# Table of Contents

## Editorials

<table>
<thead>
<tr>
<th>Author(s)</th>
<th>Title</th>
<th>Pages</th>
</tr>
</thead>
<tbody>
<tr>
<td>Abbott, F.M.</td>
<td>Let International Competition Negotiations Sleep a While Longer: Focus on Tools and Capacity</td>
<td>259</td>
</tr>
<tr>
<td>Broß, S. and Lamping, M.</td>
<td>Eyes Wide Shut</td>
<td>887</td>
</tr>
<tr>
<td>Calboli, I.</td>
<td>Chocolate, Fashion, Toys and Cabs: The Misunderstood Distinctiveness of Non-Traditional Trademarks</td>
<td>1</td>
</tr>
<tr>
<td>Chapman, S. and Sherman, B.</td>
<td>Finding a Place for Agriculture in Intellectual Property Law</td>
<td>759</td>
</tr>
<tr>
<td>Di Porto, F.</td>
<td>In Praise of an Empowerment Disclosure Regulatory Approach to Algorithms</td>
<td>507</td>
</tr>
<tr>
<td>Geiger, C.</td>
<td>The TTIP and Its Investment Protection: Will the EU Still Be Able to Regulate Intellectual Property?</td>
<td>631</td>
</tr>
<tr>
<td>Ginsburg, J.C.</td>
<td>People Not Machines: Authorship and What It Means in the Berne Convention</td>
<td>131</td>
</tr>
<tr>
<td>Grosse Ruse-Khan, H.</td>
<td>Global Content Protection Through Automation – A Transnational Law Perspective</td>
<td>1017</td>
</tr>
<tr>
<td>Lamping, M.</td>
<td>cf. Broß, S.</td>
<td>887</td>
</tr>
<tr>
<td>Raue, B.</td>
<td>Free Flow of Data? The Friction Between the Commission’s European Data Economy Initiative and the Proposed Directive on Copyright in the Digital Single Market</td>
<td>379</td>
</tr>
<tr>
<td>Sherman, B.</td>
<td>cf. Chapman, S.</td>
<td>759</td>
</tr>
</tbody>
</table>

