Al-Farabi Kazakh National University

Faculty of International Relations

Department of International Law

Educational program in the specialty

5B030200 - “International Law”

Syllabus of the discipline

“International Intellectual Property Law”

Autumn semester of the 2020-2021 academic year

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| **Discipline code** | **Discipline** | **Independent Work of Student (IWS)** | **Number of hours** | | | | | **Number of credits** | **Independent student work under the guidance of a teacher (IWS)** | |
| Lectures (L) | Pract. classes (PC) | | Lab. classes (LC) | |
| **MPIS 4309** | **International Intellectual Property Law** | 25 | 15 | 30 | | - | | 3 | 7 | |
| Academic Course Information | | | | | | | | | | |
| Type of training | Type / nature of the course | Types of lectures | | | Types of practical classes | | Number of IWS | | Final control form | |
| Online | Elective | Problematic, analytical,  the conference | | | Discussion, presentations | | 6 | | A written exam | |
| Lecturer | Senior Lecturer, PhD Otynshiyeva Aidana Aitukyzy | | | | | | Of / h | | |  |
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| **Academic presentation of the course** |

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| **Objective of the discipline** | **Expected learning outcomes (LO)**  As a result of studying the discipline student will be able to: | **Indicators of Achievement of LO** (IA)  (for each LO at least 2 indicators) |
| To form students' ability to understand the essence and meaning of international intellectual property law legislation and apply the knowledge gained in the regulation of international intellectual property law relations. | 1. LO 1.Systematize knowledge about legal nature of rights on the results of intellectual activity and means of individualization; | IA 1.1. Understand the basic definitions in the current legislation in the field of international intellectual property law;  IA 1.2. Explain the principles and sources of international intellectual property law;  IA 1.3. Classify the subjects of international intellectual property law. |
| LO 2. Educating students to understand of the International law and domestic regulation of relations in the field of intellectual property, theoretical aspects of law of intellectual ownership, ability to apply international agreements and national legislation at the protection of exceptional and personal property rights on the results of intellectual activity and means of individualization. | IA 2.1. Use the specific knowledge in the study of the system and functions of international intellectual property law;  IA 2.2. Understand the tasks and activities of international intellectual property law;  IA 2.3. Differentiate the international intellectual property law types. |
| LO 3. Interpret the international agreements in area of guard of the authorial and allied rights, industrial ownership rights. | IA 3.1. Apply the principles of international intellectual property law;  IA 3.2. Work with basic concepts in the field of international intellectual property law;  IA 3.3. Apply the classification of international intellectual property law. |
| LO 4. Determine the regional systems of patenting of inventions; the process and order of international registration of trademarks. | IA 4.1. Apply the procedure for Trademark law;  IA 4.2. Use the forms, methods and means of international intellectual property law;  IA 4.3. analyze practical situations, judicial practice;  IA 4.4. apply norms of international agreements and Kazakhstan legislation for the protection of the broken intellectual ownership rights. |
| LO 5. Obtain skills of work with normative material, able to summarize judicial practice, comment a legislation and international agreements. | IA 5.1. use the skills and abilities in practice;  IA 5.2. decide practical tasks in that it is necessary to apply collision norms and foreign rights. |
| **Prerequisites** | Theory of the state and law, Constitutional law, Civil law, Civil procedure,  International private law | |
| **Postrequisites** | International Trade Law, International Economic Law | |
| **Resources and Literature** | Literature  1. Civil law. Volume III. Textbook for universities (academic course) / otv. Ed. M.K.Suleymenov, Yu.G. Basin.-Almaty, 2016.-S. 86-273  2. Kaudyrov T.E. Intellectual Property Law in the Republic of Kazakhstan (questions and answers): Textbook. allowance. – Almaty, 2017.  3. Kaudyrov T.E. Civil protection of industrial property objects: Monograph - Almaty, 2016.  4. Sergeev A.P. Intellectual Property Law in the Russian Federation. - M, 2015.  5. The basics of patent law and patent science in the Republic of Kazakhstan: Textbook / Answer by editor T.E.Kaudyrov.-Almaty, 2015.-392 p.  6. Civil Code of the Republic of Kazakhstan. Comment. / Ans. Ed .: M.K. Suleimenov, Yu.G. Basin. – 2017.  7.Право интеллектуальной собственности Республики Казахстан [Текст]: учеб. пособие / М-во юстиции РК, Ин-т законодательства РК; отв.ред.: З. Х. Баймолдина, Т. Е. Каудыров; дар. Ин-т законодательства РК. - Астана: Ин-т законодательства РК, 2016. – c.263.  8.Гражданский кодекс государств СНГ [Текст]: модельный. - Лейден : Б. и., 2015. - (тираж) экз.ч. 2 : Разделы: Интеллектуальная собственность. Международное частное право. Наследственное право. - 16 с.  **Internet resources:**  [www.online.zakon.kz](http://www.online.zakon.kz), [www.kazpatent.kz](http://www.kazpatent.kz), [www.wipo.int](http://www.wipo.int). | |

