

# Curriculum Vitae

## PROFESSOR PETER DRAHOS

Regulatory Institutions Network, School of Regulation, Justice and Diplomacy  
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### **Present Employment**

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Professor, Regulatory Institutions Network, College of Asia and Pacific, Australian National University

### **Other Positions**

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Director of the Centre for the Governance of Knowledge and Development, RegNet, ANU.

On Board of Directors, Foundation for Effective Markets and Governance.

Member of the Academy of Social Sciences in Australia (elected 2007).

### **Visiting Appointments**

Chair in Intellectual Property, Queen Mary, University of London

Research Fellow, Centre for Studies of Intellectual Property Rights, Zhongnan University of Economics and Law, Wuhan, China.

Global Visiting Professor in the Hauser Global Law School Program, New York University Law School (from 2010).

Fernand Braudel Senior Fellowship, European University Institute, Florence (November 2011 to April 2012).

### **Qualifications**

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LLB/BA (Hons) (University of Adelaide, LLB conferred 1978, BA 1979);

Graduate Diploma in Legal Practice (University of South Australia, conferred 1980).

LLM (Hons) (University of Sydney, conferred 1987),

PhD (Australian National University, conferred 1997)

Admitted as a barrister and solicitor of the South Australian Supreme Court in December 1980.

### **Main Research Interests**

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Regulation and Governance Theory, Globalization, Intellectual Property, Trade and Development, Energy Governance.

## **Employment History**

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- (i) University of Adelaide : 1980 Tutor in Political Philosophy in the Department of Politics
- (ii) Commonwealth Attorney-General's Department :Mar 1981 - April 1987: Senior Legal Officer and Acting Principal Legal Officer in Commercial and Drafting Division. Drafted Commonwealth legislation in a wide variety of areas.
- (iii) Australian National University 1987 – August 1998: Senior Lecturer at Law Faculty and Research Fellow, Law Program, Research School of Social Sciences (1994).
- (iv) Queen Mary, London University September 1998 – November 2001: Herchel Smith Senior Research Fellow in Intellectual Property, Centre for Commercial Law Studies, Queen Mary College, University of London.

## **Publications**

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### **Books**

A Philosophy of Intellectual Property, Dartmouth, Aldershot, 1996, 257 pp.

[*Chinese translation with a new introduction published by The Commercial Press, Beijing, 2008. Translated by Professor Zhou Lin of the Chinese Academy of Social Sciences.*

*Japanese translation published in Vol 34 (2011) of Intellectual Property Law and Policy (Japan, translated by Dr Takakuni Yamane)]*

John Braithwaite and Peter Drahos, Global Business Regulation, Cambridge University Press, 2000, 704pp.

[*Awarded the Hart Socio-Legal Studies Book Prize for 2000;*

*Winner of the American Sociological Association's Prize in the Sociology of Law 2002;*

*Honourable Mention in the Law Society Association Jacobs Book Prize 2002;*

*Winner of the Grawemeyer Award in Ideas Improving World Order, 2004 ]*

Peter Drahos with John Braithwaite, Information Feudalism (Earthscan Publications, London, 2002; New Press, New York, 2002; OUP, New Delhi, 2002)

*(Chinese translation published 2005)*

The Global Governance of Knowledge: patent offices and their clients, Cambridge University Press, Cambridge, 2010, 351pp. *(Being translated into Chinese)*

### **Edited Books**

Intellectual Property, Dartmouth's 2nd series in International Library of Essays in Law and Legal Theory, Ashgate, Dartmouth, Aldershot, 1999, 547pp.

Peter Drahos and Michael Blakeney IP in Biodiversity and Agriculture: Regulating the Biosphere, Sweet and Maxwell, London, 2001.

Peter Drahos and Ruth Mayne Global Intellectual Property Rights: Knowledge Access and Development, Palgrave Macmillan, Hampshire and New York, 2002.

Death of Patents, Lawtext Publishing and the Queen Mary Intellectual Property Research Institute, London, 2005.

Peter Drahos and Susy Frankel (eds), Indigenous Peoples' Innovation: Intellectual Property Pathways to Development, ANU E press, The Australian National University, Canberra, Australia, 2012, 252pp.

### **Guest Editor of Special Issues of Journals**

Peter Drahos, Special issue entitled "Trade and Intellectual Property" *Prometheus* (1998), 16, 245-410.

Peter Drahos and Imelda Maher, Special Issue of *Information Economics and Policy*, 'Innovation, Competition, Standards and Intellectual Property: Policy Perspectives from Economics and Law' (2004), 16, 1-158.