## Articles

<table>
<thead>
<tr>
<th>Author(s)</th>
<th>Title</th>
<th>Pages</th>
</tr>
</thead>
<tbody>
<tr>
<td>Abegg, B.</td>
<td>The Geographical Trade Mark: A Swiss Innovation Worth Copying?</td>
<td>565</td>
</tr>
<tr>
<td>Ampollini, D.</td>
<td>cf. Cuonzo, G.</td>
<td>895</td>
</tr>
<tr>
<td>Colangelo, G. and Maggiolino, M.</td>
<td>Intel and the Rebirth of the Economic Approach to EU Competition Law</td>
<td>685</td>
</tr>
<tr>
<td>Cuonzo, G. and Ampollini, D.</td>
<td>Generic Medicines and Second Medical Use Patents: Litigation or Regulation? An Overview of Recent European Case Law and Practice</td>
<td>895</td>
</tr>
<tr>
<td>Di Cataldo, V.</td>
<td>Goods in Transit and Trade Mark Law (and Intellectual Property Law?)</td>
<td>436</td>
</tr>
<tr>
<td>Drahos, P.</td>
<td>cf. Cheng, W.</td>
<td>5</td>
</tr>
<tr>
<td>Gandia Sellens, M.A.</td>
<td>The Viability of the Unitary Patent Package After the UK’s Ratification of the Agreement on a Unified Patent Court</td>
<td>136</td>
</tr>
<tr>
<td>Author(s)</td>
<td>Title</td>
<td>Pages</td>
</tr>
<tr>
<td>-----------</td>
<td>-------</td>
<td>-------</td>
</tr>
<tr>
<td>Godt, C.</td>
<td>Technology, Patents and Markets: The Implied Lessons of the EU Commission’s Intervention in the Broccoli/Tomatoes Case of 2016 for Modern (Plant) Genome Editing</td>
<td>512</td>
</tr>
<tr>
<td>Guibault, L. and Schroff, S.</td>
<td>Extended Collective Licensing for the Use of Out-of-Commerce Works in Europe: A Matter of Legitimacy Vis-à-Vis Rights Holders</td>
<td>916</td>
</tr>
<tr>
<td>Johnson, P.</td>
<td>“So Precisely What Will You Use Your Trade Mark for?” Bad Faith and Clarity in Trade Mark Specifications</td>
<td>940</td>
</tr>
<tr>
<td>Jung, C.</td>
<td>Patent Damages Determination in Korea</td>
<td>267</td>
</tr>
<tr>
<td>Juška, Ž.</td>
<td>The Effectiveness of Antitrust Collective Litigation in the European Union: A Study of the Principle of Full Compensation</td>
<td>63</td>
</tr>
<tr>
<td>Kapyrina, N.</td>
<td>Limitations in the Field of Designs</td>
<td>41</td>
</tr>
<tr>
<td>Keresteš, T.</td>
<td>cf. Repas, M.</td>
<td>299</td>
</tr>
<tr>
<td>Larroyed, A.A.</td>
<td>Machine Translation and Disclosure of Patent Information</td>
<td>763</td>
</tr>
<tr>
<td>Long, J.</td>
<td>Different Solutions for Similar Questions: Hyperlinks and the Right of Communication to the Public in China and the EU</td>
<td>413</td>
</tr>
<tr>
<td>Lundstedt, L.</td>
<td>Putting Right Holders in the Centre: Bolagsupplysningen and Ilsjan (C-194/16): What Does It Mean for International Jurisdiction over Transborder Intellectual Property Infringement Disputes?</td>
<td>1022</td>
</tr>
<tr>
<td>Maggiolino, M.</td>
<td>cf. Colangelo, G.</td>
<td>685</td>
</tr>
<tr>
<td>Meng, S.</td>
<td>cf. Wan, Z.</td>
<td>636</td>
</tr>
<tr>
<td>Mysoor, P.</td>
<td>Exhaustion, Non-exhaustion and Implied Licence</td>
<td>656</td>
</tr>
<tr>
<td>Naser, M.A.</td>
<td>Reform for the Worse: Employees’ Inventions in Jordan</td>
<td>787</td>
</tr>
<tr>
<td>Pusceddu, P.</td>
<td>Assessing Access to Medicines in Preferential Trade Agreements: From the Trans-Pacific Partnership to the Comprehensive and Progressive Agreement for Trans-Pacific Partnership</td>
<td>1048</td>
</tr>
<tr>
<td>Rendas, T.</td>
<td>Copyright, Technology and the CJEU: An Empirical Study</td>
<td>153</td>
</tr>
<tr>
<td>Repas, M. and Keresteš, T.</td>
<td>The Certification Mark as a New EU-Wide Industrial Property Right</td>
<td>299</td>
</tr>
<tr>
<td>Saw, C.L.</td>
<td>Linking on the Internet and Copyright Liability: A Clarion Call for Doctrinal Clarity and Legal Certainty</td>
<td>536</td>
</tr>
<tr>
<td>Schroff, S.</td>
<td>cf. Guibault, L.</td>
<td>916</td>
</tr>
<tr>
<td>Snijders, T.</td>
<td>cf. van Deursen, S.</td>
<td>1080</td>
</tr>
<tr>
<td>Tyagi, K.</td>
<td>Four-to-Three Telecoms Mergers: Substantial Issues in EU Merger Control in the Mobile Telecommunications Sector</td>
<td>185</td>
</tr>
<tr>
<td>van Deursen, S. and Snijders, T.</td>
<td>The Court of Justice at the Crossroads: Clarifying the Role for fundamental Rights in the EU Copyright Framework</td>
<td>1080</td>
</tr>
<tr>
<td>Wan, Z. and Meng, S.</td>
<td>A Case for a Limited Breeding Exemption from Patent Protection</td>
<td>636</td>
</tr>
<tr>
<td>Wechs Hatanaka, A.</td>
<td>Optimising Mediation for Intellectual Property Law – Perspectives from EU, French and UK Law</td>
<td>384</td>
</tr>
</tbody>
</table>
### Opinions

