Division. 1985. Lawson v Dundas.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4PN7-RW10-TXX5-50FC&csi=316560&oc=00240&perma=true&elb=t>.

———. 1991. \*Noah v Shuba [1991] FSR 14.

———. 1993. Waterman (Pete) Ltd v CBS United Kingdom Ltd [1993] EMLR 27.

———. 1996. De Maudsley v Palumbo [1996] FSR 447.

———. 1997. Creation Records v News Group Newspapers [1997] EMLR 444.

———. 1998. \*Robin Ray v Classic FM [1998] FSR 622.

- . 1999. *Hadley v Kemp* [1999] EMLR 589.
- . 2001. *Antiquesportfolio.Com Plc v. Rodney Fitch & Company Limited* [2001] ECDR 5.
- . 2002a. *\*Irvine v Talksport Ltd* [2002] 1 WLR 2355.
- . 2002b. *\*Irvine v Talksport Ltd* [2002] 1 WLR 2355.
- . 2005. *Brighton v Jones* [2005] FSR 16.
- . 2006a. *Julius Sämann Ltd v Tetrosyl Ltd* [2006] EWHC 529.
- . 2006b. *Nova Productions Ltd v. Mazooma Games Ltd* [2006] RPC 14.
- . 2006c. *Nova Productions Ltd v. Mazooma Games Ltd* [2006] RPC 14.
- . 2007. *RxWorks Ltd v Hunter* [2007] EWHC 3061.

Chancery Division (Patents Court). 2000. *Glaxo Group Ltd v Dowelhurst Ltd (No 2)* [2000] FSR 529.

Christie, Andrew and Gare, Stephen. 2012. *Blackstone's Statutes on Intellectual Property*. 11th ed. Vol. Blackstone's statutes. Oxford: Oxford University Press.

Christophe Geiger. 2007. 'Trade Marks and Freedom of Expression - the Proportionality of Criticism'. *International Review of Intellectual Property and Competition Law* 38 (3): 317-27.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.practicallaw.thomsonreuters.com/Document/I2BE7DFB030C111DC94868C93E4A893F7/View/FullText.html?skipAnonymous=true>.

Christopher Wadlow. 2011. 'Passing off at the Crossroads Again: A Review Article for Hazel Carty, An Analysis of the Economic Torts'. *European Intellectual Property Review* 33 (7): 447-55.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=I4CF8A4E088111E0B370896DBAF0B922&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.

Claire Howell. 2006. 'Trade Marks: What Constitutes "Genuine Use"? *Laboratoires Goemar SA v La Mer Technology*'. *European Intellectual Property Review* 28 (2): 118-21.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=ICF32C710E71211DA915EF37CAC72F838&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.

'Copyright, Designs and Patents Act 1988'. 1988.  
<http://www.legislation.gov.uk/ukpga/1988/48/contents>.

Cornish, W. R., Llewelyn, David, and Aplin, Tanya Frances. 2013a. *Intellectual Property: Patents, Copyright, Trade Marks and Allied Rights*. 8th ed. London: Sweet & Maxwell.

———. 2013b. *Intellectual Property: Patents, Copyright, Trade Marks and Allied Rights*. 8th ed. London: Sweet & Maxwell.

———. 2013c. *Intellectual Property: Patents, Copyright, Trade Marks and Allied Rights*. 8th ed. London: Sweet & Maxwell.

———. 2013d. *Intellectual Property: Patents, Copyright, Trade Marks and Allied Rights*. 8th ed. London: Sweet & Maxwell.

———. 2013e. *Intellectual Property: Patents, Copyright, Trade Marks and Allied Rights*. 8th ed. London: Sweet & Maxwell.

———. 2013f. *Intellectual Property: Patents, Copyright, Trade Marks and Allied Rights*. 8th ed. London: Sweet & Maxwell.

———. 2013g. *Intellectual Property: Patents, Copyright, Trade Marks and Allied Rights*. 8th ed. London: Sweet & Maxwell.

———. 2013h. *Intellectual Property: Patents, Copyright, Trade Marks and Allied Rights*. 8th ed. London: Sweet & Maxwell.

———. 2013i. *Intellectual Property: Patents, Copyright, Trade Marks and Allied Rights*. 8th ed. London: Sweet & Maxwell.

———. 2013j. *Intellectual Property: Patents, Copyright, Trade Marks and Allied Rights*. 8th ed. London: Sweet & Maxwell.

———. 2013k. *Intellectual Property: Patents, Copyright, Trade Marks and Allied Rights*. 8th ed. London: Sweet & Maxwell.

Court: Chancery Division. 1961. *Bollinger v Costa Brava Wine Co Ltd* [1961] RPC 116.  
<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4FXH-FGP0-TWW4-2113&csi=279841&oc=00240&perma=true&elb=t>.

———. 1969a. *\*Coco v AN Clark (Engineers) Ltd* [1968] FSR 415, [1969] RPC 41.  
<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4FXH-FDF0-TWW4-205K&csi=279841&oc=00240&perma=true&elb=t>.

———. 1969b. *\*Coco v AN Clark (Engineers) Ltd* [1968] FSR 415, [1969] RPC 41.  
<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4FXH-FDF0-TWW4-205K&csi=279841&oc=00240&perma=true&elb=t>.

———. 1969c. *\*Coco v AN Clark (Engineers) Ltd* [1968] FSR 415, [1969] RPC 41.  
<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4FXH-FDF0-TWW4-205K&csi=279841&oc=00240&perma=true&elb=t>.

———. 1969d. *Vine Products Ltd v Mackenzie & Co Ltd* [1969] RPC 1.  
<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4FXN-BPC0-TWW4-219M&csi=279841&oc=00240&perma=true&elb=t>.

———. 1974. *British Northrop Ltd v Texteam Blackburn Ltd* [1974] RPC 57.  
<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4FXH-FDW0-TWW4-20K>

N&csi=279841&oc=00240&perma=true&elb=t.

Court: Court of Appeal. 1952. Stevenson (or Stephenson) Jordan and Harrison Ltd v MacDonald and Evans (1952) 1 TLR 101.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4FXM-YJ40-TWW4-20NH&csi=279841&oc=00240&perma=true&elb=t>.

———. 1967a. Seager v Copydex Ltd [1967] 2 All ER 415, [1967] 1 WLR 923.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4FXH-FDF0-TWW4-204J&csi=279841&oc=00240&perma=true&elb=t>.