Peter Drahos, Special Issue, 'Intellectual Property and Traditional Knowledge', *Prometheus*, 29 (2011), 233-308.

### **Articles**

"Law, science and reproductive technology", (1985) 9, Bulletin of the Australian Society of Legal Philosophy, 270-285.

"Regulating Reproductive Technology: The Role of Ethics Committees", (1988) 11 Australian Health Review, 79-97.

"Ethics Committees and Medical Research: The Australian Experience" (1989) 8 Medicine and Law, 1-9.

Peter Drahos and S. Parker "Critical Contract Law in Australia" (1990) 3 Journal of Contract Law, 30-49.

S. Parker and Peter Drahos "Closer to a Critical Theory of Family Law" (1990) 4 Australian Journal of Family Law, 159-175.

Peter Drahos and S. Parker "The Indeterminacy Paradox in Law" (1991) 21 University of Western Australia Law Review, 305-319.

Peter Drahos and S. Parker) "Rule Following, Rule Scepticism and Indeterminacy in Law: A Conventional Account (1992) 5 Ratio Juris, 109-119.

"Intellectual Property Law & Basic Science: Extinguishing Prometheus?" (1992) 10 Law in Context, 56-79.

"The Visual Artist in the Global Information Economy", (1995) 14(3) The Communications Law Bulletin, 1-3.

"Global Property Rights in Information: The Story of TRIPS at the GATT" (1995) 13 Prometheus, 6-19.

"Information Feudalism in the Information Society" (1995) 11 The Information Society, 209-222.

Peter Drahos and R. Joseph, "Telecommunications and investment in the great supranational regulatory game", (1995) 19 Telecommunications Policy, 619-635.

"Community & Creativity: The Role of Copyright" (1995) 13(1) Copyright Reporter, 4-7.

"The Transmission Right: A Tax on Libraries and Australian Business?" (1996) 34 (11) Law Society Journal, 48-49.

"Global Law Reform and Rent-Seeking: The Case of Intellectual Property" (1996) 7 Australian Journal of Corporate Law, 1-17.

"Thinking strategically about intellectual property rights" (1997) 21 Telecommunications Policy, 201-211.

"Indigenous Knowledge and the Duties of Intellectual Property Owners" (1997) 11 Intellectual Property Journal (Canada), 179-201.

Peter Drahos and Tom Faunce, "Trade-Related Aspects Of Intellectual Property Rights (TRIPS) And The Threat To Patients: A Plea For Doctors To Respond Internationally", (1998) 17 Medicine and Law, 299-310.

"Property Rights In Information: The Trade Paradigm" (1998) 16 Prometheus, 245-248.

John Braithwaite and Peter Drahos, "Globalisation of Corporate Regulation and Corporate Citizenship" (1999) 3 Flinders Journal Of Law Reform, 33-74,

"Biotechnology Patents, Markets and Morality" [1999] European Intellectual Property Law Review 441-449.

"Intellectual Property and Human Rights" [1999] (3) Intellectual Property Quarterly, 349-371.

"Genetically Modified Organisms and Biosafety: The Global Regulatory Issues" 2 1999/2000 Bio-Science Law Review, 40-50.

John Braithwaite and Peter Drahos 'Ratcheting Up and Driving Down Global Regulatory Standards' 42(4) 1999 Development 109-114.

"Indigenous Knowledge, Intellectual Property and Biopiracy: Is a Global Bio-Collecting Society the Answer?", [2000] (22) European Intellectual Property Review 245-250.

Peter Drahos and John Braithwaite 'The Globalisation of Regulation' 9(1) 2001 The Journal of Political Philosophy 103-128.

"BITS and BIPS: Bilateralism in Intellectual Property", 4 (2001) Journal of World Intellectual Property 791-808.

Peter Drahos and John Braithwaite "Intellectual Property, Corporate Strategy, Globalisation: TRIPS in Context", 20 (2002) Wisconsin International Law Journal 451-480.

"Developing Countries and International Intellectual Property Standard-Setting", 5 (2002) Journal of World Intellectual Property, 765-789.

John Braithwaite and Peter Drahos "Zero Tolerance, Naming and Shaming: Is There a Case for it with Crimes of the Powerful?", (2002) 35 The Australian and New Zealand Journal of Criminology, 269-288.

