



# Patents In The Knowledge Based Economy

**Angelika S. Murer**



## **Patents In The Knowledge Based Economy:**

Patents in the Knowledge-Based Economy National Research Council, Policy and Global Affairs, Board on Science, Technology, and Economic Policy, Committee on Intellectual Property Rights in the Knowledge-Based Economy, 2003-08-11 This volume assembles papers commissioned by the National Research Council's Board on Science Technology and Economic Policy STEP to inform judgments about the significant institutional and policy changes in the patent system made over the past two decades The chapters fall into three areas The first four chapters consider the determinants and effects of changes in patent quality Quality refers to whether patents issued by the U S Patent and Trademark Office USPTO meet the statutory standards of patentability including novelty nonobviousness and utility The fifth and sixth chapters consider the growth in patent litigation which may itself be a function of changes in the quality of contested patents The final three chapters explore controversies associated with the extension of patents into new domains of technology including biomedicine software and business methods

Patents in the Knowledge-Based Economy National Research Council, Policy and Global Affairs, Board on Science, Technology, and Economic Policy, Committee on Intellectual Property Rights in the Knowledge-Based Economy, 2003-09-11 This volume assembles papers commissioned by the National Research Council's Board on Science Technology and Economic Policy STEP to inform judgments about the significant institutional and policy changes in the patent system made over the past two decades The chapters fall into three areas The first four chapters consider the determinants and effects of changes in patent quality Quality refers to whether patents issued by the U S Patent and Trademark Office USPTO meet the statutory standards of patentability including novelty nonobviousness and utility The fifth and sixth chapters consider the growth in patent litigation which may itself be a function of changes in the quality of contested patents The final three chapters explore controversies associated with the extension of patents into new domains of technology including biomedicine software and business methods

**Pharma Marketing and Pharmacoeconomics** Rishabha Malviya, Pramod Kumar Srivastava, Swati Verma, Shashikant Srivastava, 2024-12-06 Of immense use as the authors highlight the overall ethnography of big pharma in the healthcare sector with the opportunities and challenges in the outside world Readers will have a picture of the marketing strategies to be adopted to boost the pharmaceutical business From the Foreword by Dhruv Galgotia CEO Galgotia's University Greater Noida India With particular emphasis on modeling methodologies data sources and application to real world dilemmas this new book provides an overview of the pharmaceutical marketplace discussing pharmacoeconomics in pharmaceutical manufacturing pharma policy and management pharmaceutical marketing strategies the economics of clinical trials for drugs the role of patents in economic development and much more

**To promote innovation the proper balance of competition and patent law and policy : a report by the Federal Trade Commission.** United States. Federal Trade Commission, 2003 **Doing Business in the Knowledge-Based Economy** Louis A. Lefebvre, Elisabeth Lefebvre, Pierre Mohnen, 2012-12-06 On September 17 and 18

1998 a conference took place at Mont Tremblant on the theme Doing Business in a Knowledge Based Economy This conference brought together some hundred participants from government business and academia with backgrounds in business administration engineering public administration and economics to provide a multidisciplinary analysis of what has come to be known as the Knowledge Based Economy KBE The aim was to come up with suggestions and recommendations about how to do business in a knowledge based economy both at the firm level and at the government level All presenters were explicitly asked to conclude with policy recommendations The conference was sponsored by Industry Canada and organized by the Centre of Interuniversity Research on the Analysis of Organizations CIRANO The conference papers offered U S Canadian and European perspectives on the management of a knowledge based economy This volume is divided into three parts The papers in part I set the stage by describing the salient features of the KBE What is so special about it What are its economic underpinnings What are its technological characteristics Knowledge plays a crucial role in a KBE hence its name Whereas in the past growth was determined primarily by the availability of land natural resources labour and capital successively at the end of the twentieth century knowledge has become a if not the major factor of economic growth **The Economic Impact of Patents in a Knowledge-Based Market Economy -** , The aim of this paper is therefore to identify the sources of persisting discrepancies and seek an alternative explanation of the principal functioning of the patent system which would better withstand the test of the reality of a modern knowledge based economy in which innovation based competition not monopoly prevails This is then the public good effect of a patent by which cumulative research is explicitly allowed indeed promoted so that innovators can stand on the shoulders of the giants who precede them as Scotchmer would say 18 The public good effect of patents then obviously opens the way for innovation based competition to take place provided however that the pro competitive nature of the public g The following remark by Cornish is a representative case in point For instance in an internal combustion engine the idea of putting a cushion of air in the cylinder between the fuel and the piston in order to cushion the explosive effect of ignition was said not in itself to be patentable but a machine devised to do so was 30 Much the same reasoning was expressed in the U Despite this indeed laconic overly simplified and incomplete presentation of the basic principles it is not difficult to see that the scope of patent protection is itself limited by the law to the extent that the primary benefit of the public good effect of patents is not adversely affected The above exposition of the competitive framework of patents and their optimal scope is an extremely simple model the value of which rests primarily on the originality of the underlying assumptions and not on its sophistication **Patents** Marc Baudry, Béatrice Dumont, 2017-10-30 The patent system is criticized today by some practitioners and economists In fact there is a partial disconnection between patent demographics and productivity gains but also the development of actors who do not innovate and who develop business models that their detractors equate with a capture of annuities or a dangerous commodification of patents This book provides a less Manichaeian view of the position of patents in the system of contemporary innovation It first

recalls that these criticisms are not new before arguing that if these criticisms have been revived it is because of a partial shift from an integrated innovation system to a much more fragmented and open system This shift accompanied the promotion of a more competitive economy The authors show that this movement is coherent with a more intensive use of patents but also one that is more focused on their signal function than on their function of direct monetary incentive to innovation

