Record Nr. UNINA9910828782503321 Autore Sterckx Sigrid Titolo Exclusions from patentability: how far has the European Patent Office eroded boundaries / / Sigrid Sterckx and Julian Cockbain Cambridge,: Cambridge University Press, 2012 Pubbl/distr/stampa 1-139-88824-2 **ISBN** 1-139-57936-3 1-139-57335-7 1-139-56898-1 1-139-04762-0 1-139-57079-X 1-139-57254-7 1-283-63859-2 1-139-56988-0 Edizione [1st ed.] Descrizione fisica 1 online resource (xxix, 341 pages): digital, PDF file(s) Collana Cambridge intellectual property and information law Classificazione LAW050000 Altri autori (Persone) CockbainJulian Disciplina 346.2404/86 Patent laws and legislation - Europe Soggetti Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Title from publisher's bibliographic system (viewed on 05 Oct 2015). Note generali Includes bibliographical references and index. Nota di bibliografia Nota di contenuto 1. Introduction -- 2. The historical development and current scope of the European Patent Convention -- 3. Computer programs -- 4. Discoveries -- 5. Methods of medical treatment and diagnosis -- 6. Essentially biological processes for the production of plants and animals -- 7. Plant and animal varieties -- 8. Morality and 'ordre public' -- 9. Towards a coherent interpretation of the exclusions -- 10. Conclusion. Exclusions from Patentability reviews the history of the adoption of Sommario/riassunto exclusions from patentability under the European Patent Convention since its first conception in 1949 through to its most recent revision. The analysis shows how other intellectual property treaties, such as UPOV, the Strasbourg Patent Convention, PCT, the EU Biotech Directive and TRIPS have affected the framing of the exclusions. Particular attention is given to those exclusions considered the most contentious

(computer programmes, discoveries, medical treatments, life forms and agriculture) and those decisions which have been most influential in shaping the approaches by which the exclusions have been interpreted. The 'morality' exclusion and the interpretation of the exclusions are discussed critically and suggestions for coherent interpretation are made.