

Intellectual Property Law (Post-graduate)

This is the reading list for LW801.

[View Online](#)



Andrew Christie, 'Reconceptualising Copyright in the Digital Era' [1995] European Intellectual Property Review

Aplin TF and Davis J, Intellectual Property Law: Text, Cases, and Materials (Second edition, Oxford University Press 2013)

Barendt E, 'Copyright and Free Speech Theory', Copyright and free speech: comparative and international analysis (Oxford University Press 2005)

Bently L, Davis J and Ginsburg JC, 'The Making of Modern Trademark Law: The Construction of the Legal Concept of Trademark (1860-1880)', Trade marks and brands: an interdisciplinary critique, vol Cambridge Intellectual Property and Information Law (Cambridge University Press 2008)

<<http://library.kent.ac.uk/cgi-bin/resources.cgi?url=http://www.kentuk.eblib.com/patron/FULLRecord.aspx?p=347222>>

Bently L and Sherman B, 'The Mentality of Intangible Property', The making of modern intellectual property law: the British experience, 1760-1911, vol Cambridge studies in intellectual property rights (Cambridge University Press 1999)

—, Intellectual Property Law (4 ed, Oxford University Press 2014)

—, Intellectual Property Law (4 ed, Oxford University Press 2014)

—, Intellectual Property Law (Fifth edition, Oxford University Press 2018)

Bently, Lionel, 'Great Britain and the Signing of the Berne Convention in 1886' (2000) 48 Journal of the Copyright Society of the U.S.A.
<<http://www.heinonline.org.chain.kent.ac.uk/HOL/Page?handle=hein.journals/jocos048&id=329&collection=journals&index=jocos0>>

Bessen J and Meurer MJ, Patent Failure: How Judges, Bureaucrats, and Lawyers Put Innovators at Risk (Princeton University Press 2008)
<<http://www.vlebooks.com/vleweb/product/openreader?id=KentUniv&isbn=9781400828692>>

Biagioli M and Galison P, Scientific Authorship: Credit and Intellectual Property in Science (Routledge 2003)
<<http://www.vlebooks.com/vleweb/product/openreader?id=KentUniv&isbn=9780203954270>>

Blakene M, Trade Related Aspects of Intellectual Property Rights: A Concise Guide to the TRIPs Agreement (Sweet & Maxwell 1996)

Bowrey K, Law and Internet Cultures (Cambridge University Press 2005)
[<http://www.loc.gov/catdir/description/cam051/2004024835.html>](http://www.loc.gov/catdir/description/cam051/2004024835.html)

Boyle J, Shamans, Software, and Spleens: Law and the Construction of the Information Society (Harvard University Press 1997)
[<http://www.vlebooks.com/vleweb/product/openreader?id=KentUniv&isbn=9780674028630>](http://www.vlebooks.com/vleweb/product/openreader?id=KentUniv&isbn=9780674028630)

—, The Public Domain: Enclosing the Commons of the Mind (Yale University Press 2008)
[<http://thepublicdomain.org/thepublicdomain1.pdf>](http://thepublicdomain.org/thepublicdomain1.pdf)

—, The Public Domain: Enclosing the Commons of the Mind (Yale University Press 2008)
[<http://thepublicdomain.org/thepublicdomain1.pdf>](http://thepublicdomain.org/thepublicdomain1.pdf)

Christie A and Gare S (eds), Blackstone's Statutes on Intellectual Property, vol Blackstone's statutes series (Oxford University Press 2014)

Clerk JF and others, Clerk and Lindsell on Torts, vol The common law library (Current edition, Sweet & Maxwell 2010)
[<http://library.kent.ac.uk/cgi-bin/resources.cgi?url=http://login.westlaw.co.uk.chain.kent.ac.uk/maf/wluk/app/tocectomy?ao=o.ID8743C304DE511DF8DFBE4318C8B4774&nnd=2>](http://library.kent.ac.uk/cgi-bin/resources.cgi?url=http://login.westlaw.co.uk.chain.kent.ac.uk/maf/wluk/app/tocectomy?ao=o.ID8743C304DE511DF8DFBE4318C8B4774&nnd=2)

