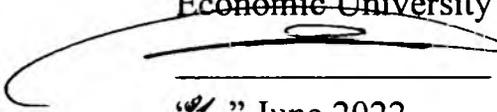


Educational Institution “Belarusian State Economic  
University “

APPROVE

First vice-rector of an educational  
institution “Belarusian State  
Economic University”

  
E.F. Kireeva

21 ” June 2022

Registration number 5167-22

## **Fundamentals of Intellectual Property Management**

The curriculum of the institution of higher education in the academic discipline for  
the specialties: 1-25 01 03 "World Economy"; 1-25 01 08 "Accounting, analysis  
and audit"; 1-26 02 03 Marketing.

The curriculum is based on the model curriculum programs dated June 14, 2013, reg. No. TD-01-1/004/type.

**COMPILER:**

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**RECOMMENDED FOR APPROVAL:**

Department of Civil Law Disciplines of the Educational Institution "Belarusian State Economic University"

(Minutes No. 11 dated 24 May 2022);

Scientific and Methodological Council of the educational institution "Belarusian State University"

(15.06. No 7 2022)

## EXPLANATORY NOTE

One of the means of implementing the Strategy of the Republic of Belarus in the field of intellectual property on the 2021-2030 years, approved Decree of the Council of Ministers of the Republic of Belarus dated 24.11.2021 № 672, is the introduction of the academic discipline "Fundamentals of Intellectual Property Management" into the curricula of higher and secondary specialized educational institutions.

This curriculum has been developed for students of economic specialties of the educational institution "Belarusian State Economic University". Teaching students the above specialties educational disciplines "Fundamentals management intellectual property" is aimed at developing their general knowledge about the basics of intellectual property management, its use in economic (commercial) circulation and the protection of the rights of authors and right holders.

In the process of studying the discipline "Fundamentals of Intellectual Property Management", students should become familiar with the basics of national legislation and international treaties of the Republic of Belarus in the field of intellectual property law, as well as with the system of state management of intellectual property existing in the Republic of Belarus.

Students should gain an understanding of the basic concepts in the field of intellectual property, know the procedure for registration and protection of rights to intellectual property, as well as ways to dispose of rights to intellectual property.

**Aim teaching** educational disciplines is an preparation specialists with a high level of knowledge and a culture of legal awareness, which would allow them to competently carry out law enforcement activities. The curriculum provides for the theoretical and practical training of students in the field of intellectual property, the implementation of the educational, scientific, technical, organizational potential of future specialists for the successful integration of the national economy into the world economic space.

**Teaching objectives** academic discipline is the formation of students of the system of knowledge about the exclusive rights to the results intellectual activities; legal regulation public relations arising in connection with the creation and use of works of science, literature, art (copyright), inventions, utility models, industrial designs, breeding achievements and the protection of undisclosed information, means of individualization of participants in civil circulation, goods, works, services (industrial property); ways to protect the rights of authors of intellectual property objects and other right holders.

The structure of the curriculum and the teaching methodology of the academic discipline take into account the new results of legal research and the latest achievements in the field of pedagogy and information technology, orienting students to acquire the appropriate professional competencies:

- SK-1. To be able to demonstrate knowledge and understanding of categories and institutions, modern trends in the development of civil legislation, analyze and apply progressive legal methods of regulating civil relations in the course of research, scientific educational and professional activities.

As a result of studying the academic discipline, students should

**know:**

- the main provisions of international law and national legislation in the field of intellectual property;
- the procedure for registration of rights to objects of industrial property in Republic of Belarus;
- ways of introducing objects of intellectual property into civil circulation, the procedure for transferring rights to use these objects;
- protection mechanism and practice of exercising exclusive rights;
- fundamentals of economics of intellectual property;
- fundamentals of the intellectual property management system.

**be able to:**

correctly apply the rules of law in solving specific issues, use theoretical provisions in practice;

**get skills:**

- work with all sources of information about the law;
- independent orientation in the current legislation on intellectual property;
- analysis of legal norms and practice of their application;

**be familiar with:**

with unified international standards on the protection and protection exclusive rights.

The content of the discipline "Fundamentals of intellectual property management" is interconnected with such legal disciplines as:

- Civil law;
- Administrative law;
- Criminal law;
- International private law;
- Economic law.

Total hours of the academic discipline for full-time education - 34, including 22 hours of lectures, 12 hours - practical exercises The form of the current certification assumes an credit.

# **CONTENT OF THE TRAINING MATERIAL**

## **Topic 1. Intellectual property. General provisions**

The role and place of intellectual property in the development of society. Reflection of issues of protection and effective use of intellectual property in the State programs for the socio-economic development of the Republic of Belarus.

