



Parallel Imports In Asia

Christopher Heath



Parallel Imports In Asia:

Parallel Imports in Asia Christopher Heath, 2004 In the absence of international rules governing parallel imports and exhaustion of intellectual property rights issues arising in this context are left to the individual countries concerned Asian countries although generally more open towards parallel imports than Europe or the U S show marked differences both among their individual approaches and among the various intellectual property rights in question Increasingly permitting or blocking parallel imports of intellectually protected goods is regarded as a political decision to accommodate foreign pressure domestic consumers or right holders Due to the diversity of legal regimes in the jurisdictions covered reliable information on the regimes of parallel imports in Asia has been hard to come by Now *Parallel Imports in Asia* brings together the insight and experience of fourteen academics and practitioners in this specialized but highly significant field each highly respected in his or her particular country Two concise introductory chapters clearly present the economic and legal foundations of the subject matter Then thirteen chapters offer in depth analysis of exhaustion of intellectual property rights and parallel imports for each of twelve Asian jurisdictions China Taiwan Japan Korea Vietnam Thailand Indonesia The Philippines Malaysia Singapore Hong Kong and India plus the Australasian bloc With this book businesses in all of these countries and in particular India and the Australasian countries can assess the strength of their IP rights against parallel importation in other parts of Asia All country reports are written in a uniform structure and take into account legal political and economic considerations with respect to the parallel importation of patented trademarked and copyrighted goods A useful appendix provides a synoptical overview on the rules of parallel importation in Asia While academics will find here a thought provoking survey of an important but relatively unstudied area of intellectual property law *Parallel Imports in Asia* will prove to be of greatest value to potential investors in Asia particularly with regard to market separation and licensing agreements It will also help practicing lawyers for globally operating companies to appropriately counsel their clients in this area of business decision making

Parallel Imports of Pharmaceuticals Cédric Julien Poget, 2007-12-20 Parallel trade occurs if international price differences for identical products are high and a policy of regional or international exhaustion of the respective property right has been implemented in the high price country The work by C Poget analyses how parallel imports of pharmaceuticals are affecting end consumer prices and drug expenditures in three Scandinavian countries Sweden Denmark and Norway Based on his observations he derives proposals for policy reforms in EU member countries and Switzerland

IP Laws and Regimes in Major Asian Economies Kung-Chung Liu, 2022-08-11 This book systematically studies the structural characteristics of IP laws and regimes of major Asian economies including but not always China Hong Kong India Indonesia Japan Korea Malaysia Singapore Taiwan and Thailand It explores and crystallizes some worthy Asian models which could further help the development of international IP laws This book begins with an overview of Asian modern history and IP laws It discusses the three basic IP laws in Asia which are patent law trademark law and copyright law It looks

at the pre established damages for copyright infringement and trademark counterfeiting The book also deals with problems with trade secret and its over protection It compares IP laws and four industries in India and China and examines what role have IP laws played in the development in those industries and how India and China can learn from each other Finally it examines one medium and one small sized Asian economy on its respective struggle Taiwan s efforts to build a coherent IP exhaustion regime and a success story how Singapore has utilized IP to secure its position in global value chains This book is a useful reference for law students scholars practitioners IP professionals who are interested in knowing Asia Asian IP laws and industries their struggles and finding ways to better global IP laws The case studies could provide helpful lessons for other Asian economies and beyond *The Future of Asian Trade Deals and IP* Kung-Chung Liu,Julien Chaisse,2019-11-28

The first part of this open access book sets out to re examine some basic principles of trade negotiation such as choosing the right representatives to negotiate and enhancing transparency as a cure to the public s distrust against trade talks Moreover it analyses how the Comprehensive and Progressive Agreement for the Trans Pacific Partnership CPTPP might impact on the Regional Comprehensive Economic Partnership s RCEP IP chapter and examines the possible norm setters of Asian IP It then focuses on the People s Republic of China s PRC trade and IP strategy against the backdrop of the power games between the PRC India and the US The second part of the book reflects on issues related to investor state dispute settlement and its relationship with IP such as how to re calibrate the balance in international investment arbitration and whether compulsory license of IP constitutes expropriation in India the PRC and select ASEAN countries The third part of the book questions and strives to improve some of the proposed IP provisions of CPTPP and RCEP and to redefine some aspects of international IP norms such as pre grant patent opposition and experimental use exception patent term extension patent linkage and data exclusivity for the pharmaceutical sector plant variety protection pre established damages for copyright infringement and the restructuring of copyright limitations in the public interest The open access edition of this book is available under a CC BY NC ND 3 0 licence on www.bloomsburycollections.com Open access was funded by the Applied Research Centre for Intellectual Assets and the Law in Asia School of Law Singapore Management University [Intellectual Property & Free Trade Agreements](#) Christopher Heath,Anselm Kamperman Sanders,2007-12-11