Coombe RJ, The Cultural Life of Intellectual Properties: Authorship, Appropriation and the Law, vol Post-contemporary interventions (Duke University Press 1998)

Coombe, Rosemary J., 'Objects of Property and Subjects of Politics: Intellectual Property Laws and Democratic Dialogue' (1990) 69 Texas Law Review
[<http://www.heinonline.org.chain.kent.ac.uk/HOL/Page?handle=hein.journals/tlr69&id=1875&collection=journals&index=journals/tlr>](http://www.heinonline.org.chain.kent.ac.uk/HOL/Page?handle=hein.journals/tlr69&id=1875&collection=journals&index=journals/tlr)

Cornish, W. R., Llewelyn, David, and Aplin, Tanya Frances, Intellectual Property: Patents, Copyright, Trade Marks and Allied Rights (7th ed, Sweet & Maxwell 2013)

Cornish WR, Intellectual Property: Omnipresent, Distracting, Irrelevant?, vol Clarendon law lectures (Oxford University Press 2004)
[<http://library.kent.ac.uk/cgi-bin/resources.cgi?url=http://dx.doi.org/10.1093/acprof:oso/9780199263073.001.0001>](http://library.kent.ac.uk/cgi-bin/resources.cgi?url=http://dx.doi.org/10.1093/acprof:oso/9780199263073.001.0001)

Davis, Jennifer, Intellectual Property Law, vol Core text series (4th ed, Oxford University Press 2012)

Deazley R, 'Copyright's Public Domain', Intellectual property: the many faces of the public domain (Edward Elgar 2007)
[<https://www.dawsonera.com/guard/protected/dawson.jsp?name=https://sid.kent.ac.uk/shibboleth&dest=http://www.dawsonera.com/depp/reader/protected/external/AbstractView/S9781847205582>](https://www.dawsonera.com/guard/protected/dawson.jsp?name=https://sid.kent.ac.uk/shibboleth&dest=http://www.dawsonera.com/depp/reader/protected/external/AbstractView/S9781847205582)

Deazley R, Kretschmer M and Bently L, 'The History of Copyright History: Notes from an Emerging Discipline', Privilege and property: essays on the history of copyright (OpenBook

2010)

DiBona C, Ockman S and Stone M, *Opensources: Voices from the Open Source Revolution* (1st ed, O'Reilly 1999)
<<http://www.vlebooks.com/vleweb/product/openreader?id=KentUniv&isbn=9780596804510>>

Drahos P, *A Philosophy of Intellectual Property*, vol *Applied legal philosophy* (Dartmouth 1996)

—, 'Hegel: The Spirit of Intellectual Property', *A philosophy of intellectual property*, vol *Applied legal philosophy* (Dartmouth 1996)

—, 'Locke, Labour and the Intellectual Commons', *A philosophy of intellectual property*, vol *Applied legal philosophy* (Dartmouth 1996)

—, 'Bits and Bips' (2005) 4 *The Journal of World Intellectual Property* 791

—, 'Developing Countries and International Intellectual Property Standard-Setting' (2005) 5 *The Journal of World Intellectual Property* 765

—, 'Universality of Intellectual Property: Origins and Development'
<<http://www.wipo.int/portal/en/>>

Edelman B, *Ownership of the Image: Elements for a Marxist Theory of Law* (Routledge & Kegan Paul 1979)

Fisher W, 'Theories of Intellectual Property', *New Essays in the Legal and Political Theory of Property*, vol *Cambridge Studies in Philosophy&Law* (Cambridge University Press 2007)

Foucault M, 'What Is an Author?' (1975) 42 *Partisan Review* 603
<<http://hgar-pub1.bu.edu/web/partisan-review/search-collection/detail/331490>>

—, 'What Is an Author?', *Language, counter-memory, practice: selected essays and interviews* (Cornell UP 1980)

Gaines JM and British Film Institute, *Contested Culture: The Image, the Voice, and the Law* (BFI 1992)