Intellectual property law and its institutions (copyright and related rights; industrial property law). General characteristics of national legislation Republic Belarus on the protection of intellectual property.

## **Topic 2. State management of intellectual property**

The system of state management of intellectual property in Republic of Belarus. National Center for Intellectual Property. Patent Services. Patent Attorneys. Patent fees. Foreign patenting.

State incentives for organizations that create and use objects of intellectual property. Stimulation of authors and persons, facilitating creation and use official objects intellectual property.

## **Topic 3. Copyright and related rights**

The concept, conditions of occurrence and principles of copyright.

Objects of copyright, their types. Subjects of copyright (original and derivative copyright holders). Authors of works, their heirs. Co-authorship. Copyrights of legal entities.

Personal non-property and property rights of authors of works. Restriction of property rights of authors.

Copyright expiration date. The transition of the work into the public domain.

Copyright agreement (concept, parties, subject, content, form). Responsibility of the parties for violation of the copyright agreement. Termination of the copyright agreement.

The concept and scope of related rights, their objects and subjects.

Related rights of performers, producers of phonograms, organizations broad casting and cable broadcasting. Validity of related rights.

Management of property rights of authors and holders of related rights on a collective basis.

**Topic 4. Legal security inventions useful models, industrial designs (patent law of the Republic of Belarus). Breeding rights, protection of undisclosed information**

Concept industrial property. System objects rights industrial property. Emergence exceptional rights on the objects industrial property. Service objects of industrial property.

Patent form of protection (scope, content and term of legal protection provided by a patent). Procedure for obtaining a patent.

Rights of authors of inventions, utility models, industrial designs. Rights and obligations of the patent owner.

Actions that are not recognized as a violation of the exclusive right of the patent owner. The right of prior use.

Termination and restoration of a patent. After-use right.

The concept and types of breeding achievements, the conditions for their patentability. Subjects of the right to selection achievements, registration of the right to selection achievements.

The concept and conditions of legal protection of undisclosed information. Subjects of the right to undisclosed information, the rights of holders of undisclosed information.

**Topic 5. Means of individualization of participants in civil circulation, goods, works, services as objects of industrial property rights**

Legal protection of a company name (concept and signs company name, subjects of the right to a company name, content of the right to a trade name, protection of the right for branded name).

The concept of a trademark and service mark, their types. Designations not recognized as trademarks and service marks. Subjects of the right to a trademark, service mark.

Registration of rights to a trademark, service mark.

Geographical indications as a means of individualization of goods, types geographical instructions. Concept and sign denominations places origin of goods, granting the right to use the appellation of origin of goods.

**Topic 6. Introduction of intellectual property objects in to civil turnover. Commercial usage objects intellectual property**

The main ways of introducing intellectual property objects into civil circulation (use in own production, formation of the authorized capital of a legal entity, transfer of

rights to use under license agreements, assignment of rights).

Methods for estimating the value of intellectual property objects (costly, profitable market). Statement of intellectual property objects for accounting as intangible assets.

Main forms transmission rights on the objects intellectual property.

License agreement (concept, legal nature, delimitation from related obligations, types of license agreement: license agreement on the transfer of exclusive rights and agreement on the transfer of non-exclusive rights, open and compulsory license). The procedure for concluding, the form and essential conditions of the license agreement.

The contract for the assignment of rights to an object of intellectual property.

Franchising agreement (general characteristics).

### **Topic 7. Protection of the rights of authors and copyright holders. Resolution of disputes in the field of intellectual property**

Pre-trial settlement of disputes on issues of protect ability objects of industrial property.

Civil law ways to protect the rights of subjects of intellectual property.

Administrative and criminal liability for violation of copyright, related rights and rights to objects of industrial property.

Consideration of disputes in the field of intellectual property in court.

### **Topic 8. International protection of intellectual property rights**

International cooperation Republic Belarus in areas intellectual property (international organizations and treaties in field of intellectual property protection).

Principles of international protection of intellectual property rights. Multilateral international treaties for the protection of intellectual property rights administered by WIPO.

Paris Convention for the Protection of Industrial Property of 1883. Main provisions of the Paris Convention. Convention priority rule.

Berne Convention for the Protection of Literary and Artistic Works of 1886 Main provisions of the Berne Convention.

1970 Patent Cooperation Treaty

Madrid System for the International Registration of Trademarks.

Regional patent organizations.