**Applied Evolutionary Economics and the Knowledge-based Economy** Andreas Pyka,Horst Hanusch,2006-01-01 This book focuses on knowledge based economies and attempts to analyze dynamic innovation driven processes within those economies It shows that evolutionary economics and in particular the strand of applied industry and innovation studies often called Neo Schumpeterian economics has left the nursery of new academic approaches and is able to offer important insights for the understanding of socio economic processes of change and development having a strong impact on economic reality all over the world The contributions are summarized under four major sections knowledge and cognition studies of knowledge based industries the geographical dimension of knowledge based economies and measuring and modelling for knowledge based economies and give a broad overview of the prolific research being undertaken in applied evolutionary economics Students will find this book an invaluable resource for future research as will researchers seeking an introduction to new methods and perspectives of analysis

*Blocking Patents in European Competition Law* Angelika S. Murer,2021-12-03 In practice and jurisprudence in European competition law it is especially difficult to define the boundaries of patent abuse as an offence In this thoroughly researched book the author answers the question of when and how an application for a blocking patent can amount to an abuse of a dominant position under Article 102 TFEU Drawing on legal literature and European Union EU case law the presentation analyses a constellation of blocking patenting strategies and proposes potential remedies where abuse is involved With detailed descriptions of the characteristics of potentially abusive and non abusive behaviour regarding applications for blocking patents the book provides the following and more a comprehensive analysis of the case law of the EU courts on the abuse of a dominant position in cases which involve intellectual property rights insights on how patenting strategies affect competition with a particular focus on the application of blocking patents an overview of the developments in doctrine and practice which led to the current understanding of the seemingly conflictual goals of competition and intellectual property law and insights on the difficulties of defining relevant markets and establishing whether an undertaking holds a dominant position The book illustrates the mechanisms of blocking patenting strategies with examples from the pharmaceutical industry because blocking strategies have particular relevance in applying for patents in that context A test scheme for analysing the application of a blocking patent under Article 102 TFEU is included Additionally the book provides an outlook on the topic of patents and shortages of supply in light of the COVID pandemic Practitioners and policymakers requiring an understanding of the conceptual framework of the abuse concept within EU competition law and how it relates to patent strategies will welcome this invaluable book They will not

only be able to set the conduct of applying for blocking patents into the Article 102 TFEU context but also have decisive tools to approach questions on the intersection of patent law and competition law in the EU

**The Global Governance of Knowledge** Peter Drahos, 2010-01-28 Patent offices around the world have granted millions of patents to multinational companies Patent offices are rarely studied and yet they are crucial agents in the global knowledge economy Based on a study of forty five rich and poor countries that takes in the world's largest and smallest offices Peter Drahos argues that patent offices have become part of a globally integrated private governance network which serves the interests of multinational companies and that the Trilateral Offices of Europe the USA and Japan make developing country patent offices part of the network through the strategic fostering of technocratic trust By analysing the obligations of patent offices under the patent social contract and drawing on a theory of nodal governance the author proposes innovative approaches to patent office administration that would allow developed and developing countries to recapture the public spirit of the patent social contract

**Patents, Innovation and Economic Performance OECD Conference Proceedings** OECD, 2004-10-14 This publication presents a collection of the policy oriented empirical studies and stakeholders views designed to show how patent regimes can contribute more efficiently to innovation and economic performance

*Knowledge Generation and Protection* Jorge Mario Martínez-Piva, 2009-12-03 This book is the English version of the text published by the Economic Commission for Latin America and the Caribbean in April 2008 and entitled *Generación y protección del conocimiento propiedad intelectual innovación y desarrollo económico* Since then the year that has passed has been fraught with uncertainty but has also brought signs of hope Indeed the past year was marked by the outbreak of the deepest and most pervasive financial and economic crisis since the Great Depression of 1929 a crisis generated in the United States but whose negative repercussions have spread at a phenomenal rate throughout the planet The impact of this crisis on the peoples of Latin America and the Caribbean will undermine the region's prospects for economic growth employment and poverty alleviation This was the year in which United States citizens elected Barack Obama as their President a clear sign of new hope This hope was tangible at the Fifth Summit of the Americas held in Port of Spain which marked a turning point in the relations between the countries that make up this hemisphere The open posture of the United States and that country's readiness to listen rather than to impose any particular position and its willingness to engage in dialogue on an equal footing were positive signs Moreover it was generally admitted that there is not just one model for advancing successfully toward development

