INTELLECTUAL PROPERTY ORDERING BEYOND BORDERS

During the past century, intellectual property (IP) law has expanded within and beyond national borders. The field of IP law was once a niche area concerning authors, inventors, and trademark owners. Today, IP law acts as a complex regime of instruments, institutions, and actors that negotiate overlapping, diverging, and occasionally competing public policies on a global scale. As IP continues to expand beyond borders, the instruments and tools utilised for its global protection rely on public international law as the common denominator and unifying frame. *Intellectual Property Ordering Beyond Borders* provides an evaluation of the most pertinent public international law questions raised by this multidimensional expansion. This comprehensive and far-reaching volume tackles problems such as generalist approaches under the law of treaties; custom and general principles; interfaces between IP and other normative orders, such as trade and investment; and interdisciplinary accounts from the economic, political, and social science perspectives. This title is also available as Open Access on Cambridge Core.

HENNING GROSSE RUSE-KHAN is Professor of IP Law at the University of Cambridge and Fellow of King's College. His research, teaching, and government training focuses on international IP protection and development issues, trade and investment law, as well as on interfaces amongst legal orders in international law, including transnational norms set by private actors.

AXEL METZGER is Professor of Civil Law and Intellectual Property at Humboldt University of Berlin. He is the author and editor of numerous books and articles on IP, technology law, and private law. Axel's research has a particular focus on international aspects of IP.

Published online by Cambridge University Press

CAMBRIDGE INTELLECTUAL PROPERTY AND INFORMATION LAW

As its economic potential has rapidly expanded, intellectual property has become a subject of front-rank legal importance. Cambridge Intellectual Property and Information Law is a series of monograph studies of major current issues in intellectual property. Each volume contains a mix of international, European, comparative and national law, making this a highly significant series for practitioners, judges and academic researchers in many countries.

General Editors

Lionel Bently
University of Cambridge

Graeme Dinwoodie
Chicago-Kent College of Law, Illinois Institute of Technology

Advisory Editors

François Dessemontet, *Université de Lausanne, Switzerland*

Paul Goldstein, *Stanford University, California*

Robin Jacob, *University College, London*

For a full list of series volumes, please visit the Cambridge Intellectual Property and Information Law series page on Cambridge Core.

Published online by Cambridge University Press

Intellectual Property Ordering Beyond Borders

Edited by

HENNING GROSSE RUSE-KHAN

University of Cambridge

AXEL METZGER

Humboldt University of Berlin



CAMBRIDGE
UNIVERSITY PRESS

Published online by Cambridge University Press

CAMBRIDGE UNIVERSITY PRESS

Shaftesbury Road, Cambridge CB2 8EA, United Kingdom

One Liberty Plaza, 20th Floor, New York, NY 10006, USA

477 Williamstown Road, Port Melbourne, VIC 3207, Australia

314–321, 3rd Floor, Plot 3, Splendor Forum, Jasola District Centre, New Delhi – 110025, India

103 Penang Road, #05–06/07, Visioncrest Commercial, Singapore 238467

Cambridge University Press is part of Cambridge University Press & Assessment, a department of the University of Cambridge.

We share the University's mission to contribute to society through the pursuit of education, learning and research at the highest international levels of excellence.

www.cambridge.org
Information on this title: www.cambridge.org/9781316512937

DOI: 10.1017/9781009071338

© Cambridge University Press & Assessment 2022

This publication is in copyright. Subject to statutory exception and to the provisions of relevant collective licensing agreements, no reproduction of any part may take place without the written permission of Cambridge University Press & Assessment.

An online version of this work is published at dx.doi.org/10.1017/9781009071338 under a Creative Commons Open Access license CC-BY-NC-ND 4.0 which permits re-use, distribution and reproduction in any medium for non-commercial purposes providing appropriate credit to the original work is given. You may not distribute derivative works without permission. To view a copy of this license, visit https://creativecommons.org/licenses/by-nc-nd/4.0

All versions of this work may contain content reproduced under license from third parties. Permission to reproduce this third-party content must be obtained from these third-parties directly. When citing this work, please include a reference to the DOI 10.1017/9781009071338

First published 2022

A catalogue record for this publication is available from the British Library.

Library of Congress Cataloging-in-Publication Data
NAMES: Grosse Ruse-Khan, Henning, 1974- editor. | Metzger, Axel, 1971- editor.
TITLE: Intellectual property ordering beyond borders / edited by Henning Grosse Ruse-Khan, University of Cambridge; Axel Metzger, Humboldt-Universität zu Berlin.
DESCRIPTION: First edition. | Cambridge, UK ; New York, NY : Cambridge University Press, 2022. |
SERIES: Cambridge intellectual property and information law |
Includes bibliographical references and index.
IDENTIFIERS: LCCN 2022015895 (print) | LCCN 2022015896 (ebook) | ISBN 9781316512937 (hardback) | ISBN 9781009069540 (paperback) | ISBN 9781009071338 (epub)
SUBJECTS: LCSH: Intellectual property (International law)
CLASSIFICATION: LCC K1401 .I556515 2022 (print) | LCC K1401 (ebook) | DDC 346.04/8–dc23/eng/20220801
LC record available at https://lccn.loc.gov/2022015895
LC ebook record available at https://lccn.loc.gov/2022015896

ISBN 978-1-316-51293-7 Hardback

Cambridge University Press & Assessment has no responsibility for the persistence or accuracy of URLs for external or third-party internet websites referred to in this publication and does not guarantee that any content on such websites is, or will remain, accurate or appropriate.

Published online by Cambridge University Press