———. 1967b. Seager v Copydex Ltd [1967] 2 All ER 415, [1967] 1 WLR 923.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4FXH-FDF0-TWW4-204J&csi=279841&oc=00240&perma=true&elb=t>.

———. 1984. Anheuser-Busch Inc v Budejovicky Budvar Narodni Podnik, Budweiser Case [1984] FSR 413.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4FXV-YY50-TWW4-21H2&csi=279841&oc=00240&perma=true&elb=t>.

———. 2007. \*L'Oreal SA v Bellure NV [2007] EWCA Civ 968, [2008] RPC 196.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4PWD-GRH0-TWW4-21F9&csi=279841&oc=00240&perma=true&elb=t>.

Court: Court of First Instance, EC. 2005. Les Editions Albert Rene v OHIM (Case T-336/03) [2005] ECR II-4667.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4HF5-CB60-TWW4-215W&csi=279841&oc=00240&perma=true&elb=t>.

Court: English court pre-dating November 1874. 1849a. Albert (Prince) v Strange (1849) 18 LJ Ch 120, 1 H & Tw 1.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4FXH-FDY0-TWW4-20YP&csi=279841&oc=00240&perma=true&elb=t>.

———. 1849b. Albert (Prince) v Strange (1849) 18 LJ Ch 120, 1 H & Tw 1.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4FXH-FDY0-TWW4-20YP&csi=279841&oc=00240&perma=true&elb=t>.

Court: European Court of Justice. 1999a. Lloyd Schuhfabrik Meyer & Co GmbH v Klijsen Handel BV: C-342/97 [1999] ECR I-3819, [1999] All ER (EC) 587.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4FXR-N2K0-TWW4-2006&csi=279841&oc=00240&perma=true&elb=t>.

———. 1999b. Lloyd Schuhfabrik Meyer & Co GmbH v Klijsen Handel BV: C-342/97 [1999] ECR I-3819, [1999] All ER (EC) 587.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4FXR-N2K0-TWW4-2006&csi=279841&oc=00240&perma=true&elb=t>.

———. 1999c. Lloyd Schuhfabrik Meyer & Co GmbH v Klijsen Handel BV: C-342/97 [1999] ECR I-3819, [1999] All ER (EC) 587.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4FXR-N2K0-TWW4-2006&csi=279841&oc=00240&perma=true&elb=t>.

- . 1999d. *Lloyd Schuhfabrik Meyer & Co GmbH v Klijsen Handel BV*: C-342/97 [1999] ECR I-3819, [1999] All ER (EC) 587.  
<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4FXR-N2K0-TWW4-2006&csi=279841&oc=00240&perma=true&elb=t>.
- . 2003. *\*Linde AG, Winward Industries Inc & Rado Uhren AG v Deutsches Patentund Markenamt* (Cases C-53/01, 54/01 & 55/01) [2003] ECR-I 3161, [2003] RPC 803.  
<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4FXV-47S0-TWW4-200W&csi=279841&oc=00240&perma=true&elb=t>.
- Court: House of Lords. 1901. *IRC v Muller & Co's Margarine Ltd* [1901] AC 217.  
<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4FXV-M7D0-TWW4-20B3&csi=279841&oc=00240&perma=true&elb=t>.
- . 1911. *Edge (William) & Sons Ltd v William Niccolls & Sons Ltd* [1911] AC 693.  
<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4FXH-FG30-TWW4-21GN&csi=279841&oc=00240&perma=true&elb=t>.
- . 1915. *\*Spalding (A.G.) & Bros v A.W. Gamage Ltd and Benetfink & Co Ltd* (1915) 32 RPC 273 (HL).  
<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4FXR-6310-TWW4-20NS&csi=279841&oc=00240&perma=true&elb=t>.
- . 2004a. *\*Campbell v Mirror Group Newspapers Ltd* [2004] UK HL 22, [2004] 2 AC 457.  
<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4FXM-JR30-TWW4-21G6&csi=279841&oc=00240&perma=true&elb=t>.
- . 2004b. *\*Campbell v Mirror Group Newspapers Ltd* [2004] UK HL 22, [2004] 2 AC 457.  
<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4FXM-JR30-TWW4-21G6&csi=279841&oc=00240&perma=true&elb=t>.
- . 2004c. *\*Campbell v Mirror Group Newspapers Ltd* [2004] UK HL 22, [2004] 2 AC 457.  
<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4FXM-JR30-TWW4-21G6&csi=279841&oc=00240&perma=true&elb=t>.
- Court of Appeal (Civil Division). 1977. *Woodward v Hutchins* [1977] 2 All ER 751; [1977] 1 WLR 760.
- . 1982. *Exxon Corp v Exxon Insurance Consultants International Ltd* [1982] Ch 119.
- . 1984. *Lion Laboratories Ltd v Evans* [1984] 2 All ER 417.  
<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?docguid=IE12C1131E42711DA8FC2A0F0355337E9&crumb-action=reset>.
- . 1987. *\*Faccenda Chicken Ltd v Fowler* [1987] Ch 117.
- . 1991. *Kaye v Robertson* [1991] FSR 62.
- . 1993a. *Taittinger SA v Allbev Ltd* [1993] FSR 641.