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| **Academic policy of the course in the context of university moral and ethical values** | Rules of academic conduct:  The deadlines for completing the online course modules must be strictly observed in accordance with the schedule for studying the discipline.  ATTENTION! Failure to meet deadlines leads to loss of points! The deadline for each assignment is indicated in the calendar (schedule) for the implementation of the content of the training course.  Academic values:  - Practical / laboratory studies, CDS should be independent, creative.  - Plagiarism, forgery, use of cheat sheets, cheating at all stages of control are unacceptable.  - Students with disabilities can receive consulting assistance at the e-address [aidana-best91@mail.ru](mailto:aidana-best91@mail.ru) |
| **Assessment and attestation policy** | Criteria assessment: assessment of learning outcomes in relation to descriptors (checking the formation of competencies at midterm control and exams).  Summative assessment: assessment of the activity of work in the audience (at the webinar); assessment of the completed assignment. |

**Calendar (schedule) for the implementation of the content of the training course**

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| Week | Topic name | LO | IA | Number of hours | Maximum score | Knowledge Assessment Form | Lesson form / platform |
| 1 | **Lecture 1.** International legal guard of intellectual property: substantive provisions. | LO 1 | IA 1.1. | 1 |  |  | Video lecture in ZOOM |
| 1 | **Seminar 1.**  To define the international legal protection of intellectual property: substantive provisions. | LO 2 | IA 1.1. | 2 | 8 | Analysis | Video meeting in ZOOM |
| 2 | **Lecture 2**. General Provisions of Intellectual Property Law. | LO 1  LO 2 | IA 1.1  IA 1.3  IA 2.1 | 1 |  |  | Video lecture in ZOOM |
| 2 | **Seminar 2.** To expand and discuss the provisions on Intellectual Property Law. | LO 1  LO 2 | IA 1.1  IA 1.3  IA 2.1 | 2 | 8 | Analysis | Video meeting in ZOOM |
| 3 | **Lecture 3.** International guard of the authorial and allied rights. | LO 1 | IA 1.2 | 1 |  |  | Video lecture in ZOOM |
| 3 | **Seminar З.** To determine the International guard of the authorial and allied rights. | LO 1 | IA 1.2. | 2 | 8 | Analysis | Video meeting in ZOOM |
| 3 | **IWST 1. Consultation on the implementation of the IWS 1.** |  |  |  | 5 |  | Video meeting in ZOOM |
| 3 | **IWS 1.** To do the Correlation of national and international legislation in the field of intellectual property. The process of development of the legislation and the other rules. The form of SIW submission – report in written form and oral presentation. | LO 2 | IA 2.1.  IA 2.2. |  | 25 | IW | Video meeting in ZOOM |
| 4 | **Lecture** **4.** The essence of Copyright. | LO 4 | IA 4.1. | 1 |  |  | Video lecture in ZOOM |
| 4 | **Seminar 4.** To consider the main principles, key concepts, advantages and disadvantages of Copyright laws. | LO 4 | IA 4.1. | 2 | 8 | Analysis | Video meeting in ZOOM |
