
GURRY ON BREACH OF CONFIDENCE

The Protection of Confidential Information

SECOND EDITION

TANYA APLEN
LIONEL BENTLY
PHILLIP JOHNSON
SIMON MALYNICZ



OXFORD

Gurry On Breach Of Confidence The Protection Of Confidential Information

**Tanya Aplin, Lionel Bently, Phillip
Johnson, Simon Malynicz**



Gurry On Breach Of Confidence The Protection Of Confidential Information:

Gurry on Breach of Confidence Tanya Aplin, Lionel Bently, Phillip Johnson, Simon Malynicz, 2012-03-29 Francis Gurry's renowned work *Breach of Confidence* published in 1984 was groundbreaking and invaluable in the field of intellectual property as the first text to synthesise the then burgeoning case law on breach of confidence into a systematic form. A highly regarded book, it was the first point of resort for practitioners and a key source for judges. Aplin, Bently, Johnson, and Malynicz bring us a new edition of this important work which remains faithful to the original in its approach but is fully updated in light of the developments since the first edition. The authors expand upon the original work in particular adding new material on the history and current relevance of the action for breach of confidence. The authors stress both the advantages and disadvantages of the action for breach of confidence and like Gurry they constantly distinguish the action from associated legislative regimes which regulate the access to acquisition, use, and disclosure of information. The book extensively references the many analyses of the data protection regime and considers also issues of jurisdiction and choice of applicable law. Bringing together their particular skills and interests, the three authors produce a fresh re-writing of a highly significant text which retains the academic quality and precision of the original and stakes its claim once more as the leading authority in the field.

Trade Secrets Legal Protection Luc Desautelles-Barbero, 2023-06-10. Despite the economic relevance of trade secrets, their legal protection is not based on a robust theoretical corpus and a large uncertainty remains regarding how they should be legally apprehended. The present book investigates the foundations of their legal protection by assessing its justifications and aims to define how this legal apprehension should be organized. The book starts with a comparative analysis of the US and the EU legal frameworks. It demonstrates the parentship existing between the two systems of protection and highlights that the incremental structuring of trade secrets protection has led to legal systems lacking broad-based conceptual foundations. In both legal orders, trade secrets rely on blurred protection formally anchored in unfair competition, the strength of which however comes closer to that offered by intellectual property law. In this convoluted architecture, the judiciary is required to play a decisive role, especially at the enforcement stage. However, the absence of clarity concerning the telos of trade secrets protection leads to legal uncertainty, potentially incoherent enforcement, and all in all to inefficient outcomes from a welfare perspective. The book then explores a theoretical framework based on a distinction between two legal objects: the undertakings secret sphere and secret pieces of information. Securing the undertakings secret sphere appears as a condition for the competition process to happen in an economy working under structural uncertainty. It requires objective regulations enforced by public authorities. On the other hand, the legal apprehension of secret pieces of information should be considered as falling within the realm of immaterial goods regulation, aiming to solve the deficit of marketability of this type of good. This might call for conducting a careful policy trade-off for the establishment of relative *i.e.* inter partes subjective rights.

The Principles of the Law of Restitution Graham Virgo, 2024-04-25. The fourth edition of *The Principles*

of the Law of Restitution brings this widely cited and influential volume fully up to date Substantially rewritten to reflect significant changes in the law of restitution and the expansion in the theoretical and critical commentary on the subject this book is grounded in its clarity of exposition and analysis The new edition significantly expands existing chapters on the treatment of the history of unjust enrichment enrichment the treatment of legally effective bases for receipt and compulsion It further expands existing parts on restitution for wrongs and proprietary restitutionary claims as well as offering completely new chapters dealing with at the claimant's expense absence of intent and the defence of illegality Focusing primarily on English law the volume also engages with the law in other common law jurisdictions notably Australia Canada New Zealand and Singapore It provides a clear exposition of complex areas of law as well as critical analysis of that law Timely and comprehensive this book provides readers with a crucial guide to the law of restitution and will continue to be invaluable to student academics and practitioners alike

Contemporary Intellectual Property Abbe Brown, Smita Kheria, Jane Cornwell, Marta Iljadica, 2019 A unique perspective on intellectual property law It examines the complex policies that inform and guide modern intellectual property law at the domestic including Scottish European and international levels giving the reader a true insight into the discipline and the shape of things to come