- . 1993b. Taittinger SA v Allbev Ltd [1993] FSR 641.
- . 1993c. Taittinger SA v Allbev Ltd [1993] FSR 641.
- . 1996a. Harrods v Harrodian School [1996] RPC 697.
- . 1996b. Harrods v Harrodian School [1996] RPC 697.
- . 1997. ZYX Music GmbH v King [1995] 3 All ER 1, [1997] 2 All ER 129.
- . 2000a. \*Norowzian v Arks Ltd (No 2) [1999] FSR 79, [2000] FSR 363 (CA).
- . 2000b. \*Norowzian v Arks Ltd (No 2) [1999] FSR 79, [2000] FSR 363 (CA).
- . 2001. Douglas v Hello! Ltd (No.1) QB 967, [2001] 2 WLR 992.
- . 2003a. \*Arsenal Football Club plc v Reed [2003] ETMR 73 (CA).
- . 2003b. Beckingham v Hodgens [2003] ECDR 6 (Ch D); [2003] EMLR 18 (CA).
- . 2004. Reed Executive Plc v Reed Business Information Ltd [2004] ETMR 56.
- . 2005a. Douglas v Hello! Ltd [2005] 4 All ER 128; [2005] 3 WLR 881.
- . 2005b. Griggs Group Ltd v Evans [2005] FSR 31.
- . 2005c. \*Sawkins v Hyperion Records [2005] RPC 32; [2005] 1 WLR 3281.
- . 2005d. \*Sawkins v Hyperion Records [2005] RPC 32; [2005] 1 WLR 3281.
- . 2007a. Baigent & Leigh v Random House [2007] EWCA Civ 247, [2007] FSR 24.
- . 2007b. Mastercigars Direct Ltd v Hunters and Frankau [2007] ETMR 54.
- . 2007c. Nova Productions Ltd v. Mazooma Games Ltd [2007] RPC 25.
- . 2007d. Nova Productions Ltd v. Mazooma Games Ltd [2007] RPC 25 (CA).
- . 2008a. Boehringer Ingelheim v Swingward [2008] EWCA Civ 83, [2008] ETMR 36.
- . 2008b. HRH Prince of Wales v Associated Newspapers Ltd [2008] Ch 57, [2007] 3 WLR 222.
- . 2009. \*Murray v Express Newspapers Plc [2009] Ch 481.  
<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.westlaw.com/Document/IF9C8BCC01CBA11DDB566FF76D66A7C56/View/FullText.html?skipAnonymous=true>.
- . 2010a. Diageo v Intercontinental Brands [2010] ETMR 57.
- . 2010b. Hotel Cipriani Srl v Cipriani (Grosvenor Street) Ltd [2010] RPC 16.



———. 2010c. *Hotel Cipriani Srl v Cipriani (Grosvenor Street) Ltd* [2010] RPC 16.

———. 2010d. *L'Oréal SA v Bellure NV* [2010] ETMR 47 (Court of Appeal).

———. 2011. *Donald v Ntuli* [2011] 1 WLR 294.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.westlaw.com/Document/IF83A68B0F1E011DF8DDEF4C61C812980/View/FullText.html?skipAnonymous=true>.

Court of First Instance. 2006. *Eden SARL v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)* [2006] (T-305/04) ETMR 14.

Court of Session (Outer House). 1953. *John Haig & Co Ltd v Forth Blending Co Ltd* (1953) 70 RPC 259.

David Booton. 2011. 'The Informal Acquisition of Copyright'. *Intellectual Property Quarterly* 1: 28-49.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=ID6711520345311E0BC47AA7F74E9E5E3&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.

Davis, J. 2005. 'The Need to Leave Free for Others to Use and the Trade Mark Common'. In *Trade Mark Use*. Oxford: Oxford University Press.

*Douglas and Zeta Jones v Hello! Ltd* [2005] 4 All ER 128. 2005.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4H7S-JMY0-TWP1-605P&csi=274668&oc=00240&perma=true&elb=t>.

Dowie-Whybrow, Margaret. 2013a. *Core Statutes on Intellectual Property*. Fourth edition. Vol. Palgrave Macmillan core statutes. Basingstoke: Palgrave Macmillan.

———. 2013b. *Core Statutes on Intellectual Property*. Fourth edition. Vol. Palgrave Macmillan core statutes. Basingstoke: Palgrave Macmillan.

*Dyson Ltd v Registrar of Trade Marks (Case C-321/03)* - [2007] ETMR 34. 2007a.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=55Y7-JST1-DYBP-N4FG&csi=274665&oc=00240&perma=true&elb=t>.

———. 2007b.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=55Y7-JST1-DYBP-N4FG&csi=274665&oc=00240&perma=true&elb=t>.

\**Erven Warnink vs Townend* [1979] A.C. 731. 1979a.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4K4W-PD40-TXD8-60FB&csi=296986&oc=00240&perma=true&elb=t>.

———. 1979b.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4K4W-PD40-TXD8-60FB&csi=296986&oc=00240&perma=true&elb=t>.

———. 1979c.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4K4W-PD40-TXD8-60FB&csi=296986&oc=00240&perma=true&elb=t>.

Estelle Derclaye. 2010. 'Infopaq International A/S v Danske Dagblades Forening (C-5/08): Wonderful or Worrisome? The Impact of the ECJ Ruling in Infopaq on UK Copyright Law'. *European Intellectual Property Review*, 247-51.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.westlaw.com/Document/IB72704A030AC11DF9C83BB18AACF6BDB/View/FullText.html?skipAnonymous=true>.

European Court of Human Rights. 2004a. \*Von Hannover v Germany (59320/00) (2004) 40 EHRR 1.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.westlaw.com/Document/IE52AC120003611DBB3E7976425AFED86/View/FullText.html?skipAnonymous=true>.

———. 2004b. \*Von Hannover v Germany (59320/00) (2004) 40 EHRR 1.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.westlaw.com/Document/IE52AC120003611DBB3E7976425AFED86/View/FullText.html?skipAnonymous=true>.

———. 2011. *Mosley v United Kingdom* [2012] EMLR 1.

European Court of Human Rights (Grand Chamber). 2012a. *Axel Springer v Germany* [2012] EMLR 15.

———. 2012b. *Von Hannover v Germany (No 2)* [2012] EMLR 16.

European Court of Justice. 1974a. *Case 8/74 Procureur du Roi v Dassonville* [1974] ECR 837 at 852, [1974] 2 CMLR 436.

———. 1974b. *Cases C-15 & 16/74 Centrafarm v Sterling Drug, Centrafarm v Winthrop* [1974] ECR 1147, 1183, [1974] 2 CMLR 480.

———. 1995. *Case C-317/91 Deutsche Renault AG v Audi AG* [1993] ECR I-6227, [1995] 1 CMLR 461.

———. 1997a. \**Case C-427/93 Bristol-Myers Squibb v Paranova* [1996] ECR I-3457, [1997] 1 CMLR 1151.

———. 1997b. \**Case C-427/93 Bristol-Myers Squibb v Paranova* [1996] ECR I-3457, [1997] 1 CMLR 1151.

———. 1998a. \**Case C-251/95 SABEL v Puma* [1997] ECR I-6191, [1998] ETMR 1.

———. 1998b. \**Case C-251/95 SABEL v Puma* [1997] ECR I-6191, [1998] ETMR 1.