[Intellectual Property and Free Trade Agreements](#) presents the papers of the sixth IP conference organised by the Macau Institute of European Studies IEEM on intellectual property law and the economic challenges for Asia The objective of the conferences is to provide up to date information on developments in global intellectual property law and policy and their impact on regional economic and cultural development The current volume deals with the implications of free trade agreements for the international framework of intellectual property law a topic of enormous economic and legal importance given the increasing number of free trade agreements in force or under negotiation **Annotated Leading Trademark Cases in Major Asian Jurisdictions** Kung-Chung Liu,2019-10-08 There has been little or no study on trademark laws in Asia on a cross

jurisdictional level This book aims at filling the existing gap and provides a comprehensive overview of trademark laws of eight major Asian jurisdictions and their most updated trademark case law The book analyses six of the principal issues that best reflect Asian features in trademark law and trademark development The cases in the book are principally the most authoritative decisions usually the first to deal with certain new emerging issues or the first to apply particular statutory provisions in the respective jurisdiction Also included are a small number of direction changing outlying or even controversial decisions Each case report is divided into six sections summary legal context facts reasoning of the court legal analysis and commercial or industrial significance Readers will find this book useful in both its overview of the legal context and how those cases are to be interpreted legally and commercially

Managing Distribution in Asia/Pacific Markets Debra Maynard,1992 **IP Asia** ,1999 **Parallel Imports in Asia** Christopher Heath,2004 In the absence of international rules governing parallel imports and exhaustion of intellectual property rights issues arising in this context are left to the individual countries concerned Asian countries although generally more open towards parallel imports than Europe or the U S show marked differences both among their individual approaches and among the various intellectual property rights in question Increasingly permitting or blocking parallel imports of intellectually protected goods is regarded as a political decision to accommodate foreign pressure domestic consumers or right holders Due to the diversity of legal regimes in the jurisdictions covered reliable information on the regimes of parallel imports in Asia has been hard to come by Now Parallel Imports in Asia brings together the insight and experience of fourteen academics and practitioners in this specialized but highly significant field each highly respected in his or her particular country Two concise introductory chapters clearly present the economic and legal foundations of the subject matter Then thirteen chapters offer in depth analysis of exhaustion of intellectual property rights and parallel imports for each of twelve Asian jurisdictions China Taiwan Japan Korea Vietnam Thailand Indonesia The Philippines Malaysia Singapore Hong Kong and India plus the Australasian bloc With this book businesses in all of these countries and in particular India and the Australasian countries can assess the strength of their IP rights against parallel importation in other parts of Asia All country reports are written in a uniform structure and take into account legal political and economic considerations with respect to the parallel importation of patented trademarked and copyrighted goods A useful appendix provides a synoptical overview on the rules of parallel importation in Asia While academics will find here a thought provoking survey of an important but relatively unstudied area of intellectual property law Parallel Imports in Asia will prove to be of greatest value to potential investors in Asia particularly with regard to market separation and licensing agreements It will also help practicing lawyers for globally operating companies to appropriately counsel their clients in this area of business decision making

Intellectual Property Law in Asia Christopher Heath,2002-12-16 **IIC** ,2002 *Protecting Intellectual Property in Asia - Pacific* John A. Connors,1984 A specially commissioned report T p *Copyright Law and the Information Society in Asia* Christopher Heath,Kongzhong

Liu, Kung-Chung Liu, Max-Planck-Institut für Ausländisches und Internationales Patent-, Urheber- und Wettbewerbsrecht, IP Academy (Singapore), 2007 The book considers important topics in copyright law in the information society with an in depth comparison of European and US approaches for each *The Global Trading System and Developing Asia* Arvind Panagariya, Muhammad Ghulam Quibria, Narhari Rao, 1997 This book brings together leading specialists on the global trading system to both discuss and assess the implications of the Uruguay Round Agreement and the subsequent culmination of the World Trade Organization It also considers these trade developments in relation to Asia drawing on the findings of a multinational study conducted by the Asian Development Bank *Max Planck Series on Asian Intellectual Property Law*, 2000 Comparative Asian Economies John Y. T. Kuark, 1996 *Legal Rules of Technology Transfer in Asia* Christopher Heath, 2002-10-30 Japan and Asia in an Era of Economic Interdependence Kazue Sugiyama, Stephen Leong, 1998 Regional Trade Agreements in Asia Van Hoa Tran, Charles Harvie, 2008 Tran Van Hoa and Charles Harvie present this original study of the likely effects of new regional development The first East Asia Summit in 2005 prompted discussions of enlargement of ASEAN free trade agreements to include all major trading blocs and their likely regional and global implications The contributors to this book internationally renowned experts from ASEAN East Asia India and Oceania analyse the probable impacts of this expansion on trade investment development poverty and economic growth and integration **Loyola of Los Angeles international and comparative law journal**, 1978

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