*The above article was the Winner of the Allen Austin Bartholomew prize for the best article published in the Australian and New Zealand Journal of Criminology for 2003-2004.*

“Capitalism, efficiency and self-ownership: a comment on Davies and Naffine’s *Are Person’s Property?*”, 28 (2003) Australian Journal of Legal Philosophy, 215-220.

“When the Weak Bargain with the Strong: Negotiations in the World Trade Organization”, (2003) 8 International Negotiation, 79-109.

Peter Drahos and John Braithwaite “Hegemony Based on Knowledge: The Role of Intellectual Property”, 21 (2003) Law in Context 204-223.

“Trading in Public Hope” in Valerie Braithwaite (ed.), Hope, Power, and Governance, The Annals of the American Academy of Political and Social Science, Volume 592, March 2004, 18-38.

Peter Drahos and Imelda Maher, “Innovation, competition, standards and intellectual property: policy perspectives from economics and law” 16 (2004) Information Economics and Policy 1-11.

‘Intellectual Property Industries and the Globalization of Intellectual Property: Pro-Monopoly and Anti-Development?’, 3 (2004) Intellectual Property Law and Policy Journal (Japan) [published in Japanese], 35-63.

‘The Regulation of Public Goods’, 7 (2004) Journal of International Economic Law, 321-339.

Peter Drahos and John Braithwaite) "Une hégémonie de la connaissance : les enjeux des débats sur la propriété intellectuelle" Actes de la recherche en sciences sociales, "Sociologie de la mondialisation" No 151-152, Mars 2004, 69-79.

Ken Harvey, Thomas A Faunce, Buddhi Lokuge and Peter Drahos, Will the Australia-United States Free Trade Agreement undermine the Pharmaceutical Benefits Scheme? 181(5) (2004) Medical Journal of Australia 256-259.

Peter Drahos and David Henry, The Australian-United States Free Trade Agreement the retreat from Doha, British Medical Journal, Volume:328, Issue:7451, 29 May 2004, 1271-1272.

Peter Drahos, Buddhima Lokuge, Tom Faunce, Martyn Goddard & David Henry, ‘Pharmaceuticals, Intellectual Property and Free Trade: The Case of the US-Australia Free Trade Agreement’, 22 (2004), Prometheus, 243-257.

‘Intellectual Property and Pharmaceutical Markets: A Nodal Governance Approach’, 77 (2004) Temple Law Review, 401-424.

‘Securing the Future of Intellectual Property: Intellectual Property Owners and Their Nodally Co-ordinated Enforcement Pyramid’, 36 (2004), Case Western Reserve Journal of International Law, 1-25.

Scott Burris, Peter Drahos and Clifford Shearing, ‘Nodal Governance’, 30 (2005) Australian Journal of Legal Philosophy, 30-58.

‘Access to Knowledge: Time for a Treaty?’, BRIDGES, 9(4), 2005, 15-17

An Alternative Framework for the Global Regulation of Intellectual Property Rights’, Journal Für Entwicklungspolitik, vol XXI, No. 4, 2005, 44-68.

Thomas Faunce, Evan Doran, David Henry, Peter Drahos, Brita Pekarsky, Warwick Neville and Andrew Searles) "Assessing the impact of the Australia-United States Free Trade Agreement on Australian and global medicines policy" Globalization and Health, 15 (2005): 1-10.

'Free Trade Agreements and Dispute Resolution: The Danger for Developing Countries', BRIDGES, 10(1) 2006, 20-21.

'A Defence of the Intellectual Commons', (May/June 2006) 16(3) Consumer Policy Review, 2-5. (also published in Asia Pacific Consumer, vol43-44, No.1&2, 2006, 30-33).

Buddhima Lokuge, Peter Drahos and Warwick Neville, 'Pandemics, antiviral stockpiles and biosecurity in Australia: what about the generic option?', Medical Journal of Australia, 184(1) (2006) 16-20.

'Weaving Webs of Influence: The United States, Free Trade Agreements and Dispute Resolution', 41(1) (2007) Journal of World Trade 191-210.

'Four Lessons for Developing Countries from the Trade Negotiations Over Access to Medicines, Liverpool Law Review, 28 (1) (2007), 11-39.

'Universal Access to Treatment for HIV/AIDS: Does Australia's Policy on Trade and Intellectual Property Help?', HIV Matters: Discussions On The Global Pandemic, 2(1), (2007), 5-7.

'Patent Reform for Innovation and Risk Management: A Separation of Powers Approach', Knowledge Ecology Studies 1 (2007) 1-11.

