

## Staff Seminar

**Title:** IP Trade War

**Speaker:** Dr. Jyh-An Lee

**Date :** 9 October 2019 (Wed)

**Time :** 12:00nn - 1:00pm

**Venue :** School Conference Room [P5401, 5/F, Yeung Kin Man Academic Building, City University of Hong Kong]

### Abstract:

Intellectual property (IP) represents one of the main controversies of the U.S.–China trade relations in the past three decades and remains one of the core issues behind the two countries' recent trade frictions. This presentation provides an overview of the current IP debates between the two largest economies in the world. It illustrates the transformation of the Chinese government's role from inactive IP law enforcement to active facilitation of access and acquisition of foreign technologies. This study further explains how China's approach to learning western technologies has transformed from low-end imitation to gaining a controlling stake in foreign companies via joint ventures or outbound investments. More importantly, we will discuss the legal and policy implications of the IP issues in this trade war. I argue that the recent IP trade war represents the struggle for global technological leadership as well as a new institutional competition in the Post-Cold War era. Moreover, China's economic aggression has caused a number of unsolved issues for the international IP regime, which include but are not limited to the justification of China's coercive IP policies for the purpose of industrial catch up as well as the evidence and legal basis for holding China liable for its economic aggression in relation to IP.

### Bio:

Dr. Jyh-An Lee is Associate Professor at the Chinese University of Hong Kong Faculty of Law, where he currently serves as the Assistant Dean for Undergraduate Studies and Director of the LLB Programme. He holds a J.S.D. from Stanford Law School and an LL.M from Harvard Law School. His research appears in leading academic journals, such as *Wake Forest Law Review*, *Virginia Journal of International Law*, *Oregon Law Review*, *Vanderbilt Journal of Entertainment & Technology Law*, *Minnesota Journal of Law, Science & Technology*, *Cardozo Arts & Entertainment Law Review*, *Computer Law & Security Review*, *European Intellectual Property Review (EIPR)*, *Hastings Business Law Journal*, *Jurimetrics Journal*, etc. He is the Legal Lead of the Creative Commons Hong Kong Chapter and a member of the European Center for E-Commerce & Internet Law advisory board, which is affiliated with the University of Vienna. In 2016, he was appointed as a domain name dispute resolution panelist by the Asian Domain Name Dispute Resolution Centre (ADNDRC) and continues to serve in this capacity. Before starting his academic career, he was a practicing lawyer in Taiwan, specializing in technology and business transactions.

**Moderator:** Dr. Eugene Lim

*Pizzas and refreshments will be served*

**ALL ARE WELCOME**

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