Ownership, Financial Accountability and the Law Paul Beckett, 2019-05-08 There is something visceral about ownership This is mine you can't have it This is mine you can share it This is ours Try to find it Contemporary literature and investigative journalism are showing that the scale of the problem of tax evasion money laundering organised crime terrorism bribery corruption and gross human rights abuses is vast Ownership specifically the quest to identify beneficial owners has been chosen by national and international regulators as the touchstone the litmus test in the fight back An owner by definition must possess something for which they are financially accountable But what is meant by ownership This book explains why ownership is pivotal to accountability and what ownership means in common law civil law and Shariah law terms It looks in detail at State regional and international transparency strategies and at an equally powerful global private counter initiative to promote beneficial ownership avoidance through the use of so called orphan structures Where there is no owner there is no accountability The distinction between privacy and legitimate confidentiality on the one hand and concealment on the other is explained with reference to commercial and trade law and practice principles of corporate governance and applicable business human rights This book introduces one further counter initiative the phenomenon of transient ownership made possible through the use of cryptocurrency and the blockchain The study concludes with a blueprint for action with recommendations addressed to states international organisations practitioners and other stakeholders

Research Handbook on Intellectual Property in Media and Entertainment Megan Richardson, Sam Ricketson, 2017-01-27 The phenomenal growth of the media and entertainment industries has contributed to a fragmented approach to intellectual property rights Written by a range of experts in the field this Handbook deals with contemporary aspects of intellectual property law IP and examines how they

relate to different facets of media and entertainment Kritika: Essays on Intellectual Property Ghidini, Gustavo, Ullrich, Hanns, Drahos, Peter, 2021-11-17 The fields of intellectual property have broadened and deepened in so many ways that commentators struggle to keep up with the ceaseless rush of developments and hot topics Kritika Essays on Intellectual Property is a series that is designed to help authors escape this rush It creates a forum for authors who wish to more deeply question investigate and reflect upon the evolving themes and principles of the discipline **Australian Intellectual Property Law** Mark J. Davison, Ann L. Monotti, Leanne Wiseman, 2020-05-06 Provides a detailed and comprehensive yet concise and accessible discussion of intellectual property law in Australia *The Harmonization and Protection of Trade Secrets in the EU* Jens Schovsbo, Timo Minssen, Thomas Riis, 2020-07-31 This book addresses the growing importance of trade secrets in today's society and business and the related increase in litigation media and scholarly attention using the new EU Trade Secrets Directive as a prism through which to discuss the complex legal issues involved Written by a team of international experts it discusses and analyses national implementation of the Directive and explores the effects of the new regime on contentious issues and crucial sectors such as big data and AI Contemporary Intellectual Property Charlotte Waelde, Abbe Brown, Smita Kheria, Jane Cornwell, 2016 A unique perspective on intellectual property law It examines the complex policies that inform and guide modern intellectual property law at the domestic including Scottish European and international levels giving the reader a true insight into the discipline and the shape of things to come **Emerging Challenges in Privacy Law** Normann Witzleb, David Lindsay, Moira Paterson, Sharon Rodrick, 2014-04-17 This collection of essays explores current developments in privacy law including reform of data protection laws privacy and the media social control and surveillance privacy and the Internet and privacy and the courts It places these developments into a broader international context with a particular focus on the European Union the United Kingdom Australia and New Zealand Adopting a comparative approach it creates an important resource for understanding international trends in the reform of privacy and data protection laws across a variety of contexts Written by internationally recognised experts Emerging Challenges in Privacy Law Comparative Perspectives provides an accessible introduction to contemporary legal and policy debates in privacy and data protection law It is essential reading for academics policy makers and practitioners interested in current challenges facing privacy and data protection law in Europe and in the common law world **Australian Intellectual Property Law** Mark Davison, Ann Monotti, Leanne Wiseman, 2015-12-04 Intellectual property law in Australia is a constantly changing field Developments in technology such as in the life sciences and in the digitisation of the creation analysis distribution and use of information along with economic globalisation are having an increasingly significant impact on this field of law The third edition of Australian Intellectual Property Law has been updated to include the most important recent developments in intellectual property law including the Raising the Bar amendments to the Patents Act and case law concerning the meaning of manner of manufacture proposed reforms to the Copyright Act the High Court's consideration of

trademarks in various contexts recent statutory changes and court judgments Through its comprehensive discussion of the black letter aspects of the law and primary emphasis on legal principles and complexities Australian Intellectual Property Law continues to offer a detailed and scholarly insight into Australian intellectual property law for students and professionals