Gendreau Y, 'Copyright and Freedom of Expression in Canada', *Copyright and human rights: freedom of expression, intellectual property, privacy*, vol *Information law series* (Kluwer Law International 2004)

Great Britain, *Gowers Review of Intellectual Property* (TSO 2006)

—, *Gowers Review of Intellectual Property* (TSO 2006)

Griffiths J, 'Copyright Law and Censorship: The Impact of the Human Rights Act 1998' [1999] *Yearbook of copyright and media* 15

Guibault LMCR and Hugenholtz PB, *The Future of the Public Domain: Identifying the Commons in Information Law*, vol *Information law series* (Kluwer Law International 2006)

Halbert DJ, Resisting Intellectual Property (Routledge 2005)
<<http://www.loc.gov/catdir/toc/ecip0422/2004019826.html>>

Horacio M. Spector, 'An Outline of a Theory Justifying Intellectual and Industrial Property Rights' [1989] European Intellectual Property Review

Hugenholtz B, 'Copyright and Freedom of Expression in Europe', Expanding the boundaries of intellectual property: innovation policy for the knowledge society (Oxford University Press 2001)

Hughes, Justin, 'Philosophy of Intellectual Property, The' (1988) 77 Georgetown Law Journal
<<http://www.heinonline.org.chain.kent.ac.uk/HOL/Page?handle=hein.journals/glj77&id=309&collection=journals&index=journals/glj>>

Johns A, Piracy: The Intellectual Property Wars from Gutenberg to Gates (University of Chicago Press 2009)
<<http://www.vlebooks.com/vleweb/product/openreader?id=KentUniv&isbn=9780226401201>>

Kathy Bowrey, 'Who's Writing Copyright's History?' [1996] European Intellectual Property Review

Kelty CM, Two Bits: The Cultural Significance of Free Software, vol Experimental futures (Duke University Press 2008)

—, Two Bits: The Cultural Significance of Free Software, vol Experimental futures (Duke University Press 2008)

Kretschmer M and Kawohl F, 'The History and Philosophy of Copyright', Music and copyright (Second edition, Edinburgh University Press 2004)

Landes, William M., 'Trademark Law: An Economic Perspective' (1987) 30 Journal of Law & Economics
<<http://www.heinonline.org.chain.kent.ac.uk/HOL/Page?handle=hein.journals/jlecono30&id=269&collection=journals&index=journals/jlecono>>

—, 'Economics of Trademark Law, The' (1988) 78 The Trademark Reporter
<<http://www.heinonline.org.chain.kent.ac.uk/HOL/Page?handle=hein.journals/thetmr78&id=283&collection=journals&index=journals/thetmr>>

—, 'Economic Analysis of Copyright Law, An' (1989) 18 Journal of Legal Studies
<<http://www.heinonline.org.chain.kent.ac.uk/HOL/Page?handle=hein.journals/legstud18&id=329&collection=journals&index=journals/legstud>>

Landes WM, 'Copyright, Borrowed Images, and Appropriation Art: An Economic Approach'
<<http://www.law.uchicago.edu/coase-sandor/wp101-150>>

Lessig L, Free Culture: How Big Media Uses Technology and the Law to Lock down Culture and Control Creativity (Penguin Press 2004)

Lippert, Owen, 'One Trip to the Dentist Is Enough: Reasons to Strengthen Intellectual Property Rights through the Free Trade Area of the Americas' (1998) 9 Fordham

Intellectual Property, Media & Entertainment Law Journal
<<http://www.heinonline.org.chain.kent.ac.uk/HOL/Page?handle=hein.journals/frdipm9&id=249&collection=journals&index=journals/frdipm>>

Litman, Jessica, 'Public Domain, The' (1990) 39 Emory Law Journal
<<http://www.heinonline.org.chain.kent.ac.uk/HOL/Page?handle=hein.journals/emlj39&id=979&collection=journals&index=journals/emlj>>

Lunney M and Oliphant K, Tort Law: Text and Materials (Fifth edition, Oxford University Press 2013)