**EDUCATIONAL AND METHODOLOGICAL CARD OF THE EDUCATIONAL DISCIPLINE**

**"Fundamentals of Intellectual Property Management"**

**FOR DAY FORM OF OBTAINING HIGHER EDUCATION**

№	Section title, topics	Number of classroom hours						Other	Knowledge control form
		Lectures	Practical lessons	Seminars	Laboratory exercises	Number of hours of CPD			
						LC	PZ / SZ		
1	2	3	4	5	6	7	8	9	10
1	<b>Intellectual property. General provisions</b>	2						[ 1, 11]	
2	<b>State intellectual property management</b>	2		2				[1, 9, 11]	Oral survey
3	<b>Copyright and related rights</b>	4		2				[1, 8]	Oral questioning, solving practical situations
4	<b>Legal protection inventions, utility models, industrial designs (patent law of the Republic of Belarus). Rights to selection achievements, topologies of integrated circuits, protection of undisclosed information</b>	4		2				[1,4,5,7]	Oral survey

5	<b>Means of individualization of participants civil circulation, goods, works, services as objects of industrial property rights</b>	2		2				[1, 2, 3]	Oral survey
6	<b>Introduction of intellectual objects property into civil circulation. Commercial use of objects Intellectual property</b>	4		2				[1, 10]	Oral survey Solution of practical situations, preparation of legal documents
7	<b>Protection of authors' rights and copyright holders. Dispute resolution in the field intellectual property</b>	2		2				[1]	Oral questioning, solving practical situations
8	<b>International protection of intellectual property rights</b>	2						[1, 9, 11]	Oral questioning, solving practical situations
	<b>Total hours</b>	22		12					credit

## **INFORMATIONAL AND METHODOLOGICAL PART**

### **Guidelines for the organization of independent work of students in the discipline "Fundamentals of management of intellectual property"**

In mastering the knowledge of an academic discipline, an important stage is the independent work of students. The recommended time budget for independent work is on average 2-2.5 hours for a 2-hour classroom lesson.

The main areas of independent work of the student are:

- initially detailed acquaintance with the program of the academic discipline;
- familiarization with the list of recommended literature on the discipline as a whole and its sections, its availability in the library and other available sources, the study of the necessary literature on the topic, the selection of additional literature;
- studying and expanding the lecture material of the teacher at the expense of special literature;
- preparation for seminars (practical) classes according to the developed plans with the study of basic and additional literature.

## NORMATIVE LEGAL ACTS

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3. On geographical indications: Law Rep. Belarus, July 17, 2002, No. 127-Z: as amended. dated July 9, 2012 No. 389-3 // Consultant Plus: Belarus. Technology Prof [Electronic resource] / YurSpektr LLC. – Minsk, 2021.
4. On trade secrets: Law Rep. Belarus, 5 Jan. 2013, No. 16-Z // Nat. Legal Internet portal Resp. Belarus, 10 Jan. 2013, 2/2014.
5. On patents for inventions, utility models, industrial designs: Law of the Rep. Belarus, 16 Dec. 2002, No. 160-Z: in red. dated December 18, 2017 No. 88-Z // Consultant Plus: Belarus. Technology Prof [Electronic resource] / YurSpektr LLC. – Minsk, 2021.
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7. On the legal protection of topologies of integrated circuits: Law of the Rep. Belarus, 7 Dec. 1998, No. 214-Z: in red. dated December 18, 2018 No. 151-3 // Consultant Plus: Belarus. Technology Prof [Electronic resource] / YurSpektr LLC. – Minsk, 2021.
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2. Zenin, I. A. Intellectual Property Law: textbook : At 2 p. / I. A. Zenin. - 10th ed., revised. and additional. – M. : Yurayt, 2020. - Part 1. – 317 p. – (in Russian)
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4. Tolochko, O. N. International protection of intellectual property: a textbook for students of higher education institutions in the specialties "International Law", "Jurisprudence", "Economic Law", "Political Science" / O. N. Tolochko. - Minsk: RIVSh, 2018. - 203 p. – (in Russian)
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### *Additional:*

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**PROTOCOL OF APPROVAL OF THE CURRICULUM OF THE  
DISCIPLINE WITH OTHER DISCIPLINES SPECIALTIES**

Name discipline, the study of which associated with discipline curriculum	Department providing the study of this discipline	Offers departments about changes in content curriculum	Accepted solution department, developed educational program (with date and numbers protocol)
Legal support of business	Department of International Economic Law	Offers were not made	protocol 11 no. from 2022 13.05.2022 

## ADDITIONS AND MODIFICATIONS TO THE CURRICULUM

\_\_\_\_\_ academic year

№	ADDITIONS AND MODIFICATIONS	Basis
1		

The curriculum is revised and approved at a meeting of the Department of Civil-Law Disciplines (Protocol No. \_\_\_\_\_ 2022)

Head of the Department  
of Civil-Law Disciplines  
Doctor of Juridical Sciences, Professor

T.S. Taranova

CONFIRM

Dean of the Faculty of Law

A.N. Shklyarevsky