———. 1998c. \**Case C-251/95 SABEL v Puma* [1997] ECR I-6191, [1998] ETMR 1.

———. 1998d. *Case C-355/96 Silhouette International Schmied GmbH v Hartlauer Handelsgesellschaft mbH* [1998] ECR I-4799, [1998] 2 CMLR 953.

- . 1999a. \*Case C-39/97 Canon Kabushiki Kaisha v Metro-Goldwyn-Mayer Inc [1998] ECR I-5507, [1999] ETMR 1.
- . 1999b. \*Case C-39/97 Canon Kabushiki Kaisha v Metro-Goldwyn-Mayer Inc [1998] ECR I-5507, [1999] ETMR 1.
- . 1999c. \*Case C-39/97 Canon Kabushiki Kaisha v Metro-Goldwyn-Mayer Inc [1998] ECR I-5507, [1999] ETMR 1.
- . 1999d. \*Case C-39/97 Canon Kabushiki Kaisha v Metro-Goldwyn-Mayer Inc [1998] ECR I-5507, [1999] ETMR 1.
- . 1999e. \*Case C-39/97 Canon Kabushiki Kaisha v Metro-Goldwyn-Mayer Inc [1998] ECR I-5507, [1999] ETMR 1.
- . 1999f. Case C-63/97 BMW v Deenik [1999] ECR I-905, [1999] 1 CMLR 1099.
- . 1999g. Windsurfing Chiemsee Produktions und Vertriebs GmbH v Boots und Segelzubehor Walter Huber (Cases C-108/97 and 109/97) [1999] ECR I-2779, [2000] 2 WLR 205.
- . 1999h. Windsurfing Chiemsee Produktions und Vertriebs GmbH v Boots und Segelzubehor Walter Huber (Cases C-108/97 and 109/97) [1999] ECR I-2779, [2000] 2 WLR 205.
- . 1999i. \*Windsurfing Chiemsee Produktions und Vertriebs GmbH v Boots und Segelzubehor Walter Huber (Cases C-108/97 and 109/97) [1999] ECR I-2779, [2000] 2 WLR 205.
- . 2000a. Case C-375/97 General Motors v Yplon [2000] RPC 572.
- . 2000b. Case C-379/97 Pharmacia & Upjohn SA v Paranova A/S ("Paranova II") [1999] ECR I-6927, [2000] 1 CMLR 51.
- . 2001. Procter & Gamble Company v OHIM (BABY DRY) (Case C-383/99 P) [2001] ECR I-6251, [2002] Ch 82.
- . 2002a. Case C-2/00 Hölterhoff v Ulrich Freiesleben [2002] ETMR 917.
- . 2002b. \*Case C-143/00 Boehringer Ingelheim v Swingward Ltd and Dowelhurst ("Boehringer I") [2002] ECR I-3759, [2002] All ER (EC) 581.
- . 2002c. \*Case C-414/99 Zino Davidoff SA v A&G Imports Ltd [2001] ECR I-8691, [2002] Ch 109, [2002] 1 CMLR 1.
- . 2002d. \*Case C-414/99 Zino Davidoff SA v A&G Imports Ltd [2001] ECR I-8691, [2002] Ch 109, [2002] 1 CMLR 1.
- . 2002e. \*Koninklijke Philips v Remington (Case C-299/99) [2002] ECR I-5475, [2002] ETMR 81.
- . 2002f. \*Koninklijke Philips v Remington (Case C-299/99) [2002] ECR I-5475, [2002]

ETMR 81.

———. 2002g. Philips Electronics NV v Remington Consumer Products Ltd (Case C-299/99) [2002] ECR I-5475, [2002] All ER (EC) 634, [2002] 2 CMLR 1329.

———. 2002h. \*Sieckmann v Deutsches Patent- und Markenamt (C-273/00) [2002] ECR I-11737; [2003] ETMR 37.

———. 2002i. \*Sieckmann v Deutsches Patent- und Markenamt (C-273/00) [2002] ECR I-11737; [2003] ETMR 37.

———. 2002j. \*Sieckmann v Deutsches Patent- und Markenamt (C-273/00) [2002] ECR I-11737; [2003] ETMR 37.

———. 2003a. \*Case C-40/01 Ansul BV and Ajax Brandbeveiliging BV (Minimax) [2003] ECR I-2439, [2003] ETMR 85.

———. 2003b. \*Case C-206/01 Arsenal Football Club plc v Reed, [2002] ECR I-10273, [2003] ETMR 19 (ECJ).

———. 2004a. \*OHIM v Wm Wrigley Junior Co (DOUBLEMINT) (Case C-191/01 P) [2004] RPC 327, [2004] 1 WLR 1728.

———. 2004b. \*OHIM v Wm Wrigley Junior Co (DOUBLEMINT) (Case C-191/01 P) [2004] RPC 327, [2004] 1 WLR 1728.

———. 2005. \*Case C-16/03 Peak Holding v Axolin-Elinor [2004] ECR I-11313, [2005] Ch 261, [2005] 2 WLR 650.

European Court of Justice (Fifth Chamber). 1999. Case C-173/98 Sebago Inc and Ancienne Maison Dubois v GB Unic SA [1999] ETMR 681.

———. 2004a. Case C-100/02 Gerolsteiner & Brunnen GmbH & Co. v Putsch GmbH [2004] ETMR 40.

———. 2004b. Case C-100/02 Gerolsteiner & Brunnen GmbH & Co. v Putsch GmbH [2004] ETMR 40.

European Court of Justice (First Chamber). 2008. \*Case C-533/06 O2 Holdings Ltd v Hutchison 3G UK Ltd [2008] ETMR 55.

———. 2009a. Case C-487/07 L'Oréal SA v Bellure NV [2009] ECR I-5185; [2010] RPC 1; [2009] ETMR 55 (ECJ).

———. 2009b. Case C-487/07 L'Oréal SA v Bellure NV [2009] ECR I-5185; [2010] RPC 1; [2009] ETMR 55 (ECJ).

———. 2009c. Case C-487/07 L'Oréal SA v Bellure NV [2009] ECR I-5185; [2010] RPC 1; [2009] ETMR 55 (ECJ).

———. 2012a. Case C-323/09 Interflora v Marks & Spencer plc [2012] ETMR 1.

———. 2012b. Case C-323/09 Interflora v Marks & Spencer plc [2012] ETMR 1.

