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The Environmentally Safe Disposal of Intellectual Property-Infringing Goods

Public / Private Sector Collaboration

21 – 22 November 2013

By Alan Adcock

Topics

- ❑ Private sponsorship of IP professorships
- ❑ Collaborative R&D initiatives – PRC
- ❑ Collaborative R&D initiatives – Thailand
- ❑ Checklist

Private sponsorship of IP professorships

Foreign companies have for the past several years, been setting up and funding academic “chairs” in Asian countries. Sponsorship of university lecturer or professor “chairs” is becoming an increasingly popular mechanism for foreign companies to assist in the development and advancement of local education and awareness, particularly in fields such as law, business and technology. At the same time, this mechanism helps the foreign company to get closer to stakeholders and policymakers in the local jurisdictions which obviously helps to further their own business development goals.

- ❑ Bayer
- ❑ Duke Energy

Collaborative R&D initiatives – PRC

PRC commitments to the development of innovative technologies is mostly addressed in its Five-Year Plans which regularly emphasizes technology creation. Common recurring encouraged industries included biotech, telecom, petrochemicals, civil aviation and aerospace, environmental protection and renewable energy.

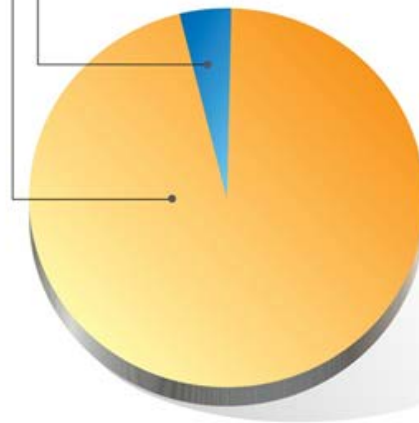
- ❑ Aerospace (Henkel and Sichuan University)
- ❑ Engines (Cummins, Inc and Dongfeng Motor Corp)
- ❑ Agriculture (Zespri and Zhejiang Shuiguo Technologies)

Collaborative R&D initiatives – Thailand

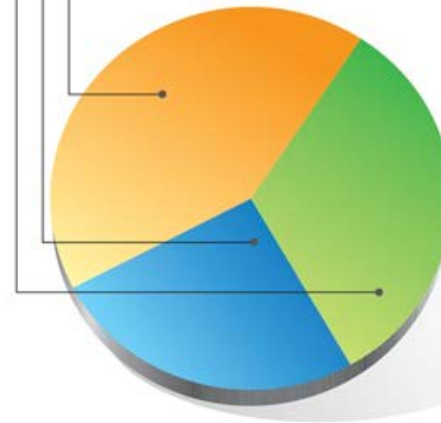
Impact of NIA's Innovation Project Support



■ Total Investment **482,512** million USD
■ NIA Support **25,363** million USD



■ Bio-Business **282** Projects
■ Eco-Industry **209** Projects
■ Design & Solutions **449** Projects



YEAR 2003-2012

Total **940** projects

Collaborative R&D initiatives – Thailand

Smaller market than PRC results in fewer big ticket collaborations. Lack of clear government policy initiatives and university concerns over resultant IP ownership and future royalties decreases foreign interest in collaborations.

- ❑ Recent changes
- ❑ Successes (?)

R&D Collaboration Checklist

- ❑ When planning the establishment of your [] R&D center, do you understand []'s current and future technology needs and encouraged sectors?
- ❑ Do you understand the risks that R&D center approval authorities may encourage you to add to your overall establishment project?
- ❑ If you have an existing corporate policy on rewarding employees for inventions, have you checked its applicability and effectiveness in [] against both national legislation and local regulations?
- ❑ Have you communicated your employee reward for inventions policy to relevant key personnel, and have they accepted this in their employment agreement or employment handbook?

R&D Collaboration Checklist

- ❑ Have you reminded outgoing employees of their ongoing obligations of confidentiality and restrictive covenants when they leave your employ?
- ❑ Have you considered writing to former employees' new employers to put them on notice that their new employee used to work for you?
- ❑ Have you sought advice from your [] IP counsel on the status of current proposed amendments to patent laws, especially requirements for filing patents first in [] for inventions developed in []?
- ❑ Have you tracked the patent filing behavior of former key personnel closely for the first year after their employment, and periodically thereafter, including searches for patent applications made in the names of their new employers?



Alan Adcock

0 2653 5871 | alan.a@tilleke.com

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