

# Preface

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The International Association for the Advancement of Teaching and Research in Intellectual Property (ATRIP) is a worldwide association of professors and researchers in the field of intellectual property. Created in 1981 under the auspices of the World Intellectual Property Organization (WIPO), it takes pride in having world-renowned scholars in the field of intellectual property within its fold. It has a membership of about 400 scholars from more than 100 countries, spanning in all the continents of the globe. It has the privilege to be led by several renowned scholars at different times of its existence, such as professors Friedrich-Karl Brier, Glen E. Weston, David Rangel-Medina, William Cornish, Ernesto Arcama-Zorraquin, Alberto Bercovitz, Gunnar Karnell, Joseph Straus, Andre Franæon, Horacio Rangel-Ortiz, and François Dessemontet. Through their able leadership, ATRIP has now become a premier non-governmental forum of teachers and researchers in the cause of promotion of intellectual property by engaging in academic discussions on important issues emerging therefrom in the greater cause of humanity. New technologies are posing new challenges to traditional IPRs and dispassionate and neutral discussions of scientific community such as of ATRIP help in identifying the issues clearly and devise the response to meet new challenges. Its high level discussions help in appreciating the policy positions of different countries and further the cause of intellectual property.

The Association encourages and organizes contacts among professors and researchers by correspondence, visits, seminars, symposia and other meetings. Such interactions come handy in structuring new curricula and pedagogy of teaching in intellectual property, understanding comparative and international as well as social and economic aspects of law of knowledge, needed to teach a course in intellectual property.

ATRIP meets regularly in its Annual Congress every year to debate the ever new dimensions of intellectual property. The Indian Law Institute takes pride to host the first ever Congress of the ATRIP in New Delhi, India, the first in an Asian country, in October 2002, in which approximately 120 scholars from 40 countries participated. The staff of the Indian Law Institute facilitated the smooth conduct of the Congress. The Ministry of

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Human Resource Development and the Ministry of Information and Technology, Government of India provided financial assistance to see the Congress through. I gratefully acknowledge their assistance.

The Annual Congress of 2003, met in Tokyo, the Magestic city of Japan in August 2003. I am extremely grateful to Professor Katsuya Tamai, Secretary to ATRIP Congress 2003, and his team for organizing the ATRIP meeting at Tokyo with great precision and efficiency.

The present book, brought out by the Indian Law Institute contains the papers presented in the last two annual congresses of 2002 and 2003 at New Delhi and Tokyo respectively. It consists forty-four papers on all the important and emerging issues related to intellectual property. For convenience, the papers have been put under nine sections, loosely putting them under the broad heads of: Biotechnology, PBRs and Bioethics; Compulsory Licensing; Computer Software Protection; Copyright and Entertainment Media; Industrial Designs; Trademarks and Geographical Indications; Small and Medium Enterprises; TRIPS Compliance and Country Reports; and Teaching and Research in IPRs. I thank the authors of these papers for submitting the revised version of their papers in time. Keeping in tradition with the ATRIP, the papers published in the book are reproduced in the language in which they were originally submitted by their authors.

I acknowledge with appreciation the assistance rendered by Mr. Raman Mittal, Assistant Research Professor at the Indian Law Institute in editing and publication of these papers. The ATRIP will be bearing the printing costs of the book.