"'Trust Me'": Patent Offices in Developing Countries', 34 (2008), American Journal of Law & Medicine, 151-174.

*Does Dialogue Make A Difference?: Structural Change and the Limits of Framing*, 117 Yale L.J. Pocket Part TK (2008), <http://yalelawjournal.org/2008/TK/TK/drahos.html>

P Drahos, "Regulating Patent Offices: Countering Pharmaceutical Hegemony", (2008) 5:3 SCRIPTed 501 <http://www.law.ed.ac.uk/ahrc/script-ed/vol5-3/drahos.asp> .

(reprinted in C. Sri Krishna ed., Patent Examination: Processes and Patents, Icfai University Press, Hyderabad, India, 2008, 225-242.)

'Cooperation, trust and risk in the world's major patent offices', 36 (2009), Science and Public Policy, 641-647.

'The China-US Relationship on Climate Change, Intellectual Property and CCS: Requiem for a Species?' [2009] No.1, The WIPO Journal, 125-132.

'Bargaining over the Climate: Lessons from Intellectual Property Negotiations' 2 (2011) Climate Law, 1-17.

'Patents, practical ethics and scientists' 29 (2011) Prometheus 345-352.

'When cosmology meets property: indigenous people's innovation and intellectual property' 29 (2011) Prometheus 233-252.

'The US, China and the G-77 in the era of responsive patentability', 2(4) (2012) *Queen Mary Journal of Intellectual Property* 315-328.

### **Chapters in Books**

"Decentring Communication: The Dark Side of Intellectual Property" in T. Campbell and W. Sadurski (eds.) Freedom of Communication. Dartmouth, Aldershot, 1994, ch.12, 249-279.

"States and Intellectual Property: the past, the present and the future" in D. Saunders and B. Sherman (eds.) From Berne to Geneva: recent developments in international copyright and neighbouring rights, Australian Key Centre for Cultural and Media Policy, Queensland, Australia, 1997, 47-70.

R. Joseph and Peter Drahos "Contested Arenas in International Telecommunications: Towards An Integrated Political Perspective", in S. Macdonald and G. Madden (eds.) Telecommunications and Socio-Economic Development, Elsevier, Amsterdam, 1998, 99-118.

"Designing Institutions in the Information Society", S. Macdonald and J. Nightingale (eds.) Information and Organisation: A Tribute to the Work of Don Lamberton, Elsevier, Amsterdam, 1999, 143-154.

John Braithwaite and Peter Drahos, "Globalisation Of Corporate Regulation And Corporate Citizenship" in Julian Blanchard, Suzzane Corcran, David Scott Mathieson and Christopher Symes (eds.), Proceedings of the 1998 Corporate Law Teachers National Conference, School of Law, Flinders University of South Australia, Adelaide, Australia, 201-235.

"The Universality of Intellectual Property Rights: Origins and Development" in Intellectual Property and Human Rights, World Intellectual Property Organization, Geneva, 1999, 13-41. [translated into French and Spanish] Reprinted in Baldo Kresalja Rossello (ed.), Anuario Andino de Derechos Intelectuales, Palestra Editores, Lima, 2009, 17-46.

"Introduction" in Peter Drahos (ed.) Intellectual Property, Dartmouth's 2nd series in International Library of Essays in Law and Legal Theory, Ashgate, Dartmouth, Aldershot, 1999, xiii-xxx.

"The TRIPS Review and the CBD: A Dress Rehearsal?" in P. Drahos and M. Blakeney eds. IP in Biodiversity and Agriculture: Regulating the Biosphere, Sweet and Maxwell, London, 2001, 53-67.

"The Rights to Food, Health and Intellectual Property in the Era of 'Biogopolies'" in Stephen Bottomley and David Kinley (eds), Commercial Law and Human Rights Dartmouth Publishing, Aldershot, England, 2002, 215-233.

"Introduction" in Drahos and Mayne, eds Global Intellectual Property Rights: Knowledge Access and Development, Palgrave Macmillan, Hampshire and New York, 2002, 1-9.

"Negotiating Intellectual Property Rights: Between Coercion and Dialogue" in Drahos and Mayne, eds Global Intellectual Property Rights: Knowledge Access and Development, Palgrave Macmillan, Hampshire and New York, 2002, 161-182.

"Access to Medicines: After Doha" in R. Grynberg and E. Turner (eds), Multilateral and Regional Trade Issues For Developing Countries, Commonwealth Secretariat, London, 2003, 37-47.

