

DIPLOMA CENTRE

Diploma in Technology & IP Law



Module 1: Trademarks

SESSION 1	TIME	DELIVERY
Wednesday 12 October 2022	6pm - 9pm	Onsite & Online

- 1 Introduction to the Diploma in Technology Law**
Riona Leahy, Solicitor, Course Leader
- 2 What is a trade mark?** Section 6 definition; types of trademarks; different registration systems (Ireland, EUIPO, Madrid); the Nice classification of goods and services.
- 3 Trade mark applications:** How to file an application at the Patents Office, the EUIPO, and through the Madrid System at the WIPO; the application process – filing, examination on absolute and relative grounds, objections that can arise and overcoming them, and acquired distinctiveness.

2.5 hrs. Gen. CPD

SESSION 2	TIME	DELIVERY
Wednesday 19 October 2022	2pm release	Online only

- 1 Publication and the importance of their date:** Observations at the Patents Office and at the EUIPO; Irish opposition – practice and procedure; opposition at the EUIPO – practice and procedure; settling oppositions and related agreements.
- 2 Registering non-conventional trademarks:** Things to consider when filing or advising on same, case law relating to shapes, colours, sounds, smells, slogans, names, surnames, geographical locations; filings made in Bad Faith and relevant case law.
- 3 Infringement of a registered trade mark:** How to enforce your trade mark rights and how to defend a claim for infringement; groundless threats under Section 24 assessed; the remedies and litigation forums available; anti-counterfeiting and customs protection; a word on ACTA.

3 hrs. Gen. CPD

Module 2: Copyright

SESSION 3	TIME	DELIVERY
Wednesday 26 October 2022	2pm release	Online only

- 1 Introduction to copyright:** What the term copyright means; how copyright differs from other intellectual property rights; what works do copyright subsist in; duration of copyright for different works; the applicable law in Ireland and the EU explained. Reforms.

DIPLOMA CENTRE

Diploma in Technology & IP Law



- 2 **Copyright infringement:** Primary and secondary explained; how to enforce your rights; remedies available; recent case law.
- 3 **Defending a copyright claim:** Permitted acts for works protected by copyright and defences to copyright infringement.

3 hrs. Gen. CPD

SESSION 4		
Wednesday 02 November 2022	TIME 2pm release	DELIVERY Online only

- 1 **Copyright in a digital age and permissions**
- 2 **Software and copyright:** How computer software came to be protected by copyright law; the scope of protection; the relationship of this type of protection to copyright law generally; recent case law.
- 3 **Databases & copyright:** Protection of databases explained – the dual form of protection; the rules applicable to the *sui generis* right; problems associated with the right; the future of database protection; current EU policy and recent case law.

3 hrs. Gen. CPD

Module 3: Social Media		
SESSION 5 & 6 Saturday 19 November 2022	TIME 10am – 1.15pm	DELIVERY Onsite & Online

- 1 **New media and social media (part 1):** Managing legal risks – social media, criminal and civil liability for content on social media; Defamation Act 2009; hosting; caching; mere conduit defences; advertising standards online. **[Online Release]**
- 2 **New media and social media (part 2):** Managing legal risks – public v private; corporate reputation; social media in the employment relationship. **[Online Release]**
- 3 **Workshop:**
Copyright
Trademarks

4 hrs. Gen. CPD & 1 hr M&PD CPD

DIPLOMA CENTRE

Diploma in Technology & IP Law



Module 4: Data Protection

SESSION 7

TIME

DELIVERY

Wednesday 23 November 2022

2pm release

Online only

- 1 **Origins of data protection and the current data protection landscape**
- 2 **Data protection principles:** Definitions, core concepts, fundamental principles of data protection
- 3 **Legitimate processing of data:** core principles of data processing
- 4 **Principles of data retention:** practical steps, destruction of records, data storage, third party storage.

3 hrs. Gen. CPD

SESSION 8

TIME

DELIVERY

Wednesday 07 December 2022

2pm release

Online only

- 1 **Rights in relation to personal data:** Overview to right to access to information, removal, prevent use, right to be forgotten.
- 2 **Overview of the GDPR Regulation:** Background, scope, key changes to be implemented
- 3 **Rights of the data subject** – lawful processing, consent, data security
- 4 **Compliance and enforcement** – compliance with the new regulation, record-keeping, enforcement

3 hrs. Gen. CPD

Module 5: Design Law and Passing Off

SESSION 9

TIME

DELIVERY

Wednesday 14 December 2022

2pm release

Online only

- 1 **Design law in Ireland and the EU:** An examination of designs; legislative background; The Hague Agreement; definition of designs and products; requirements for protection; registrability; how to file an application for a design in Ireland/EU.
- 2 **Design law – registered v unregistered designs:** Irish and Community Registered Designs (CRD) v unregistered designs; term of protection; invalidity; infringement defences; authorship and ownership of designs; recent case law update; overlap between designs, copyright, and trademarks.