European Court of Justice (Grand Chamber). 2007a. Case C-17/06 Céline v Céline SA [2007] ECR I-7041, [2007] ETMR 80.

———. 2007b. Case C-17/06 Céline v Céline SA [2007] ECR I-7041, [2007] ETMR 80.

———. 2007c. Case C-17/06 Céline v Céline SA [2007] ECR I-7041, [2007] ETMR 80.

———. 2010. \*Lego Juris v OHIM (Case C-48/09 P) [2010] ETMR 63.

———. 2011. Case C-324/09 L'Oreal SA v eBay International AG [2011] ETMR 53.

European Court of Justice (Second Chamber). 2005a. SAT.1 SatellitenFernsehen GmbH v OHIM (Case C-329/02) (SAT.2), [2005] 1 CMLR 1546.

———. 2005b. SAT.1 SatellitenFernsehen GmbH v OHIM (Case C-329/02) (SAT.2), [2005] 1 CMLR 1546.

———. 2005c. SAT.1 SatellitenFernsehen GmbH v OHIM (Case C-329/02) (SAT.2), [2005] 1 CMLR 1546.

———. 2005d. SAT.1 SatellitenFernsehen GmbH v OHIM (Case C-329/02) (SAT.2), [2005] 1 CMLR 1546.

———. 2007a. \*Case C-348/04 Boehringer Ingelheim v Swingward Ltd and Dowelhurst ("Boehringer II"), [2007] ECR I-3391, [2007] 2 CMLR 52.

———. 2007b. \*Case C-348/04 Boehringer Ingelheim v Swingward Ltd and Dowelhurst ("Boehringer II"), [2007] ECR I-3391, [2007] 2 CMLR 52.

———. 2007c. \*Case C-348/04 Boehringer Ingelheim v Swingward Ltd and Dowelhurst ("Boehringer II"), [2007] ECR I-3391, [2007] 2 CMLR 52.

———. 2007d. \*Case C-348/04 Boehringer Ingelheim v Swingward Ltd and Dowelhurst ("Boehringer II"), [2007] ECR I-3391, [2007] 2 CMLR 52.

———. 2007e. \*Case C-348/04 Boehringer Ingelheim v Swingward Ltd and Dowelhurst ("Boehringer II"), [2007] ECR I-3391, [2007] 2 CMLR 52.

European Court of Justice (Sixth Chamber). 2004a. \*Case C-408/01 Adidas-Salomon AG & Adidas Benelux BV v Fitnessworld Trading Ltd [2004] ETMR 10.

———. 2004b. \*Case C-408/01 Adidas-Salomon AG & Adidas Benelux BV v Fitnessworld Trading Ltd [2004] ETMR 10.

———. 2004c. Procter & Gamble v OHIM (Cases C-473/01 P and C-474/01 P) [2004] ETMR 89.

———. 2004d. Shield Mark BV v Joost Kist H.O.D.N. Memex (Case C-283/01) [2004] ETMR 33.

European Court of Justice (Third Chamber). 2004. Case C-259/02 La Mer Technology Inc v Laboratoires Goemar SA [2004] ETMR 47.

———. 2005a. \*Case 228/03 Gillette Company v LA-Laboratories Ltd Case [2005] ETMR 67.

———. 2005b. \*Case 228/03 Gillette Company v LA-Laboratories Ltd Case [2005] ETMR 67.

———. 2007. Case C-246/05 Armin Häupl v Lidl Stiftung & Co KG [2007] ETMR 61.

———. 2012a. \*Case C-145/10 Eva-Maria Painer v Standard Verlags GmbH, [2012] ECDR 6.

———. 2012b. \*Case C-145/10 Eva-Maria Painer v Standard Verlags GmbH, [2012] ECDR 6.

Express Newspapers Plc v News (UK) Ltd and Others - [1990] 3 All ER 376. 1990a.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4CSP-49F0-TWP1-6012&csi=274668&oc=00240&perma=true&elb=t>.

———. 1990b.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4CSP-49F0-TWP1-6012&csi=274668&oc=00240&perma=true&elb=t>.

Fhima, I. S. 2011. 'The Court of Justice's Protection of the Advertising Function of Trade Marks: An (Almost) Sceptical Analysis'. *Journal of Intellectual Property Law & Practice* 6 (5): 325–29. <https://doi.org/10.1093/jiplp/jpr004>.

Fysh, Michael, Roughton, Ashley, Johnson, Phillip, and Cook, Trevor M. 2010. *The Modern Law of Patents*. 2nd ed. London: LexisNexis.

Gangjee, Dev, and Robert Burrell. n.d. 'Because You're Worth It: L'Oreal and the Prohibition on Free Riding'. *Modern Law Review* 73 (2): 282–95.

<https://doi.org/10.1111/j.1468-2230.2010.00794.x>.

Garnett, K. M., Davies, Gillian, Harbottle, Gwilym, Copinger, Walter Arthur, and Skone James, E. P. 2011. *Copinger and Skone James on Copyright*. 16th ed. Vol. Intellectual property library. London: Sweet & Maxwell.

Gavin Phillipson. 2003. 'Transforming Breach of Confidence? Towards a Common Law Right of Privacy under the Human Rights Act'. *Modern Law Review* 66 (5): 726–58.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=IAB06B7B0E71311DA915EF37CAC72F838&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.

Gill Grassie. 2006a. 'Parallel Imports and Trade Marks - Where Are We? Part 1'. *European Intellectual Property Review* 28 (9): 474–79.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=I8FFA6D10298311DB9C38979DE63AE30C&entityID=https://s>

hib-idp.ucl.ac.uk/shibboleth.

———. 2006b. 'Parallel Imports and Trade Marks: Part 2: The Repackaging Cases'.

European Intellectual Property Review 28 (10): 513–16.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=IB3C89E9042A811DBBF32AB60305756BD&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.

Google France SARL and Another v Louis Vuitton Malletier SA Google France SARL v Viaticum SA and Another Google France SARL v Centre National de Recherche En Relations Humaines (CNRRH) SARL and Others - [2010] All ER (D) 23 (Apr). 2010a.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=7Y4Y-47W0-Y96Y-H1TV&csi=274665&oc=00240&perma=true&elb=t>.

———. 2010b.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=7Y4Y-47W0-Y96Y-H1TV&csi=274665&oc=00240&perma=true&elb=t>.