| 5 | **Lecture 5.** Rights Related to Copyright - Patent law. | LO 4 | IA 4.1.  IA 4.2 | 1 |  |  | Video lecture in ZOOM |
| 5 | **Seminar 5.** Togive a deep analysis to therights related to Copyright issues (Related Rights) Patent law. | LO 4 | IA 4.1.  IA 4.2 | 2 | 8 | Analysis | Video meeting in ZOOM |
| 5 | **IWST 2. Consultation on the implementation of the IWS 2.** |  |  |  | 5 |  | Video meeting in ZOOM |
| 5 | **IWS 2.** To make a comparative analysis of Berne convention for the protection of literary and artistic works with Law of RК "On a copyright and related rights". The form of SIW submission – report in written form and oral presentation. | LO 4 | IA 4.1. |  | 20 | IW | Video meeting in ZOOM |
| 5 | **Make a structural and logical diagram of the material read** |  |  |  | 10 |  | Video meeting in ZOOM |
| 5 | **RK 1** |  |  |  | 100 |  |  |
| 6 | **Lecture 6.** Selection Achievement Rights. | LO 4 | IA 4.1. | 2 |  |  | Video lecture in ZOOM |
| 6. | **Seminar 6.** To identify theconcept ofSelection Achievement Rights. | LO 4 | IA 4.1. | 1 | 8 | Analysis | Video meeting in ZOOM |
| 7. | **Lecture 7**. International legal protection of inventions, useful models, industrial prototypes. | LO 4 | IA 4.1. | 2 |  |  | Video lecture in ZOOM |
| 7. | **Seminar 7.** To classify the International legal protection of inventions, useful models, industrial prototypes. | LO 4 | IA 4.1. | 1 | 8 | Analysis | Video meeting in ZOOM |
| 8. | **Lecture 8.** The right to topology integrated circuits – its concept, principle. | LO 4 | IA 4.1. | 2 |  |  | Video lecture in ZOOM |
| 8. | **Seminar 8.** To determine the right to topology integrated circuits. Define the advantages and drawbacks of these concepts. | LO 4 | IA 4.1. | 1 | 8 | Analysis | Video meeting in ZOOM |
| 8. | **IWST 3. Consultation on the implementation of the IWS 3.** |  |  |  | 5 |  | Video meeting in ZOOM |
| 8. | **IWS 3.** To make a comparative analysis of Paris convention for the protection of industrial property with the Patent law of RK. The form of SIW submission – report in written form and oral presentation. | LO 1  LO 2 | IA 1.3  IA 2.1 |  | 25 | IW | Video meeting in ZOOM |
| 9. | **Lecture 9.** International legal protection for facilities of individualization of participants of civil circulation, commodities, works and services. | LO 5 | IA 5.1  IA 5.2  IA 5.3 | 2 |  |  | Video lecture in ZOOM |
| 9. | **Seminar 9.** To identify the international legal protection for facilities of individualization of participants of civil circulation, commodities, works and services. | LO 5 | IA 5.1  IA 5.2  IA 5.3 | 1 | 8 | Analysis situational tasks | Video meeting in ZOOM |
| 10. | **Lecture 10**. Rights to production secrets (know-how) – its role, conception. | LO 5 | IA 5.1  IA 5.2  IA 5.3 | 2 |  |  | Video lecture in ZOOM |
| 10. | **Seminar 10.** To define the Rights to production secrets. | LO 5 | IA 5.1  IA 5.2  IA 5.3 | 1 | 8 | Analysis situational tasks | Video meeting in ZOOM |
| 10. | **IWST 4. Consultation on the implementation of the IWS 4.** |  |  |  | 5 |  | Video meeting in ZOOM |
