

## Registration

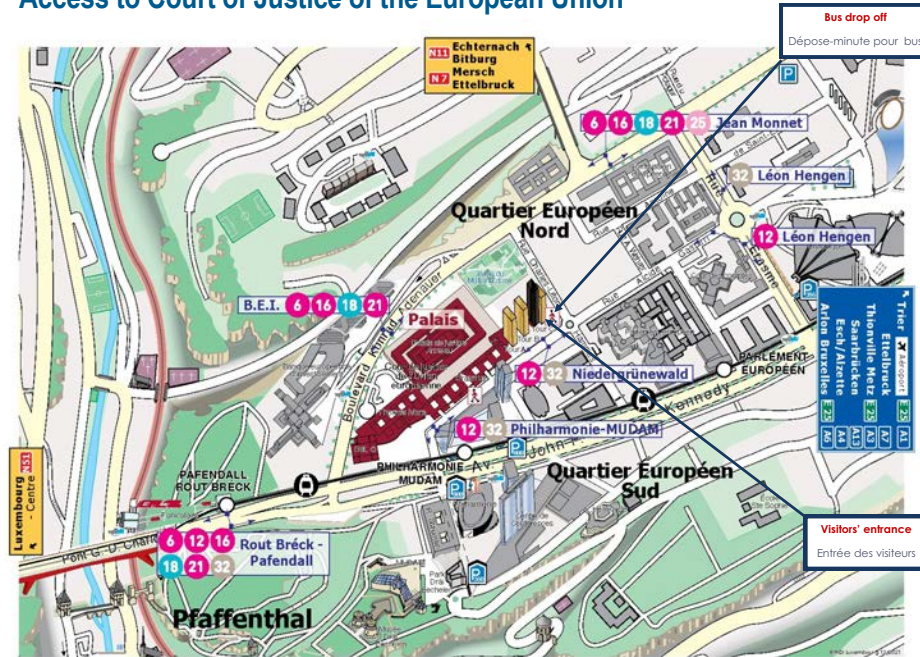
This programme is free of charge. To submit your registration, please visit the GRUR website <https://link.grur.org/jointconference2024> and register online by 15 May at the latest.

If you have registered but will not be able to attend the event, please cancel your registration no later than 15 May. By submitting your registration for this event, you acknowledge and agree that in case of no-show or cancellation after 15 May, GRUR is entitled to charge a no-show and/or cancellation fee of € 200.

For more information you may contact:

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## Access to Court of Justice of the European Union



Court of Justice of the European Union  
Building: Palais  
Hearing Room I (level 8)

### Visitors' entrance:

rue Charles Léon Hammes  
L-2925 Kirchberg Luxembourg

### Admission time:

From 8.00 to 8.30 at visitors' entrance.

The security check-in procedure for our delegates and the access to the actual conference room (Hearing Room I at level 8 of the Palais) will take about 45 minutes so we recommend a very timely arrival.

## How to get to the Court?

The Palais of the Court of Justice is located on the plateau de Kirchberg, to the east of Luxembourg City. **Groups of visitors – this also applies to all attendees of the Joint Conference 2024 – are requested to use the entrance on rue Charles Léon Hammes.** The entrance on rue du Fort Niedergrünwald is exclusively for access by agents of the other institutions, and parties and their representatives and will not be open for our attendees.

The Court of Justice of the European Union is served by various means of public transport. **All public transports in the Grand Duchy of Luxembourg are free of charge.** Tram plan Kirchberg: <https://curia.europa.eu/jcms/upload/docs/image/jpeg/2018-01/quartiereuropeen.jpg/>

### By train:

Arrival at Luxembourg central station, then take any tram line direction Luxexpo, exit station Philharmonie/Mudam. For detailed train timetables, please consult the CFL website.

### By car:

GPS coordinates: rue Charles Léon Hammes entrance: N 49.622263, E 6.143009 | Parking: Place de l'Europe

– from France and Belgium, by the E25 motorway (main southern Luxembourg City bypass), take the E44 towards Trier;

– from Germany, by the E44, towards Luxembourg City;

Leave the motorway at "Plateau de Kirchberg" (white signs, exit No 8), follow signs for "Quartier européen nord"; on avenue J.F. Kennedy, turn right after d'Coque (sports centre), into rue Erasme, where there is a public car park; or continue on avenue J.F. Kennedy to the Philharmonie car park, the entrance of which is just after the European Parliament towers in the direction of the town centre.

From the town centre: cross the G.D. Charlotte bridge (the red bridge) towards Kirchberg, to one of the public car parks shown on the access map.

### By airplane:

After your arrival at Luxembourg Airport, exit the airport building on ground level and walk to the bus stop which you will find directly in front of the building. Take bus line 6 or 16 to the stop "Jean Monnet" (about 15min). Continue walking in driving direction on Boulevard Konrad Adenauer for about 200m before entering rue Charles Léon Hammes to your left. The visitors' entrance will appear to your right after about 150m.

# GRUR

German Association for  
Intellectual Property Law



FACULTY OF LAW,  
ECONOMICS  
AND FINANCE

# Joint Conference

## Intellectual Property and the European Courts



# Luxembourg

## 5 June 2024 | 8.30 h - 19.30 h

## Court of Justice of the European Union

In cooperation with



LE GOUVERNEMENT  
DU GRAND-DUCHÉ DE LUXEMBOURG  
Ministère de l'Économie



INSTITUT  
DE LA PROPRIÉTÉ  
INTELLECTUELLE  
LUXEMBOURG



AIPPI  
LUXEMBOURG



FEDERATION DES CONSEILS  
EN PROPRIÉTÉ INDUSTRIELLE  
AU LUXEMBOURG



Intellectual  
Property  
2 Innovate



# Joint Conference 2024

## Intellectual Property and the European Courts

In light of the manifest impact European courts have on intellectual property (IP) law, our one-day conference at the premises of the Court of Justice of the European Union (CJEU) intends to shine a spotlight on the vital role such courts play in shaping how we perceive, protect and enforce IP rights. We bring together renowned speakers from around Europe, including judges of the European courts, prominent attorneys, and leading academics, to discuss current developments in IP law.