H1 Appeal from the High Court (Chancery Division). 2003. Arsenal v Reed [2003] RPC 39.

Helberger, Natali, Nicole Dufft, Stef Van Gompel, and P. Bernt Hugenholtz. 2008. 'Never Forever: Why Extending the Term of Protection for Sound Recordings Is a Bad Idea'.

European Intellectual Property Review 30 (5): 174–81.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=IBD3B9C10003511DDA46EB425E5C11227&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.

Helen Norman. 2004a. 'Time to Blow the Whistle on Trade Mark Use?' Intellectual Property Quarterly, 1–34.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.practicallaw.thomsonreuters.com/Document/I80E07370E45411DA92358E85EE602D8A/View/FullText.html?skipAnonymous=true>.

———. 2004b. 'Time to Blow the Whistle on Trade Mark Use?' Intellectual Property Quarterly, 1–34.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.practicallaw.thomsonreuters.com/Document/I80E07370E45411DA92358E85EE602D8A/View/FullText.html?skipAnonymous=true>.

'Honestly, Neither Celine nor Gillette Is Defensible!' 2008. European Intellectual Property Review 30 (7): 286–93.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=I734626B0286811DD8EF9F64D79DCEEA7&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.

House of Lords. 1896. \*Reddaway v Banham [1896] AC 199.

———. 1964a. Ladbroke (Football) Ltd v William Hill (Football) Ltd [1964] 1 WLR 273.

———. 1964b. Ladbroke (Football) Ltd v William Hill (Football) Ltd [1964] 1 WLR 273.

- . 1976. *George Hensher Ltd v Restawile Upholstery (Lancs) Ltd* [1976] AC 64.
- . 1990a. *\*Reckitt & Colman v Borden* [1990] RPC 341; [1990] 1 WLR 491.
- . 1990b. *\*Reckitt & Colman v Borden* [1990] RPC 341; [1990] 1 WLR 491.
- . 2003a. *Newspaper Licensing Agency v Marks & Spencer Plc* [2001] Ch 257 (CA); [2003] 1 AC 551 (HL).
- . 2003b. *Wainwright v Home Office* (AC 406).
- . 2004. *\*R v Johnstone* [2004] ETMR 2.
- . 2005. *S (A Child) (Identification: Restrictions on Publication)* [2005] 1 AC 593.
- . 2008. *OBG Ltd v Allan* [2008] 1 AC 1, HL.
- . 2009. *Fisher v Brooker* [2007] EMLR 9; [2007] FSR 12 (Ch D); [2008] EMLR 13 (CA); [2009] 1 WLR 1764 (HL).

Ilanah Simon. 2005. 'How Does "Essential Function" Doctrine Drive European Mark Trade Law?' *International Review of Intellectual Property and Competition Law*, 401–20.  
<http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=I2F701380E71311DA915EF37CAC72F838&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.

———. 2007. 'Nominative Use and Honest Practices in Industrial and Commercial Matters - a Very European History'. *Intellectual Property Quarterly*, 117–47.  
<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.westlaw.com/Document/I7237CE70FF5311DB890AD2939FCE442A/View/FullText.html?skipAnonymous=true>.

*\*Infopaq International v Danske Dagblades Forening* (Case C-5/08). 2009.

Intellectual Property Office. 1994a. 'Trade Marks Act 1994'.  
<http://www.ipo.gov.uk/pro-types/pro-tm/t-law.htm>.

———. 1994b. 'Trade Marks Act 1994'. <http://www.ipo.gov.uk/pro-types/pro-tm/t-law.htm>.

———. 1994c. 'Trade Marks Act 1994'. <http://www.ipo.gov.uk/pro-types/pro-tm/t-law.htm>.

Irini A. Stamatoudi. 2000. '"Joy" for the Claimant: Can a Film Also Be Protected as a Dramatic Work?' *Intellectual Property Quarterly*, 117–26.  
<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.practicallaw.thomsonreuters.com/Document/I7FA49810E45411DA92358E85EE602D8A/View/FullText.html?skipAnonymous=true>.

Jacob, Robin, Alexander, Daniel, and Fisher, Matthew. 2013a. *Guidebook to Intellectual Property*. 6th ed. Oxford: Hart.

———. 2013b. *Guidebook to Intellectual Property*. 6th ed. Oxford: Hart.



- Jennifer Davis. 2010. 'Why the United Kingdom Should Have a Law against Misappropriation'. *Cambridge Law Journal* 69 (3): 561-81.  
<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?docguid=IE598DCA20CB111E0AFBDF1383E1E3727&crumb-action=reset>.
- Jeremy Phillips. 2005. 'Trade Mark Law and the Need to Keep Free'. *International Review of Intellectual Property and Competition Law* 36 (4): 389-401.  
<http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=I2F74CE71E71311DA915EF37CAC72F838&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.
- Jochen Pagenberg. 2004. 'Trade Dress and the Three Dimensional Mark - the Neglected Children of Trade Mark Law?' *International Review of Intellectual Property and Competition Law* 35 (7): 831-43.  
<http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=I2F83C290E71311DA915EF37CAC72F838&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.
- Joshi, Rajiv, and Belinda Isaac. 2005. 'What Does Identical Mean?' *European Intellectual Property Review* 27 (5): 184-87.  
<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=ICF4A94D0E71211DA915EF37CAC72F838&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.
- Keeling, David T. 2003. *Intellectual Property Rights in EU Law: Vol. 1: Free Movement and Competition Law*. Vol. Oxford EC law library. Oxford: Oxford University Press.  
<http://dx.doi.org/10.1093/acprof:oso/9780198259183.001.0001>.
- Kitchin, David, Kerly, Duncan Mackenzie, and Jacob, Robin. 2005. *Kerly's Law of Trade Marks and Trade Names*. 14th ed. Vol. Intellectual property library. London: Sweet & Maxwell.
- Koninklijke Philips Electronics NV v Remington Consumer Products Ltd (Case C-299/99) - [2003] Ch 159. 2002.  
[http://www.lexisnexis.com/uk/legal/results/enhdocview.do?docLinkInd=true&ersKey=23\\_T19962953981&format=GNBFULL&startDocNo=0&resultsUrlKey=0\\_T19962953983&backKey=20\\_T19962953984&csi=296988&docNo=10&scrollToPosition=1710](http://www.lexisnexis.com/uk/legal/results/enhdocview.do?docLinkInd=true&ersKey=23_T19962953981&format=GNBFULL&startDocNo=0&resultsUrlKey=0_T19962953983&backKey=20_T19962953984&csi=296988&docNo=10&scrollToPosition=1710).
- Laddie, Hugh. 2000. *The Modern Law of Copyright and Designs*. London: Butterworths.
- Laddie, Justice. 1996. 'Copyright: Over-Strength, over-Regulated, over-Rated?' *European Intellectual Property Review* 18 (5): 253-60.  
<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=ID04F5AA0E71211DA915EF37CAC72F838&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.
- Liakatou, Vlotina, and Spyros Maniatis. 2010. 'Lego - Building a European Concept of Functionality'. *European Intellectual Property Review* 32 (12): 653-56.  
<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shib>

boleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=IB6FD09E1EED711DFB0EED922B45E4A88&entityID=https://shib-idp.ucl.ac.uk/shibboleth.

\*Libertel Groep BV v Benelux-Merkenbureau (Case C-104/01) - [2004] Ch 83. 2004a.  
[http://www.lexisnexis.com/uk/legal/results/enhdocview.do?docLinkInd=true&ersKey=23\\_T19962934462&format=GNBFULL&startDocNo=0&resultsUrlKey=0\\_T19962934467&backKey=20\\_T19962934468&csi=296988&docNo=2&scrollToPosition=114](http://www.lexisnexis.com/uk/legal/results/enhdocview.do?docLinkInd=true&ersKey=23_T19962934462&format=GNBFULL&startDocNo=0&resultsUrlKey=0_T19962934467&backKey=20_T19962934468&csi=296988&docNo=2&scrollToPosition=114).

———. 2004b.  
[http://www.lexisnexis.com/uk/legal/results/enhdocview.do?docLinkInd=true&ersKey=23\\_T19962934462&format=GNBFULL&startDocNo=0&resultsUrlKey=0\\_T19962934467&backKey=20\\_T19962934468&csi=296988&docNo=2&scrollToPosition=114](http://www.lexisnexis.com/uk/legal/results/enhdocview.do?docLinkInd=true&ersKey=23_T19962934462&format=GNBFULL&startDocNo=0&resultsUrlKey=0_T19962934467&backKey=20_T19962934468&csi=296988&docNo=2&scrollToPosition=114).

\*Libertel v Benelux Merkenbureau (Case C-104/01) [2003] ECR I-3793 [2003] ETMR 63. 2003.  
<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?docguid=IE0B97940E42711DA8FC2A0F0355337E9&crumb-action=reset>.

M. Senftlebel. 2011. 'Bringing EU Trademark Law Back Into Shape - Lessons to Learn from Keyword Advertising'. 6th Annual Conference of the EPIP Association: Fine-Tuning IPR Debates (8 September 2011).  
<http://www.epip.eu/conferences/epip06/papers/Parallel%20Session%20Papers/>.

Marca Mode CV v Adidas AG and Adidas Benelux (Case C-425/98 ). 2000.

Merchandising Corporation of America v Harpbond [1983] FSR 32. 1983.  
<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.westlaw.com/Document/IF91A2A70E42711DA8FC2A0F0355337E9/View/FullText.html?skipAnonymous=true>.

Merz & Krell (Case C-517/99) [2001] ECR I-6959. 2001.  
<http://login.westlaw.co.uk/maf/wluk/ext/app/document?docguid=IF9600D10E42711DA8FC2A0F0355337E9&crumb-action=reset>.

Metix (UK) Ltd v G.H. Maughan (Plastics) Ltd [1997] FSR 718. 1997.

'Module Outline & Reading for TERM 1'. n.d.

Morcom, Christopher. 2005. *The Modern Law of Trade Marks*. 2nd ed. London: LexisNexis Butterworths.

Mothercare v Penguin Books [1988] R.P.C. 113. 1988.  
<http://rpc.oxfordjournals.org/content/105/6/113.short?rss=1&ssource=mfr>.

N.A. Moreham. 2005. 'Privacy in the Common Law: A Doctrinal and Theoretical Analysis'. *Law Quarterly Review* 121 (Oct): 628-56.  
<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=ICC8D72D0E72111DA9D198AF4F85CA028&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.

- \*Newspaper Licensing Agency Ltd v Meltwater Holding BV [2012] RPC 1. 2012a.  
<http://login.westlaw.co.uk/maf/wluk/ext/app/document?docguid=IE9F6C360B8A611E08E89E51884D3FC3D&crumb-action=reset>.
- . 2012b.  
<http://login.westlaw.co.uk/maf/wluk/ext/app/document?docguid=IE9F6C360B8A611E08E89E51884D3FC3D&crumb-action=reset>.
- Nigel P. Gravells. 2007. 'Authorship and Originality: The Persistent Influence of Walter v Lane'. *Intellectual Property Quarterly* 3: 267–93.  
<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=I9439A050407811DCBD0B8974948FEEE1&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.
- Office for Harmonization in the Internal Market (Opposition Division). 2000. Zanella SNC's Community Trade Mark Application (B.42053) [2000] ETMR 69.
- Patents County Court. 2012. \*Temple Island Collections Ltd v New English Teas Ltd [2012] FSR 9.
- . 2013. Redd Solicitors LLP v Red Legal Ltd [2012] EWPC 54, [2013] ETMR 13.
- Patricia Loughlan. 2005. 'Descriptive Trade Marks, Fair Use and Consumer Confusion'. *European Intellectual Property Review* 27 (12): 443–45.  
<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=ICF386C60E71211DA915EF37CAC72F838&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.
- Phillips, J. n.d. 'Strong Trade Marks and the Likelihood of Confusion in European Law'. *Journal of Intellectual Property Law & Practice* 1 (6): 385–97.  
<https://doi.org/10.1093/jiplp/jpl038>.
- Phillips, Jeremy. 2003a. *Trade Mark Law: A Practical Anatomy*. [Oxford]: Oxford University Press.
- . 2003b. *Trade Mark Law: A Practical Anatomy*. [Oxford]: Oxford University Press.
- Pila, J. n.d. 'Copyright and Its Categories of Original Works'. *Oxford Journal of Legal Studies* 30 (2): 229–54. <https://doi.org/10.1093/ojls/gqq009>.
- Privy Council. 1981. *Cadbury Schweppes Pty Ltd v Pub Squash Co Pty Ltd* [1981] 1 WLR 193 (PC).
- Privy Council (Hong Kong). 1989. \**Interlego AG v Tyco Industries Inc* [1989] AC 217.
- Queen's Bench Division. 2008. *Mosley v News Group Newspapers Ltd* [2008] EMLR 20.
- . 2008. \**Mosley v News Group Newspapers Ltd* [2008] EWHC 1777 (QB), [2008] EMLR 20.