**Patent Reform** United States. Congress. Senate. Committee on the Judiciary, 2007

Progress Towards the Knowledge Driven Economy Great Britain. Parliament. House of Commons. Trade and Industry Committee, 2005 The 1998 White Paper *Our competitive future building the knowledge based economy* CM 4176 ISBN 0101417624 proposed a ten year programme to enable the UK to close the productivity gap by exploiting the potential benefits of a modern knowledge driven economy More than six years on this report is a review of the progress that has been made The topics covered include UK performance

since 1998 the development of new products processes and services science and knowledge research bases knowledge transfer and exploitation information and communication technologies competition from low cost economies One of the conclusions is that although the UK s science and knowledge research bases and businesses are collaborating more frequently the performance in knowledge exploitation has been disappointing and the relative position of the UK against the rest of the G7 has remained unchanged Another conclusion is that although there is some evidence that outsourcing abroad can be beneficial the Government should keep the trend under review in case there are strategic losses

*Essays in Honor of Edwin Mansfield* Albert N. Link, Frederic M. Scherer, 2005-07-01 Edwin Mansfield was a research pioneer into the economics of R and D and technological change As appreciation and remembrance for his scholarly contributions eminent scholars have contributed original papers for this edited volume The authors have followed the Mansfieldian approach of emphasizing economic insight and intuition over mathematical rigor and as a result are very accessible Essays in Honor of Edwin Mansfield has the potential to serve as a reader in all advanced undergraduate and graduate classes seminars in the economics of R and D and technological change This edited volume will be the definitive work in the field

*Handbook of Law and Economics* A. Mitchell Polinsky, Steven Shavell, 2007-11-07 Law can be viewed as a body of rules and legal sanctions that channel behavior in socially desirable directions for example by encouraging individuals to take proper precautions to prevent accidents or by discouraging competitors from colluding to raise prices The incentives created by the legal system are thus a natural subject of study by economists Moreover given the importance of law to the welfare of societies the economic analysis of law merits prominent treatment as a subdiscipline of economics This two volume Handbook is intended to foster the study of the legal system by economists The two volumes form a comprehensive and accessible survey of the current state of the field Chapters prepared by leading specialists of the area Summarizes received results as well as new developments

**Patents and Professors** Anna Marion Bieri, 2022-06-14 Who owns inventions developed at US research universities And who benefits from the current ownership regime To answer these questions Anna Marion Bieri discusses the transformation which has taken place in academia in regard to the involvement and commercialisation of patents and the effect university patenting has had on the academic mission and the scientific commons Special emphasis is placed on the history and implementation of the Bayh Dole Act a widely discussed law which facilitated the patenting and commercialisation of federally funded university inventions On this basis the author explores who should benefit from university inventions and how the current ownership regime should be modified to achieve this purpose Finally Anna Marion Bieri proposes that universities employ patents strategically in accordance with their research strengths

**The Economics of the European Patent System** Dominique Guellec, Bruno van Pottelsberghe de la Potterie, 2007-02 Why does society allow or even encourage private appropriation of inventions When do patents encourage competition when do they hamper it These questions and many more are addressed by two eminent scholars in this groundbreaking analysis of the economic

foundations of the European patent system

### **Intellectual Property and Innovation Protection Rémi**

Lallement, 2017-11-01 This book analyses the various ways in which intellectual property IP operates in relation to innovation activity It reflects on the classical issues of the IP system related to the necessity of protecting risky and often costly investments undertaken by firms and others players involved in the innovation process Beyond this it stresses the numerous challenges addressed by contemporary technological and societal change especially in a world where the digital revolution is rapidly transforming the way in which innovation is organized In this context the new corporate IP and innovation practices call for responses on the part of public policies The Economic Valuation of Patents Federico Munari, Raffaele

Oriani, 2011-10-01 This book fills an important gap in the literature and will be very useful both to students of intellectual property and practitioners confronted by the problem of valuing their patent portfolios An excellent overview of an evolving and challenging area it provides the necessary background to thinking about the problem of valuation and describes all the major methods in use including the real options approach Bronwyn H Hall University of California Berkeley US In depth knowledge and scientific approach are used to improve patent valuation techniques a dream book for both researchers and practitioners interested in identifying the value of creative minds Bruno van Pottelsberghe Solvay Brussels School of Economics and Management ULB Belgium The Economic Valuation of Patents provides an original and essential analysis of patent valuation presenting the main methodologies to value patents in different contexts Starting with an analysis of the relevance of patent valuation from a strategic economic and legal perspective the book undertakes a thorough review of the existing financial and qualitative valuation methodologies The contributing authors IP experts from academia and business discuss the application of valuation issues in various contexts such as patent portfolio management licensing agreements IP litigation IP backed finance and accounting For each topic an introductory theoretical background is provided and specific application contexts are then investigated This multidisciplinary book bridges theory and practice in a unique and novel way that will be appreciated by graduate students scholars and practitioners alike



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