| 10. | **IWS 4.** To make a comparative analysis of International convention for the protection of new varieties of plants with Law of RК "On the guard of plant-breeding achievements". The form of SIW submission – report in written form and oral presentation. | LO 1  LO 2 | IA 1.1  И.Д 2.1 |  | 15 | IW | Video meeting in ZOOM |
| 10. | **IWST 5.** Oral survey of completed material. |  |  |  | 10 |  | Video meeting in ZOOM |
| 10. | **МТ (MidtermExam)** |  |  |  | 100 |  |  |
| 11. | **Lecture 11.** Legal safeguard of unconventional objects of intellectual property – its essence, conception. | LO 1  LO 2 | IA 1.1  IA 2.2 | 2 |  |  | Video lecture in ZOOM |
| 11. | **Seminar 11.** To expand the Legal safeguard of unconventional objects of intellectual property. | LO 1  LO 2 | IA 1.1  IA 2.2 | 1 | 8 | Analysis | Video meeting in ZOOM |
| 12. | **Lecture 12**. Rights to means of individualization of legal entities, goods and enterprises – the conception. | LO 3  LO 4 | IA 3.2  IA 4.1 | 2 |  |  | Video lecture in ZOOM |
| 12. | **Seminar 12**. To consider the Rights to means of individualization of legal entities, goods (works, services) and enterprises. | LO 3  LO 4 | IA 3.2  IA 4.1 | 1 | 8 | Analysis | Video meeting in ZOOM |
| 12. | **IWST 6. Consultation on the implementation of the IWS 5.** |  |  |  | 5 |  | Video meeting in ZOOM |
| 12. | **IWS 5.** To do a scheme to the transition, grant, assignment of exceptional rights. To make any agreement in the field of right of intellectual ownership. The form of SIW submission – report in written form and oral presentation. | LO 2  LO 3 | IA 2.2  IA 3.2 |  | 25 | IW | Video meeting in ZOOM |
| 13. | **Lecture 13.** The right to use the results of intellectual activity as part of a single technology – its conception. | LO 2  LO 4 | РО 2.2  IA 4.1 | 2 |  |  | Video lecture in ZOOM |
| 13. | **Seminar 13.** To analyze the right to use the results of intellectual activity as part of a single technology. | LO 2  LO 4 | РО 2.2  IA 4.1 | 1 | 8 | Analysis | Video meeting in ZOOM |
| 14. | Lecture 14. Transition, grant, assignment of exceptional rights and methods of defense. | LO 5 | IA 5.1  IA 5.2  IA 5.3 | 2 |  |  | Video lecture in ZOOM |
| 14. | **Seminar 14.** To determine the concepts of transition, grant, assignment. | LO 5 | IA 5.1  IA 5.2  IA 5.3 | 1 | 8 | Analysis situational tasks | Video lecture in ZOOM |
| 15. | **Lecture 15**. Right of defense from an unfair competition in the field of intellectual property | LO 5 | IA 5.1  IA 5.2  IA 5.3 | 2 |  |  | Video lecture in ZOOM |
| 15. | **Seminar 15.** To consider the main principles, key concepts, advantages and disadvantages of right of defense from an unfair competition. | LO 5 | IA 5.1  IA 5.2  IA 5.3 | 1 | 8 | Analysis situational tasks | Video meeting in ZOOM |
| 15. | **IWST 7. Consultation on the implementation of the IWS 6.** |  |  | 5 |  |  | Video meeting in ZOOM |
| 15. | **IWS 6.** The importance of international intellectual law | LO 2  LO 3 | IA 2.2  IA 3.2 | 15 |  | Analysis | Video meeting in ZOOM |
|  | **Written Examination** |  |  | 10 |  |  |  |
|  | **RK 2** |  |  | 100 |  |  |  |

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