<table>
<thead>
<tr>
<th>Author</th>
<th>Title</th>
<th>Pages</th>
</tr>
</thead>
<tbody>
<tr>
<td>Abbott, F.M.</td>
<td>The UK Competition Appeal Tribunal’s Misguided Reprieve for Pfizer’s Excessive Pricing Abuse</td>
<td>845</td>
</tr>
<tr>
<td>Bulayenko, O.</td>
<td></td>
<td>814</td>
</tr>
<tr>
<td>Frosio, G.</td>
<td></td>
<td>814</td>
</tr>
<tr>
<td>Geiger, C., Frosio, G., and Bulayenko, O.</td>
<td>Text and Data Mining in the Proposed Copyright Reform: Making the EU Ready for an Age of Big Data? · Legal Analysis and Policy Recommendations</td>
<td>814</td>
</tr>
<tr>
<td>Kur, A.</td>
<td>Abolishing Infringement Jurisdiction for EU Marks? –The Perfume Marks Decision by the German Federal Court of Justice</td>
<td>452</td>
</tr>
</tbody>
</table>

### Reports

<table>
<thead>
<tr>
<th>Author</th>
<th>Title</th>
<th>Pages</th>
</tr>
</thead>
<tbody>
<tr>
<td>Lee, Y.H.</td>
<td>United Kingdom Copyright Decisions 2017</td>
<td>324</td>
</tr>
<tr>
<td>Liddicoat, J.</td>
<td></td>
<td>318</td>
</tr>
<tr>
<td>Sadaf, N.</td>
<td>Legislative Developments in the Protection of Plant Breeders’ Rights in Pakistan</td>
<td>700</td>
</tr>
<tr>
<td>Weller, G.</td>
<td></td>
<td>331</td>
</tr>
<tr>
<td>Zhou, Y.</td>
<td></td>
<td>331</td>
</tr>
</tbody>
</table>

### Decisions

#### INTELLECTUAL PROPERTY LAW

**UK**

*Supreme Court*

Decisions (cont’d)

Patent Law

European Union
European Court of Justice (Seventh Chamber)
7 December 2017 – Case No. C-567/16 · Regulation (EC) No 469/2009, Arts. 3(b), 10(3); Directive 2001/83/EC, Art. 28(4)

“Merck Sharp” · Merck Sharp & Dohme Corporation v. Comptroller General of Patents, Designs and Trade Marks................................................. 348

“Pfizer Ireland Pharmaceuticals” · Pfizer Ireland Pharmaceuticals, Operations Support Group v. Orifarm GmbH ................................................ 1099

“Teva UK and Others” · Teva UK Ltd, Accord Healthcare Ltd, Lupin Ltd, Lupin (Europe) Ltd, Generics (UK) Ltd, trading as “Mylan” · v. Gilead Sciences Inc. ........................................................................................................ 1101

“Finasteride” · Teva Pharmaceutical Industries Ltd. and Teva Santé v. Merck & Co. Inc. (now Merck Sharp & Dohme Corp.).......................... 714

France
Supreme Court (Cour de cassation), Commercial Division
Decisions (cont’d)

**Germany**
Federal Supreme Court (Bundesgerichtshof)
European Patent Convention, Arts. 52(2)(a), 52(3);
Patent Act, Sec. 1(3), No. 1, 1(4), 1a(1)
and (2)

**Germany**
Federal Supreme Court (Bundesgerichtshof)
European Patent Convention, Art. 52(1)(d); Patent Act, Sec. 1(3) No. 4, Sec. 9 second sentence, No. 3

**Germany**
Federal Supreme Court
16 May 2017 – Case No. X ZR 120/15.
Code of Civil Procedure, Secs. 521(2) second sentence, 277(2), 524(3), second sentence; Patent Act, Secs. 140a(3) first sentence, 9 No. 1, 139; Civil Code, Sec. 840