———. 2012. \*Spelman v Express Newspapers [2012] EWHC 355.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=I0CBAF4D06D9111E1945FEE25069F94B3&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.

Rachael Mulheron. 2006. 'A Potential Framework for Privacy? A Reply to Hello!' *Modern Law Review* 69 (5): 679–713.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.practicallaw.thomsonreuters.com/Document/I2211DAB03F8411DBBD6EEC2A69B1B2FF/View/FullText.html?skipAnonymous=true>.

Rebecca Baines. 2005. 'Copyright in Commissioned Works: A Cause for Uncertainty'. *European Intellectual Property Review* 27 (3): 122–23.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=ICF37D020E71211DA915EF37CAC72F838&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.

Richard Arnold. 2001. 'Joy: A Reply'. *Intellectual Property Quarterly*, 10–21.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.practicallaw.thomsonreuters.com/Document/I7FA50D40E45411DA92358E85EE602D8A/View/FullText.html?skipAnonymous=true>.

———. 2005. 'Copyright in Photographs: A Case for Reform'. *European Intellectual Property Review* 27 (9): 303–5.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=ICF37F730E71211DA915EF37CAC72F838&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.

———. 2007. 'Confidence in Exclusives: Douglas v Hello! In the House of Lords'. *European Intellectual Property Review* 29 (8): 339–43.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=I5257ADB12B5311DCA0A5F0FD76367280&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.

Ricketson, S. 1984. 'Reaping without Sowing: Unfair Competition and Intellectual Property Rights in Anglo-Australian Law'. *University of New South Wales Law Journal* 7 (1).

<http://www.heinonline.org/HOL/Index?index=journals%2Fswales&collection=journals>.

Roughton, A. 2005. 'Permitted Infringing Use: The Scope of Defences to an Infringement Action'. In *Trade Mark Use*. Oxford: Oxford University Press.

Schechter, F. 1927. 'The Rational Basis of Trade Mark Protection'. *Harvard Law Review* 40.

<http://www.heinonline.org/HOL/Index?index=journals%2Fhlr&collection=journals>.

Silberquelle GmbH v Maselli-Strickmode GmbH (C-495/07). 2009.

Silver, Ingrid, and Phil Lee. 2007. 'Protecting Your Rights – Copyright in Computer Games: Nova Productions and Mazooma Games Ltd'. *European Intellectual Property Review* 29 (6):

251-55.

Spence, M. 2002. 'Justifying Copyright'. In *Dear Images: Art, Copyright and Culture*, 389-403. London: Ridinghouse, ICA.

Spence, Michael. 2007a. *Intellectual Property*. Vol. Clarendon law series. Oxford: Oxford University Press.

———. 2007b. *Intellectual Property*. Vol. Clarendon law series. Oxford: Oxford University Press.

Stothers, Christopher. 2007. *Parallel Trade in Europe: Intellectual Property, Competition and Regulatory Law*. Oxford: Hart.

Supreme Court. 2009a. \**Lucasfilms v Ainsworth* [2009] FSR 2.

———. 2009b. \**Lucasfilms v Ainsworth* [2009] FSR 2.

Tania S.L. Cheng. 2006. 'Does Copyright Law Confer a Monopoly over Unpreserved Cows?' *European Intellectual Property Review*, 276-81.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=ICF290310E71211DA915EF37CAC72F838&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.

Tanya Aplin. 2007. 'The Development of the Action for Breach of Confidence in a Post-HRA Era'. *Intellectual Property Quarterly* 19.

<http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=I22D01BE0A82211DB895EE0FA6D085F91&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.

Terrell, Thomas and Thorley, Simon. 2006. *Terrell on the Law of Patents*. 16th ed. London: Sweet & Maxwell.

Torremans, Paul and Holyoak, Jon. 2013. *Holyoak and Torremans Intellectual Property Law*. 7th ed. Oxford: Oxford University Press.

'Trade Marks Directive 2008'. 2008a. <http://www.wipo.int/wipolex/en/details.jsp?id=5206>.

'———'. 2008b. <http://www.wipo.int/wipolex/en/details.jsp?id=5206>.

Trade Marks Registry (Appointed Person). 2002. *Re Ghazilian's Trade Mark Application* [2002] RPC 33.

———. 2005. *Re Basic Trademark SA's Trade Mark Application* [2005] RPC 25.

———. 2007. *Dennis Woodman v French Connection* [2007] RPC 1.

*University of London Press v University Tutorial Press* [1916] 2 Ch 601. 1916a.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.westlaw.com/Document/IE619B480E42811DA8FC2A0F03>

55337E9/View/FullText.html?skipAnonymous=true.

———. 1916b.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.westlaw.com/Document/IE619B480E42811DA8FC2A0F0355337E9/View/FullText.html?skipAnonymous=true>.

———. 1916c.

<https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.westlaw.com/Document/IE619B480E42811DA8FC2A0F0355337E9/View/FullText.html?skipAnonymous=true>.

Wadlow, Christopher. 2004. *The Law of Passing-off: Unfair Competition by Misrepresentation*. 3rd ed. Vol. Intellectual property library. London: Sweet & Maxwell.

Waelde, Charlotte. 2014. *Contemporary Intellectual Property: Law and Policy*. 3rd ed. Oxford: Oxford University Press.

Walter v Lane [1900] AC 539. 1900a.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4FXM-YK00-TWW4-2116&csi=279841&oc=00240&perma=true&elb=t>.

———. 1900b.

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4FXM-YK00-TWW4-2116&csi=279841&oc=00240&perma=true&elb=t>.

Zemer, L. n.d. 'Contribution and Collaboration in Joint Authorship: Too Many Misconceptions'. *Journal of Intellectual Property Law & Practice* 1 (4): 283–92. <https://doi.org/10.1093/jiplp/jpl005>.