Holyoak and Torremans Intellectual Property Law Paul Torremans, 2016 Holyoak and Torremans Intellectual Property Law provides a complete introduction and overview of UK intellectual property law It examines how the law has developed through key statutory provisions and leading cases and highlights the increasing influence of the EU and other international jurisdictions in shaping the law in its global context The Trans-Pacific Partnership Matthew Rimmer, 2020-12-25 This book considers the impact of the Trans Pacific Partnership TPP on intellectual property and trade The book focuses upon the debate over copyright law intermediary liability and technological protection measures The text examines the negotiations over trade mark law cybersquatting geographical indications and the plain packaging of tobacco products It explores the debate over patent law and access to essential medicines data protection and biologics and the protection of trade secrets In addition the book investigates the treatment of Indigenous intellectual property access to genetic resources and plant breeders rights Contemporary Intellectual Property: Law and Policy Charlotte Waelde, Graeme Laurie, Abbe Brown, Smita Kheria, Jane Cornwell, 2014 This textbook provides an account of intellectual property law The underlying policies influencing the direction of the law are explained and explored and contemporary issues facing the discipline are tackled head on The international and European dimensions are covered together with the domestic position **Trade Secrets and Intellectual Property** William van Caenegem, Luc Desauternes-Barbero, 2025-04-23 Trade secrets law is probably the least harmonized part of IP law Nonetheless there is a growing realization that variable rules concerning trade secrets impact investment decisions multinational businesses and hiring policies Recently this realization has resulted in the introduction of a new Trade Secrets Directive in the EU which has harmonized trade secrets law across the Union Nonetheless agreement about the policy underpinnings theoretical basis and economic impacts of trade secrets law remains elusive around the globe Legal approaches vary fundamentally and application of the law is far from uniform Although there has been a recent trend towards strengthening trade secrets protection both in civil and criminal law as it tends to militate against labour mobility freedom to imitate and open circulation of what needs to be known to compete there are many who support a more nuanced approach that emphasizes the benefits of unrestricted information flows for competitive markets Opting for a comparative and critical approach this book proposes a nuanced analysis of the competing theories that underlie trade secrets law its theoretical justifications and the varied doctrinal approaches found around the globe the law in the US the UK France and Germany and the new EU Trade Secrets Directive statute laws international instruments recent court decisions and works of notable scholars in the field topics such as the competition for control over knowledge between employees and employers the growth of industrial espionage country rivalry and third party liability the

extent and precise parameters of criminal liability and the policy implications of excessive restrictions on the transfer of employee knowledge and know how This book provides a clear understanding of this multifaceted area of law which is often a fallback or last resort when commercial dealings and relationships go wrong The authors analysis of the underlying policy goals and theoretical dimension of the legal status of trade secrets including choices in relation to the application of criminal law and concepts of property will prove of enormous value to academics policymakers and corporate counsel Trade Secrets and Employee Mobility Magdalena Kolasa,2018-02-08 A comparative analysis of trade secrets enforcement against ex employees in the EU and USA aimed at legislators and practitioners **Intellectual Property Law** Tanya Frances Aplin,Tanya Aplin,Jennifer Davis,2022 This work provides a full and clear exposition of the fundamentals of intellectual property law in the UK It combines excerpts from cases and a broad range of secondary works with insightful commentary from the authors which will situate the law within a wider international comparative and political context *Intellectual Property Law of Canada - Second Edition* Stuart C. McCormack,2010-10-01 This treatise on Canadian intellectual property law written by members of the I P practice group of Stikeman Elliott is a comprehensive source for answering many of the I P questions that arise for both lawyers and corporate counsel With technologies and new ideas driving today s economy as never before intellectual property is a key factor in business success While intellectual property is especially vital for knowledge based industries its importance cuts across sectors as well as national boundaries To meet this challenge Stikeman Elliott takes a multi disciplinary approach to the practice Their team comprises dynamic and highly creative professionals including intellectual property corporate and international trade lawyers who bring a wide range of training and experience to every transaction This expertise has been critical to businesses throughout Canada and around the world who want to preserve protect and exploit their intellectual property to the fullest while reducing the risks of jeopardizing their intellectual property assets In addition to this work being an eminently practical reference source it also provides insightful practice commentaries and detailed analysis of all major intellectual property law subjects In sum the Intellectual Property Law of Canada is a publication that anyone with Canadian I P interests or questions should not be without

Contemporary Intellectual Property Hector MacQueen,2011 This textbook provides an account of intellectual property law The underlying policies influencing the direction of the law are explained and explored and contemporary issues facing the discipline are tackled head on The international and European dimensions are covered together with the domestic position

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