



Law Society of Ireland Diploma Programme

Certificate in Trade Mark Law 2012

10 January 2012 – 10 March 2012

Session & Date	Time	Topic	CPD Hrs
Session 01 10.01.12	6.00pm to 6.10pm	Course Launch, The Hon. Mr. Justice Peter Kelly	2 Gen hrs
	6.10pm to 7.00pm	Introduction to Intellectual Property – What is it? What does it include? What does it protect? Patents, Designs, Copyright, Trade Marks, Anne Bateman, Partner, Philip Lee	
	7.00pm to 8.00pm	Trade Mark Law applicable in Ireland, Laws and Rules; Different Trade Mark systems explained: Irish, Community, Madrid; What is a trade mark? S.6 definition; Graphical representation; Capable of distinguishing/distinctive character; Different types of Trade Marks, conventional and non-conventional marks, well-known and protected marks; The Nice Classification; The Vienna Classification, Shane Smyth, Managing Partner, FR Kelly, Patent and TM Attorneys	
Session 02 17.01.12	6.00pm to 7.00pm	The Application Form and Formalities in Ireland, OHIM and WIPO; The filing procedure; Fees payable, deficiencies in the application form, priority explained, Elaine McGrath, Reddy Charlton	2 Gen hrs
	7.00pm to 8.00pm	The Examination Process; Absolute grounds for refusal; Relative grounds for refusal; What is an earlier trade mark?; Overcoming objections on absolute and relative grounds; Replies to the Irish Patents Office, Maureen Daly, Partner and Head of Technology and Brands Unit, Beauchamps	
Session 03 24.01.12	6.00pm to 7.00pm	Publication and implications; Observations; Opposition in Ireland- the procedure and evidence required from filing up to the hearing, Niamh Hall, Solicitor, FR Kelly, Patent and TM Attorneys	2 Gen hrs
	7.00pm to 8.00pm	Opposition at the OHIM – the procedure; Settling oppositions; The Irish Controller and his duties; Appeals from the Controller, Niamh Hall, Solicitor, FR Kelly, Patent and TM Attorneys	
Session 04 31.01.12	6.00pm to 7.00pm	What is use in the context of trade mark law? Genuine use and case law. Reasons for non-use. Case study, Aoife Nic Lochlainn, Solicitor, LK Shields	2 Gen hrs
	7.00pm to 8.00pm	Revocation and Invalidity – practice and procedure – what is it? When is it used? How does one file a declaration seeking revocation/invalidity of a trade mark in Ireland and at the OHIM? Fees applicable and evidence required, Glen Gibbons, BL	
Session 05 04.02.12 Saturday	10.00am to 1.30pm	Workshop I – Trade Mark Registers and Searching; Entries on the Registers; Recap of Lectures 1 to 3, Helen Johnson, BL & Judy McCullagh, Trade Mark Attorney, Tomkins & Co.	2hrs M&PD & 1 hr Gen
Session 06 07.02.12	6.00pm to 7.00pm	Registrable Transactions, changes to the register and surrender of a Trade Mark, Niall Rooney, Solicitor, Hanna, Moore & Curley, European Patent and TM Attorneys	2 Gen hrs

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	7.00pm to 8.00pm	Renewals and Restoration to the Register, Niall Rooney, Solicitor, Hanna, Moore & Curley, European Patent and TM Attorneys	
Mid-Term Break Monday 13th February to Friday 17th February			
Session 07 21.02.12	6.00pm to 7.00pm	Infringement of a Trade Mark – What constitutes infringement? What to do if your trade mark is being infringed? Infringement proceedings in Ireland, Gerard Kelly, Senior Associate, Matheson Ormsby Prentice	2 Gen hrs
	7.00pm to 8.00pm	Passing Off – What is passing off? What is required to illustrate passing off? Taking a passing off case before the Irish Courts, Dr. John Cahir, Partner, A & L Goodbody	
Session 08 28.02.12	6.00pm to 7.00pm	Defences to Infringement and Passing Off, Robin Hayes, Whitney Moore	2 Gen hrs
	7.00pm to 8.00pm	Exhaustion of rights and Parallel Imports – Patricia McGovern, Chairman, Head of Intellectual Property, DFMG Solicitors	
Session 09 06.03.12	6.00pm to 7.00pm	Remedies and Enforcement of IP, Carol Plunkett, Partner, William Fry	2 Gen hrs
	7.00pm to 8.00pm	Certification Trade Marks, Collective Trade Marks and Geographical Indications, Sally-Anne Hinfey, Solicitor, A&L Goodbody	
Session 09 06.03.12	Assignment Release Date 06.03.12		
Session 10 10.03.12 Saturday	10.00am to 1.30pm	Workshop II, Helen Johnson, BL & Judy McCullagh, Trade Mark Attorney, Tomkins & Co.	2hrs M&PD & 1 hr Gen

Please click on the following link to access the Law Society of Ireland Website:

<http://www.lawsociety.ie/Pages/Public-Diplomas-CMS/>

Please note that topics & dates may be subject to change. Draft timetable as of 17 February 2012

* Gen = General CPD Credits; and M&PD = Management and Professional Development

CPD Note: The number of hours of CPD that you may claim in relation to your diploma/certificate course will depend on the way in which you access each of the individual sessions. For further information please visit the course homepage on our website: www.lawsociety.ie/Pages/Public-Diplomas-CMS/