**Germany**
Federal Supreme Court (Bundesgerichtshof)
11 July 2017 – Case No. X ZB 2/17.
Patent Act, Secs. 24, 85(1)

"Receptor Tyrosine Kinase" ..................................................................................... 221

"Receptor Tyrosine Kinase II" .................................................................................. 231

"Sealing System" (Abdichtsystem) ......................................................................... 466

"Raltegravir" ............................................................................................................. 94
Decisions (cont’d)

Germany
Federal Supreme Court (Bundesgerichtshof)
24 October 2017 – Case No. X ZR 55/16 · Directive 2009/125/EG; Patent Act, Sec. 9(2), No. 1

“Drum Unit” (Trommeleinheit) ................................................................. 972

Germany
Federal Supreme Court (Bundesgerichtshof)
9 January 2018 – Case No. X ZR 14/16 · European Patent Convention, Art. 56; Patent Act, Sec. 4

“Thermal Energy Management” (Wärmeenergieverwaltung) ................. 854

Japan
Supreme Court
24 March 2017 – Case No. 2016 (Ju) 1242 · Japanese Patent Act, Sec. 70

“Maxacalcitol II” · DKSH et al. v. Chugai Pharmaceutical ............................. 591

Japan
Decision of the Supreme Court
10 July 2017 – Case No. 632 (Ju) 2016 · Patent Act, Secs. 104ter, 104quater

“Sheet Cutter” ...................................................................................... 237

Japan
IP High Court (Grand Panel)
20 January 2017 – Case No. 10046 (ne) of 2016 (final) · Patent Act, Sec. 68bis

“Oxaliplatinum” · Debiopharm International S.A. v. Towa Pharmaceutical Co. Ltd. ................................................................................. 858

Switzerland
Federal Patent Court (Bundespatentgericht)
3 October 2017 – Case No. O2017_001 · Patent Act, Arts. 140b, 140l, 148

“Tenofovir” · Mepha Pharma AG v. Gilead Sciences Inc. .......................... 349
# Decisions (cont’d)

**United Kingdom**  
Supreme Court  
12 July 2017 – Case No. [2017] UKSC 48 ·  
Protocol on the Interpretation of Article 69(1) EPC, Art. 1; European Patent Convention, Art. 69

“Actavis v. Lilly – Pemetrexed” · Actavis UK Limited and others v. Eli Lilly and Company; Eli Lilly and Company v. Actavis UK Limited and others

---

**United States of America**  
Supreme Court  
22 June 2018 – Case No. 16-1011 ·  
35 U.S.C., §271(f), §284

“WesternGeco v. ION Geophysical” · WesternGeco LLC v. ION Geophysical Corp.

---

**COPYRIGHT LAW**

**European Union**  
European Court of Justice (Third Chamber)  
29 November 2017 – Case No. C-265/16 ·  
Directive 2001/29/EC, Arts. 3(1), 5(2)(b)

“VCAST” · VCAST Limited v. RTI SpA

---

**European Union**  
European Court of Justice (Second Chamber)  
7 August 2018 – Case No. C-161/17 ·  
Directive 2001/29/EC, Art. 3(1)

“Renckhoff” · Land Nordrhein-Westfalen v. Dirk Renckhoff

---

**Austria**  
Supreme Court (Oberster Gerichtshof)  
20 April 2016 – Case No. 40b61/16y ·  
Copyright Act, Secs. 16, 16a, 18a

“Le Corbusier”

---

**Austria**  
Supreme Court (Oberster Gerichtshof)  
26 September 2017 – Case No. 40b81/17s ·  
Copyright Act, Sec. 42(e) and (f) (Copyright Act Sec. 74(7)); German Copyright Act, Sec. 57

“Pictorial Quotation”
Decisions (cont’d)

**Estonia**
Supreme Court
11 October 2017 –
Case No. 2-16-1988 ·
Copyright Act, Sec. 4(2)

“AlterMedia” · Autolevi OÜ v. AlterMedia OÜ ..................................................... 719

