

Intellectual Property Managers and Developers

NORDIP

Enabling the Nordic knowledge economy

Patsoft 2007
2007-06-04

Morten Landsgård

A project supported by:



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The NORDIP challenge

Help SMEs manage (and enforce) their IPR wisely, and specifically help them signal their patents as

- valuable
- and
- enforceable assets.

This will improve credibility and tradability of patents, thus improving position in asymmetrical collaborations, and it will encourage more investment in R&D

Contributors:



IPR UNIVERSITY CENTER
Immateriaalioikeusinstituutti



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Advisory board:

- Danish Patent Office
- Abelia
- Katarina Lundblad Pinnekamp

Previously suggested mechanisms

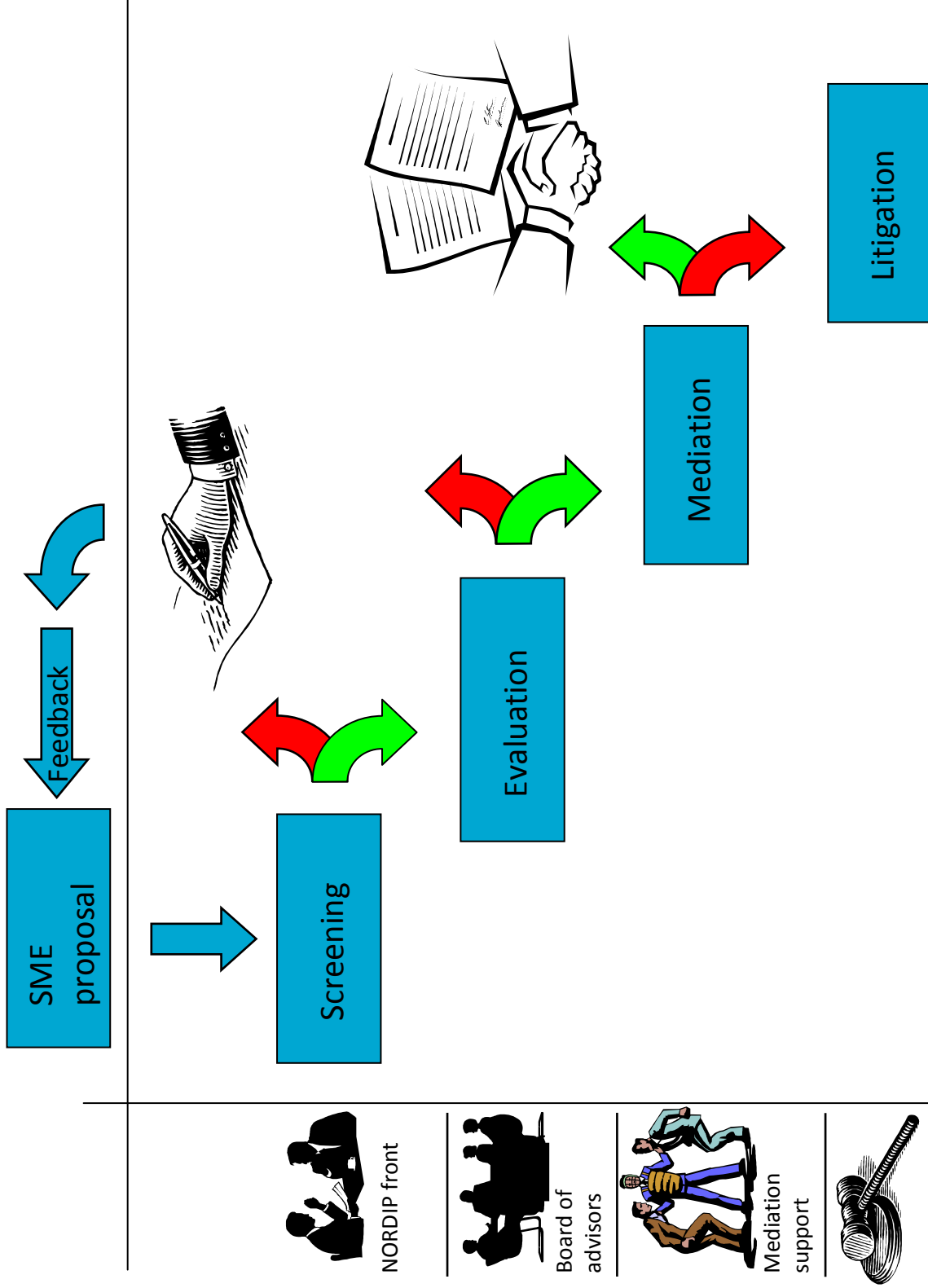
- Patent litigation insurance
 - ex – CJA report : mandatory fee on European Patent per country opening to conditional investigations expenses and litigation coverage if chances are good
 - Limitations: insurance companies are not necessarily interested
- Patent Defence Union
 - concept described by Prof. Kingston (Dublin)
 - members pay a yearly fee on granted European patents, accept arbitration among them – the PDU takes in charge a few infringement cases per year.
 - Limitations: members must accept arbitration, membership does not guarantee protection, as it depends on the quality of the patent, and patents quality are not screened upon membership
- Private insurance
 - Expensive (analysis made upstream), demanding formalisation



Improving the PDU model: **NORDIP hypothesis**

- Not all patents are enforceable
- SMEs must contribute to NORDIP costs
- Mediation often preferred and lower cost than arbitration
- Direct or indirect membership model ?
- Feedback and education

The overall picture



Challenges

- Quality and marketing of the network of NORDIP screening auditors
- Criteria for accepting cases at each step
- SMEs will probably engage NORDIP too late, when they are finally feeling the pinch
- Investigation + a few legal cases to prove the model will require significant financial resources



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- Contact:
 - Morten Landsgård: ml@leogriff.no, tel +47 915 83 773