DIPLOMA CENTRE

Diploma in Technology & IP Law



- 3 **Passing off - infringement of unregistered trademarks:** The elements of the test; how to mount a successful claim for passing off; and the defences examined.

3 hrs. Gen. CPD

Module 6: Patents

SESSION 10	TIME	DELIVERY
Wednesday 04 January 2023	2pm release	Online only

- 1 **Introduction to patents:** What is a patent; patentable inventions; questions to ask the inventor and the legal framework.
- 2 **Applying for a patent:** Pre-filing instructions and advices to a client in advance of disclosure of the invention; filing options in Ireland; the EPO system explained; worldwide protection.
- 3 **Grant of patents:** Stages in patent application process

3 hrs. Gen. CPD

SESSION 11	TIME	DELIVERY
Wednesday 11 January 2023	2pm release	Online only

- 1 **Patent rights and dealings in patents:** Licensing; compulsory licences; rights of licensees; assignments.
- 2 **Patent infringement special:** How to enforce your rights; how to defend a claim for patent infringement and remedies available.

2 hrs. Gen. CPD

SESSION 12	TIME	DELIVERY
Saturday 14 January 2023	10am-3pm	Onsite and Online

- 1 **Workshop 2:**
Social media and the law
Data access requests
- 2 **Workshop 3:**
Patent/Designs
Data breaches and GDPR

DIPLOMA CENTRE

Diploma in Technology & IP Law



3 hrs. Gen. CPD & 1 hr. M&PD

Module 7: Software and tech contracts/ E-commerce

SESSION 13	TIME	DELIVERY
Wednesday 25 January 2023	2pm release	Online only

- 1 **Technology contracts:** Software licensing and cloud computing, anatomy of a software licensing agreement, restrictions, support, maintenance, cloud computing contracts
- 2 **E-commerce overview:** Website terms and conditions, e-commerce Regulations, electronic signatures, typical website terms, click wrap, browse wrap
- 3 **E-commerce and consumer law:** e-commerce Act; validity of electronic contracts; distance selling regulations; the Consumer Protection Act; online selling
- 4 **Outsourcing:** Steps in outsourcing, terms of outsourcing agreement, risk, ownership, privacy, jurisdictional issues, termination.

3 hrs. Gen. CPD

Module 8: Cybersecurity and Cybercrime

SESSION 14	TIME	DELIVERY
Wednesday 01 February 2023	2pm release	Online only

1. **Cybersecurity:** Computer hacking; social engineering; theft of IP
2. **Cybercrime:** Computers and the law, unauthorised access, criminal damage, interception of communications, Cybercrime Convention

2hrs. Gen. CPD

Module 9: New Technologies

SESSION 15	TIME	DELIVERY
Wednesday 08 February 2023	2pm release	Online only

- 1 **Innovative technologies and the law:** Driverless cars; 3D printing; drones; robotics; predictive analysis; disruptive technologies
- 2 **Biometrics:** Biometrics software; mobile authentication; related agreements
- 3 **Bio-law:** Medico-legal considerations for stem cells, cloning, genetic research, medical trials, biotechnology.

3 hrs. Gen. CPD

Module 10: Fintech

DIPLOMA CENTRE

Diploma in Technology & IP Law



SESSION 15	TIME	DELIVERY
Saturday 11 February 2023	10am- 3pm	Onsite & Online

- Fintech law** - an introduction to financial technology (Fintech), examining how Fintech is driving the rapid change in the financial services sector and looking at the regulatory landscape and the legal and business risks that a Fintech company and its advisers need to consider.
- Blockchain and distributed ledger technologies** – how blockchain and distributed ledger technology works, legal challenges around blockchain. how it can be adapted for use for asset tracking and smart contracts, assessing the approach regulators and legislators are taking to blockchain.

Workshop 4:

- E-commerce and consumer law
Technology contracts**

3hrs. Gen. CPD & 1 hr. M&PD CPD

Module 11: Tech in the Legal Profession

SESSION 17	TIME	DELIVERY
Wednesday 15 February 2023	2pm release	Online Only

- LawTech

1 hr. Gen. CPD

SESSION 18	TIME	DELIVERY
Saturday 25 February 2023	10am - 1pm	Onsite and Online

- Workshop 5:
Exam preparation workshop**
Review of the exam paper from 2021 - tutors will respond to each exam question and review core areas of the course.

2 hrs. Gen. CPD & 1 hr M&PD CPD

EXAM DATE: 01 APRIL 2023

Please note that topics & dates may be subject to change. Draft timetable as of March 2022.

* Gen = General, M&PD = Management and Professional Development, Reg = Regulatory and eLearning = eLearning CPD credits.

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/diplomacentre