**France**
Supreme Court, First
Civil Chamber (Cour de cassation)
6 July 2017 – Joint
Cases Nos. 16-17217, 16-18298, 16-18348, 16-18595 ·


**France**
Supreme Court (Cour de cassation)
27 February 2018 – Case No.
ECLI:FR:CCASS: 2018:CR00113 ·

“eMule” · Société des Auteurs Compositeurs et Éditeurs de Musique (SACEM) v. Mr. Vincent Y. and Mr. Emanuel B................................. 862

**Germany**
Federal Supreme Court (Bundesgerichtshof)
21 September 2017 –
Case No. I ZR 11/16 ·
Copyright Act, Sec. 15(2)

“Thumbnails III (Vorschaubilder III)” ................................................................. 357

**Germany**
Federal Supreme Court (Bundesgerichtshof)
11 January 2018 –
Case No. I ZR 85/17 ·
Civil Code, Sec. 313; Copyright Act, Secs. 15(3), 15(2) first sentence and second sentence No. 3, 20, 20b(1) first sentence, 78(1) No. 2, 78(2) No. 1, 87(1) case 1

“Hospital Radio (Krankenhausradio)” ............................................................... 871
### Decisions (cont’d)

#### Italy

- **Supreme Court of Cassation, I Civil Division**
  - (Suprema Corte di Cassazione, Sezione I Civile)
  - 27 July 2017 – Decision No. 18633/2017

- **Supreme Court of Cassation, I Civil Division**
  - (Suprema Corte di Cassazione, Sezione I Civile)
  - 12 January 2018 – Case No. 658/2018

#### Poland

- **Supreme Court**
  - 3 February 2017 – Case No. II CSK 400/16

#### Portugal

- **Supreme Court**
  - 14 September 2017 – Case No. 6701/09.0TVLSB. L1.S1

#### Sweden

- **Supreme Court**
  - 21 February 2017 – Case No. T 1963-15

---

- **“Amore Criminale” · Reti Televisive Italiane S.p.a. v. Ruvido Produzioni S.r.l.** ............................................................... 475
- **“Nativity Figures” · Euromarchi S.r.l. v. Due Esse Christmas S.r.l. et al.** ................................................................. 1106
- **“Performers’ Remuneration”** ................................................................. 734
- **“Swedish Scapegoats” · JL v. MA** ................................................................. 1111
Decisions (cont’d)

Sweden
Supreme Court
22 December 2017 – Case No. B 2787-16
Act on Copyright in Literary and Artistic Works

“PirateBay.se” .............................................................................................................. 992

Switzerland
Federal Supreme Court, 1st Civil Chamber (Bundesgericht, I. zivilrechtliche Abteilung)
12 July 2017 – Case No 4A_115/2017 · Design Act, Art. 2(1)

“Max Bill Bar Stool” ................................................................................................... 113

DESIGN LAW

European Union
European Court of Justice (Second Chamber)

“Nintendo” · Nintendo Co. Ltd v. BigBen Interactive GmbH and BigBen Interactive SA ........................................................................................................ 123

European Union
European Court of Justice (Second Chamber)

“DOCERAM” · DOCERAM GmbH v. CeramTec GmbH ......................... 982
Decisions (cont’d)

TRADE MARK LAW

European Union
European Court of Justice (First Chamber)
6 December 2017 – Case No. C-230/16 · Treaty on the Functioning of the European Union, Art. 101(1); Regulation (EU) No 330/2010, Art. 4(b) and (c)

European Union
European Court of Justice (Second Chamber)
20 December 2017 – Case No. C-393/16 · Regulation (EC) No 1234/2007, Art. 118m(2)(a)(ii), (b) and (c); Regulation (EU) No 1308/2013, Art. 103(2)(a)(ii), (b) and (c)

European Union
European Court of Justice (Fifth Chamber)
7 June 2018 – Case No. C-44/17 · Regulation (EC) No 110/2008, Art. 16(a)–(c), Annex III

