1. **Title of the module**

LAWS9340 (LW934) Intellectual Property: Patents and Trade Marks

1. **School or partner institution which will be responsible for management of the module**

Kent Law School

1. **The level of the module (e.g. Level 4, Level 5, Level 6 or Level 7)**

Level 7

1. **The number of credits and the ECTS value which the module represents**

20 credits (10 ECTS Credits)

1. **Which term(s) the module is to be taught in (or other teaching pattern)**

Autumn or Spring

1. **Prerequisite and co-requisite modules**

None

1. **The programmes of study to which the module contributes**

LLM in (Specialisation); LLM in Law; PG Diploma in (Specialisation); PG Certificate in Law

1. **The intended subject specific learning outcomes.  
   On successfully completing the module students will be able to:**
2. Demonstrate an advanced scholarly understanding of the concepts, principles and practices of patent and trademarks laws, including the law of passing off.
3. Engage in informed scholarly debate over the principles and practices of patents and trademarks.
4. Evaluate different views on the nature and practical effects of patent and trade mark concepts.
5. Gain a critical understanding of the theoretical and socio-historical contexts in which patents, trademarks and passing off operate and are contested.
6. Critically analyse how intellectual property law and policy interact with economic and technological developments.
7. **The intended generic learning outcomes.  
   On successfully completing the module students will be able to:**
   1. Present relevant knowledge and understanding in the form of an integrated, reasoned argument through seminar discussion and written assessment.
   2. Identify and evaluate complex legal and policy problems according to their historical, political and cultural contexts.
   3. Carry out independent further research, synthesising material from a variety of sources to inform a sustained and detailed argument.
   4. Appreciate that legal forms arise and operate within complex historical and political conditions.
   5. Develop an awareness of the economic, political and/or social implications of legal forms and remedies.
8. **A synopsis of the curriculum**

The goal of the module is to provide an in-depth introduction to the laws of patents and trademarks (including passing off). Particular emphasis is placed on the political, socio-historical, cultural and economic contexts in which these laws operate, as well as on the implications of legal concepts on proprietary strategies.  
  
The module will take a distinctive approach towards the study of intellectual properties by focusing on concepts and their practical effects: the module will focus on key concepts in patents, trademarks and passing off and critically examine their implications for political economy, culture and science. Such key concepts may include: patents, novelty and invention; in trademarks and passing off: brands, sign and goodwill.

No prior knowledge or study of intellectual property is required.

1. **Reading List (Indicative list, current at time of publication. Reading lists will be published annually)**

* L Bently & B Sherman, *Intellectual Property Law* (Oxford University Press, 2014)
* L Bently & J Davis (eds) *Trade Marks and Brands: An Interdisciplinary Critique* (Cambridge University Press, 2008)
* L Bently & B Sherman, *The Making of Modern Intellectual Property Law* (Cambridge University Press, 1999)
* C. Lury, *Brands: The Logos of Global Economy* (Routledge, 2004)
* A Pottage & B Sherman, *Figures of Invention*, *A History of Modern Patent Law* (Oxford University Press, 2010)

1. **Learning and Teaching methods**

Contact hours: 18

Private study hours: 182

Total study hours: 200

1. **Assessment methods.**

13.1 Main assessment methods

Essay, 5000 words (100%)

13.2 Reassessment methods

Reassessment instrument: 100% Coursework

1. **Map of Module Learning Outcomes (sections 8 & 9) to Learning and Teaching Methods (section 12) and methods of Assessment (section 13)**

|  |  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| **Module learning outcome** | 8.1 | 8.2 | 8.3 | 8.4 | 8.5 | 9.1 | 9.2 | 9.3 | 9.4 | 9.5 |
| **Learning / teaching method** |  |  |  |  |  |  |  |  |  |  |
| Seminars | X | X | X | X | X | X | X |  | X | X |
| Private Study | X | X | X | X | X | X | X | X | X | X |
| **Assessment method** |  |  |  |  |  |  |  |  |  |  |
| Essay | X | X | X | X | X | X | X | X | X | X |

1. **Inclusive module design**

The School recognises and has embedded the expectations of current equality legislation, by ensuring that the module is as accessible as possible by design. Additional alternative arrangements for students with Inclusive Learning Plans (ILPs)/declared disabilities will be made on an individual basis, in consultation with the relevant policies and support services.

The inclusive practices in the guidance (see Annex B Appendix A) have been considered in order to support all students in the following areas:

**a) Accessible resources and curriculum**

1. Preference will be given to electronic resources that meet minimum accessibility standards and support the use of assistive technologies.
2. Module outlines will be made accessible at least four weeks before the module starts.
3. Prioritised reading lists will be made available sufficiently in advance to accommodate the provision of alternative formats and support those with a slow reading speed.
4. Lecture/seminar slides/outlines will be made available in electronic format in advance to allow all students to prepare (particularly students with notetaking difficulties).
5. There are no lectures in this module, so the lecture recording policy does not apply.

**b) Learning, teaching and assessment methods**

The inclusive practices in the guidance (Annex B Appendix A, section b (1) and (2)) have all been considered in order to support all students in their assessments on this module.

1. **Campus(es) or Centre(s) where module will be delivered:**

Canterbury

1. **Internationalisation**

The purpose of this module is to provide students with knowledge and understanding of patent and trade marks law from both inside and outside perspectives. The module will interact with English and international sources of law to achieve this.

**FACULTIES SUPPORT OFFICE USE ONLY**

**Revision record – all revisions must be recorded in the grid and full details of the change retained in the appropriate committee records.**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Date approved | Major/minor revision | Start date of the delivery of revised version | Section revised | Impacts PLOs (Q6 & 7 cover sheet) |
| 28/11/19 | Minor | Sep 2020 | 1 | No |
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