After a welcome breakfast and opening remarks, our first presentation will focus on the recent case law of the Court of Justice (ECJ). It will demonstrate the essential role of the ECJ in all fields of IP law. As we are coming up on the first anniversary of the Unified Patent Court (UPC), we will devote the rest of our morning session and the beginning of the afternoon to patent law topics. The first presentation of this session will demonstrate the standards the new UPC has applied when issuing (or not issuing) preliminary injunctions. After a joint lunch, three speakers will give us their thoughts on whether and, if so, how the UPC is steering toward an autonomous understanding of patent law. Thereafter, the programme will shift away from patents to other IP rights. The following session will cover current issues and developments in copyright and trademark law with a particular focus on the role of the CJEU. In that regard, the presentations of our two invited speakers will discuss how the ECJ has constructed the right of communication to the public and examine the General Court's approach to weak elements in trademark cases.

At the close of our conference, our attendees are invited to join us for a reception at which conference participants will have a final opportunity to mingle, allowing them to greet old friends and make new connections with others working in the same field.

## Programme

### 08.00 – 08.30 Arrival at CJEU & security check-in

**Meeting point:** CJEU, Visitors' Entrance at rue Charles Léon Hammes (mandatory entrance for groups of visitors).

The security check-in procedure for our delegates and the access to the actual conference room (Hearing Room I at level 8 of the Palais) will take about 45 minutes so we recommend a very timely arrival. Ideally, you should arrive at 8.00 am or even a bit earlier if you would like to enjoy the welcome breakfast. Please have your ID card ready. Our team and digital scoreboards will guide you to the conference area.

### 08.30 – 09.30 Registration & welcome breakfast at conference area

After arrival, please register on-site at the conference area where you will be offered a nice breakfast buffet at level 8 of the beautiful "The Grand Staircase – Salle des Pas Perdus" of the Palais.

**Meeting point:** "The Grand Staircase – Salle des Pas Perdus" of the Palais. The conference room: Hearing Room I at level 8 of the hall.

### 09.30 – 09.45 Opening remarks

Judge Lars Bay Larsen, Vice President of the ECJ, Luxembourg

Dr Gert Würtenberger, President of GRUR; Attorney, Munich

Prof. Dr Martin Stierle, Associate Professor in Intellectual Property Law, University of Luxembourg

### 9.45 – 10.45 "The role played by the Court of Justice with respect to the unity, consistency and development of IP law within the EU. Recent case law"

Judge Dr Octavia Spineanu-Matei, President of the Ninth Chamber of the ECJ, Luxembourg

followed by Q&A

Moderator: Prof. Martin Stierle, Associate Professor in Intellectual Property Law, University of Luxembourg

### 10.45 – 11.15 Coffee break

## UNIFIED PATENT COURT – THE FIRST YEAR

### 11.15 – 12.15 "Preliminary injunctions before the UPC – where is the threshold?"

Judge Dr Klaus Grabinski, President of the Court of Appeal of the UPC, Luxembourg

followed by Q&A

Moderator: Dr Frank-Erich Hufnagel, Co-Chair of the GRUR Special Committee on Patent and Utility Model Law; Attorney, Düsseldorf

### 12.15 – 13.30 Joint lunch at the "The Grand Staircase – Salle des Pas Perdus"

### 13.30 – 15.15 Towards an autonomous understanding of patent law

#### "How the UPC can develop and disseminate an autonomous understanding of patent law: importance of the language used"

Judge Florence Butin, President of the Court of First Instance of the UPC, Paris

#### "UPC developing case law: a few takeaways from the first decisions"

Sabine Agé, Attorney, Paris

#### "Determination of substantive law and methods to fill remaining gaps in proceedings before the UPC"

Prof. Dr Mary-Rose McGuire, Chair of Private Law, Intellectual Property Law and German and European Civil Procedure Law, University of Osnabrück

followed by a panel discussion

Moderators:

Dr Christof Keussen, Co-Chair of the GRUR Special Committee on Patent and Utility Model Law; Patent Attorney, Hamburg

Dr Frank-Erich Hufnagel, Co-Chair of the GRUR Special Committee on Patent and Utility Model Law; Attorney, Düsseldorf

### 15.15 – 15.45 Coffee break

## CJEU – CURRENT ISSUES AND DEVELOPMENTS IN COPYRIGHT AND TRADEMARK LAW

### 15.45 – 16.45 "The construction of the right of communication to the public in CJEU case law: A future-proof building?"

Prof. Dr Eleonora Rosati, Professor of Intellectual Property Law, Stockholm University

followed by Q&A

Moderator: Dr Pablo Mohr, Deputy Director, Institut de la Propriété Intellectuelle Luxembourg (IPIIL), Luxembourg

### 16.45 – 17.45 "The assessment of weak elements in complex trademarks: the approach of the General Court"

Judge Ulf Öberg, General Court, CJEU, Luxembourg

followed by Q&A

Moderator: Katia Manhaeve, President of AIPPI Luxembourg; Attorney, Luxembourg

### 17.45 – 17.50 Closing remarks by Dr Gert Würtenberger, President of GRUR

### 17.50 – 19.30 Get-together and cocktail reception at "The Grand Staircase – Salle des Pas Perdus"