European Union
European Court of Justice (Grand Chamber)
12 June 2018 – Case No. C-163/16 · Directive 2008/95/EC, Arts. 2, 3(1)(e)(iii)

Argentina
Federal Court of Appeals of Civil and Commercial Matters (Third Chamber)
29 April 2016 – Cases Nos. 17.516/03/CA3 and 11.349/05

“Coty Germany” · Coty Germany v. Parfümerie Akzente GmbH .......... 368

“Comité Interprofessionnel du Vin de Champagne” · Comité Interprofessionnel du Vin de Champagne v. Aldi Süd Dienstleistungs-GmbH & Co. OHG .......................................................... 478

“Scotch Whisky Association” · Scotch Whisky Association v. Michael Klotz .............................................................................................................. 996


Decisions (cont’d)

**France**
Supreme Court (Cour de cassation)

“Prop Groupe and Groupe Paredes v. Argos Hygiène” · Prop Groupe and Groupe Paredes v. Argos Hygiène ............................................................. 120

**France**
Supreme Court (Cour de cassation)
8 June 2017 – Case No. 15-21357 · Intellectual Property Code, Arts. L. 711-3, L. 716-1; Law of 31 December 1964, Art. 3; Civil Code, Art. 2262

“Cheval Blanc” · Cheval Blanc Company, now Château Cheval Blanc, v. Mr. X and Earl X., former Earl X… de Cheval Blanc................................. 242

**France**
Supreme Court (Cour de cassation), Commercial Chamber

“Buckfast” · Florent L. v. Dominique F. and Buckfast France SAS .......... 742

**France**
Supreme Court (Cour de cassation), Commercial Chamber

“Merci” · August Storck KG (Germany) v. Director General of INPI, Éva E., De Rien Mon Amour SAS (formerly named Merci Chéri) et al. .......... 601
### Decisions (cont’d)

**France**

Supreme Court
(Cour de cassation)
17 January 2018 –
Case No. 15-29276 ·
Intellectual Property Code, Arts. L.713-2, L. 716-10

**Castel Frères** · Castel frères v. Mr. x. and Ms. Y. ............................................ 1116

**Germany**

Federal Supreme Court
(Bundesgerichtshof)
18 October 2017 –
Case No. I ZB 3/17 ·
Trade Mark Act, Sec. 3(2), No. 2, Code of Civil Procedure, Sec. 308(1)

**Glucose Tablets** (Traubenzuckertäfelchen).................................................. 603

**Germany**

Federal Supreme Court
(Bundesgerichtshof)
18 October 2017 –
Case No. I ZB 105/16 ·
Trade Mark Act, Sec. 3(2), No. 1; Code of Civil Procedure, Sec. 263

**Square Chocolate Bar Packaging** (Quadratische Tafelschokoladenverpackung) ............................................................................ 612

**Germany**

Decision of the Federal Supreme Court
(Bundesgerichtshof)
9 November 2017 –

**Perfume Marks** (Parfummarken)...................................................................... 485

**Germany**

Federal Supreme Court
(Bundesgerichtshof)
15 February 2018 –
Case No. I ZR 138/16 ·
Trade Mark Act, Sec. 14(2) No. 1

**ORTLIEB** ..................................................................................................................... 1121

**India**

Supreme Court
14 December 2017 –
Case No. 5375-5377/2017 ·
Case Law on Passing Off

**Prius** · Toyota Jidosha Kabushiki Kaisha v. M/S Prius Auto Industries Limited & Ors............................................................................................................ 744
Decisions (cont’d)

**Italy**
Supreme Court of Cassation, V Criminal Division (Suprema Corte di Cassazione, Sezione V Penale)
17 March 2017 – Case No. 13078/2017 · Italian Criminal Code, Art. 474

“Vespa” · Italy v. Mr. K. .................................................................................................................. 370

**Norway**
Supreme Court
17 January 2017 – Case No. HR-2018-110-A (2017/1490) · Trademarks Act, Sec. 4

“ENSILOX” · Addcon Nordic AS v. Halfdan L. Solberg AS......................................................... 879