MacLeod C, 'Debating the Patent System', Heroes of invention: technology, liberalism and British identity, 1750-1914, vol Cambridge studies in economic history (Cambridge University Press 2007)

<<http://www.loc.gov/catdir/enhancements/fy0827/2008295874-b.html>>

Matthews D, Globalising Intellectual Property Rights: The TRIPs Agreement (Routledge 2002)

<<http://www.vlebooks.com/vleweb/product/openreader?id=KentUniv&isbn=9780203165683>>

Morin J-F, 'Multilateralizing TRIPs-Plus Agreements: Is the US Strategy a Failure?' (2009) 12 The Journal of World Intellectual Property 175

Nelken D, Comparing Legal Cultures, vol Socio-legal studies series (Dartmouth 1997)

Netanel, Neil Weinstock, 'Copyright and a Democratic Civil Society' (1996) 106 Yale Law Journal

<<http://www.heinonline.org.chain.kent.ac.uk/HOL/Page?handle=hein.journals/ylr106&id=301&collection=journals&index=journals/ylr>>

Phillip Johnson, 'The Public Interest: Is It Still a Defence to Copyright Infringement?' [2005] Entertainment Law Review

Phillips j, 'Prince Albert and the Etchings' [1984] European Intellectual Property Review | Westlaw UK

Pottage, Alain, 'Organisms and Manufactures: On the History of Plant Inventions' (2007) 31 Melbourne University Law Review

<<http://www.heinonline.org.chain.kent.ac.uk/HOL/Page?handle=hein.journals/mulr31&id=545&collection=journals&index=journals/mulr>>

Profils de La Cr閐ation(Publications des Facult閑s universitaires Saint-Louis 1997)

Raymond ES, The Cathedral and the Bazaar: Musings on Linux and Open Source by an Accidental Revolutionary (First edition, O'Reilly 1999)

Robert Burrell, 'Defending the Public Interest' [2000] European Intellectual Property Review

Ryan MP, Knowledge Diplomacy: Global Competition and the Politics of Intellectual Property (Brookings Institution Press 1998)

—, Knowledge Diplomacy: Global Competition and the Politics of Intellectual Property (Brookings Institution Press 1998)

Sherman B and Bently L, The Making of Modern Intellectual Property Law: The British Experience, 1760-1911, vol Cambridge studies in intellectual property rights (Cambridge University Press 1999)

Stallman RM, Gay J, and Free Software Foundation, Free Software, Free Society : Selected Essays of Richard M.Stallman (GNU Press (Free Software Foundation) 2002)

Strathern M, 'What Is Intellectual Property After?' (1999) 47 The Sociological Review 156

The Law of Intellectual Property : Copyright, Designs & Confidential Information (Continually Updated Resource, 1999) [WorldCat.Org]
https://www.worldcat.org/title/law-of-intellectual-property-copyright-designs-confidential-information/oclc/222422557&referer=brief_results

Thomas Dreier, 'Copyright in the Age of Digital Technology' [1993] International Review of Intellectual Property and Competition Law

Towse R, 'Copyright, Risk and the Artist: An Economic Approach to Policy for Artists' (1999) 6 International Journal of Cultural Policy 91

Vaver D and Bently L, Intellectual Property in the New Millennium: Essays in Honour of William R. Cornish (Cambridge University Press 2004)
<http://www.loc.gov/catdir/toc/cam051/2004058529.html>

Walker G and Leedham-Green ES, Identity, vol Darwin College lectures (Cambridge University Press 2010)

William M. Landes And Richard A. Posner, The Economic Structure of Intellectual Property Law
<https://www.dawsonera.com/guard/protected/dawson.jsp?name=https://sid.kent.ac.uk/shibboleth&dest=http://www.dawsonera.com/depp/reader/protected/external/AbstractView/S9780674039919>

Woodmansee M, 'Genius and the Copyright', The author, art, and the market: rereading the history of aesthetics, vol The social foundations of aesthetic forms (Columbia University Press 1994)

Woodmansee M and Jaszi P, The Construction of Authorship: Textual Appropriation in Law and Literature, vol Post-contemporary interventions (Duke University Press 1994)