



Institut der beim Europäischen Patentamt zugelassenen Vertreter  
Institute of Professional Representatives before the European Patent Office  
Institut des mandataires agréés près l'Office européen des brevets

# **Unitary patent & Unified Patent Court**

Roadshow for professional representatives

Programme

4 May 2017  
Copenhagen, Denmark

European Patent Institute  
Education and Training section

## Thursday, 4 May 2017

8.30 – 9.00 Registration

9.00 – 10.40 **The unitary patent (UP)**

- From Community Patent to Unitary Patent
- Unitary Patent: the basics
- Procedures before the European Patent Office
- Fees and other financial aspects
- Information to the public
- Issues relating to the UPP system
- Appeals and interlocutory revision

10.40 – 11.00 Coffee break

11.00 – 12.40 **The unitary patent (UP) (continued)**

12.40 – 13.30 Lunch break

13.30 – 15.00 **The Unified Patent Court (UPC)**

- UPC structure, jurisdiction, territorial scope
- How and when will the UPC be operational? Phasing-in period, activities before entry into force
- General overview over procedure; patent infringement actions, revocation actions, provisional measures, evidence, languages
- Relationship between parallel or subsequent EPO opposition proceedings and UPC-actions
- Costs of proceedings

15.00 – 15.20 Coffee break

15.20 – 16.00 **The Unified Patent Court (UPC)**

- Role of Patent Attorneys at UPC; Representation, privilege, Code of Conduct
- UPC Register; “opt-out” – and “opt-in”- procedure

16.00 – 16.40 **Strategic considerations for patent protection in Europe**

- Unitary patent protection or classical EP bundle patent protection?
- Which patents to opt-out?

16.40 – 17.00 **Question and answer session**

17.00 **End of the Seminar**

## Speakers



**Francis Leyder**

Analytical chemist by training, he obtained his PhD before joining Labofina, Research Centre of the Petrofina Group. He qualified as European Patent Attorney in 1988 and dealt mainly with patents for catalysis, petrochemicals, oleochemistry, paints and composites. After the merger into the Total Group and subsequent reorganisations, he became head of the Patents Department of Total

Research & Technology Feluy, until end 2015. He has been a guest lecturer at the Université catholique de Louvain since 1999. In 2005, he joined the European Patent Practice Committee of **epi**, which he has been chairing since 2008. In this context, he has been closely following the developments concerning the Unitary Patent. He frequently represents **epi** as observer at meetings of the Select Committee in charge of the implementation at the EPO.



**Dr. Pierre Treichel**

is French/German citizen. He studied law at the Universities of Strasbourg (D.E.S.S. at CEIPI - Centre d'Etudes Internationales de la Propriété Intellectuelle), Heidelberg and Munich. Pierre worked as a research assistant at the Max-Planck-Institute for Intellectual Property (Munich) where he obtained his PhD on the sanctions of patent infringement with

special emphasis on French and German law. After working in private practice, Pierre joined the European Patent Office in 2001 where he worked in Directorate Patent Law focussing on Biotech-inventions and acting as a legally qualified member in grant and opposition proceedings. He works in Directorate European and International Legal Affairs since 2009 where he is inter alia responsible for the unitary patent and its implementation at the EPO. Pierre was in particular in charge of the drafting of the secondary legislation for the unitary patent adopted by the Select Committee.



**Peter R. Thomsen**

Peter Thomsen studied biotechnological sciences at the Technical University Braunschweig (Germany) and finished with degree "Dipl. Biotechnologist" in 1998. 1999/2000 he attended the Post-Graduate-Study Program „Intellectual Property“ at the ETH Zurich and obtained the degree „Dipl. PGS ETHZ Intellectual Property“.

Since 2001 Peter Thomsen is working in the Intellectual Property Function of the Novartis Group. From 2008 to 2012 he acted as Global Head of IP-policy and Sr. Manager IP-litigation in the central Novartis Group division with the main task to coordinate and develop positions on fundamental, systematic questions of IP-law for all businesses of the Novartis Group. Since 2006



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Peter Thomsen has been involved at international and national levels in discussions and consultations on the CBD and the developments leading to the Nagoya Protocol. He held various presentations on the CBD and Nagoya Protocol and is as well a co-author of a journal article on that topic and of the 5th edition of the book "Patents for Chemicals, Pharmaceuticals and Biotechnology". Peter Thomsen is qualified as a European and Swiss Patent Attorney and is member of various professional associations. In 2014 he was elected as the Treasurer and member of Presidium of the epi, the European Patent Attorney's Chamber.



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## Venue

### Danish Patent and Trademark Office

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