“Purple Haze” · GlaxoSmithKline AS v. Sandoz A/S and Novartis Norge AS………………………… 745

**Russia**
Constitutional Court
13 February 2018 – Case No. C-419/13 · Civil Code of the Russian Federation, Arts. 1252 para. 4, 1487, 1515 paras. 1 and 2; Agreement on the Eurasian Economic Union, Annex No. 26

“PAG LLC v. Sony” · “PAG” LLC v. Sony Corporation ................................................................. 1004

**South Africa**
Supreme Court of Appeal
27 May 2016 – Case No. [2016] ZASCA 74. case law on passing off and unlawful competition

“CLEARVU” · Cochrane Steel Products (PTY) Ltd v. M-Systems Group (PTY) Ltd and Roloti Beleggings (PTY) Ltd................................................................. 494

**Switzerland**
Federal Administrative Court (Bundesverwaltungsgericht) 28 March 2018 – Case No. B-1722/2016 · Trade Mark Act, Art. 2(a)

“Knoppers” ................................................................................................................................. 998
Decisions (cont’d)

**United Kingdom**
Supreme Court
3 August 2017 – Case No. [2017] UKSC 58 · Trade Marks Act 1994, Sec. 92(1)


**Unfair Competition Law**

**France**
Supreme Court (Cour de cassation), Commercial Chamber · 8 November 2017 – Case No. 16-10850. Regulation (EU) No. 864/2007 (“Rome II”), Art. 6(2); Paris Convention, Art. 10bis; Berne Convention, Art. 5.2

“Mariage Frères” · Mariage Frères SA and Maison de Thé Mariage Frères Sa v. Taha B., TWG Tea (Singapore), Robert M. and Wellness Group (Singapore).................................................................................................... 496

**Germany**
Federal Supreme Court (Bundesgerichtshof) 11 October 2017 – Case No. I ZR 78/16 · Regulation (EC) No. 1223/2009, Art. 20; Act Against Unfair Competition, Secs. 3(1), 5(1) second sentence No. 1; Code of Civil Procedure, Sec. 308(1); Verification Act, Sec. 7(2); Weights and Measures Act, Sec. 43(2)

“Container Size” (Tiegelgröße).................................................................................... 746

**People’s Republic of China**

“MAIMAI” · Sina Microdream Ltd. v. Taoyou Ltd. ......................................................... 246
Decisions (cont’d)

**UNFAIR TRADE PRACTICES LAW**

*European Union*

European Court of Justice (Second Chamber)
14 September 2017 – Case No. C-177/16 • Treaty on the Functioning of the European Union, Art. 102

“Latvian Copyright” · Autorītesību un komunicēšanās konsultāciju aģentūra/Latvijas Autoru apvienība v. Konkurences padome .................. 880

*Correction*

Correction to “Cheval Blanc” · Cheval Blanc Company, now Château Cheval Blanc, v. Mr. X and Earl X., former Earl X... de Cheval Blanc ....... 1015

*Case Notes*

Marzetti, M. · Comment on the Argentinian Federal Court of Appeals Decision “Havana Club” ............................................................... 500

Slowinski, P.R. · Comment on the German Federal Supreme Court Decision “Raltegravir” ................................................................. 125

Bellia, M. · Comment on the Italian Supreme Court Decision “Vespa” ...................... 373

Furuta, A. · Patent Limitation During Infringement Proceedings – Comment on the Japanese Supreme Court Decision “Sheet Cutter” .......... 250

Nonaka, H. · Comment on “Maxacalcitol II”: Equivalent Infringement and File Wrapper Estoppel in Japan ........................................... 621

*Book Reviews*

Cazzini, F. · Irene Calboli and Wee Loon Ng-Loy (eds.): Geographical Indications at the Crossroads of Trade, Development, and Culture · Cambridge University Press, Cambridge 2017. 570 pp. ISBN: 9781107166332. £ 85.00 .............................................................. 255


Luginbühl, S.  
cf. Stauder, D. ............................................................................................................. 630

Richter, H.  

Stauder, D. and Luginbühl, S.  