John Braithwaite and Peter Drahos 'Globalisation of Corporate Regulations and Corporate Citizenship' in Fiona Macmillan (ed.), International Corporate Law Annual, Vol 2, Hart Publishing, Oxford and Portland, Oregon, 2003, 3-44.

Peter Drahos and John Braithwaite "Hegemony Based on Knowledge: The Role of Intellectual Property" in Jianfu Chen and Gordon Walker (eds), Balancing Act: Law, Policy and Politics in Globalisation and Global Trade, Federation Press, Annandale, Australia, 2003, 204-223.

'Regulating Property: Problems of Efficiency and Regulatory Capture', in Parker, C., Scott, C., Lacey, N. and Braithwaite J. (eds) Regulating Law, Oxford University Press, Oxford, 2004, 168-186.

'The Regulation of Public Goods' in Keith E. Maskus and Jerome H. Reichman, International Public Goods and Transfer of Technology Under a Globalized Intellectual Property Regime, Cambridge University Press, Cambridge, 2005, 46-64.)

'Intellectual Property Engineering: The Role of the Chemical, Pharmaceutical and Biotechnology Industries' in Burton Ong (ed.), Intellectual Property and Biological Resources Marshall Cavendish Academic, Singapore, 2004, 258-283.

'Death of Patent System' in Peter Drahos (ed.) Death of Patents Lawtext Publishing and the Queen Mary Intellectual Property Research Institute, London, 2005, 1-10.

'Intellectual Property Rights in the Knowledge Economy' in David. Rooney, Greg Hearn and Abraham. Ninan (eds), Handbook on the Knowledge Economy, Edward Elgar, Cheltenham, UK, 2005, 139-151.

'Cities of Planning and Cities of Non-Planning: A Geography of Intellectual Property' in Lipika Bansal, Paul Keller and Geert Lovnik (eds.), In the Shade of the Commons, Waag Society Amsterdam, The Netherlands, 2006, 61-63.

'Doing Deals with Al Capone: Paying Protection Money for Intellectual Property in the Global Knowledge Economy', in Peter K. Yu (ed) Intellectual Property and Information Wealth, Vol. 4, Praeger Publishers, Westport, Connecticut, 2007, 141-157.

'Making and Keeping Negotiating Gains: Lessons for the Weak from the Negotiations over Intellectual Property Rights and Access to Medicines' in Larry Crump and S. Javed Maswood (eds) Developing Countries and Global Trade Negotiations, Routledge, Oxon and NY, 2007, 97-121.

'A Networked Responsive Regulatory Approach to Protecting Traditional Knowledge' in Daniel Gervais (ed.), Intellectual Property, Trade and Development: Strategies to Optimize Economic Development in a TRIPS Plus Era Oxford University Press, Oxford, 2007, 385-415.

'Propriedade Intelectual e Mercados Farmacêuticos: Uma Abordagem de Governança Nodal' in Edson Beas Rodrigues Jr. and Fabrício Polido (organizadores), Propriedade Intelectual, Rio de Janeiro, Elsevier, 2007, 508-532.

Buddhima Lokuge and Peter Drahos, 'Patent Monopolies, Pandemics and Antiviral Stockpiles: Things that Developing and Developed Countries Can Do' in A. V. Narsimha Rao (ed.) Pharma Patents: Policies and Perspectives Icfai Univerrrsity Press, Hyderabad, India, 2007, 127-141.

Peter Drahos and Geoff Tansey, 'Postcards from International Negotiations' in Geoff Tansey and Tasmin Rojette (eds.), The Future Control of Food: a guide to international negotiations and rules on intellectual property, biodiversity and food security, Earthscan, London, 2008, 197-211.



‘Access to Medicines’ in Peter Cane and Joanne Conaghan (eds.) The New Oxford Companion to Law, Oxford University Press, Oxford, 2008, 775-776.

‘Introduction’ to Chinese translation of A Philosophy of Intellectual Property (Zhou Lin (tr)), Commercial Press, Beijing, 2008, 1-7.

‘Contrato social, o escritório de patentes e a reforma de patentes em países em desenvolvimento’ in Marcos H.C. Oliveira and Claudia I. Chamas (organização), II Seminário Internacional Patentes, Inovação e Desenvolvimento SipiD 2007, Abifina e Scriptorio Editora, Rio de Janeiro, 2008, 48-58.

‘Patent Reform for Innovation and Risk Management: A Separation of Powers Approach’ in C. Sri Krishna (ed.), Ideas, Innovations and Patents, The Icfai University Press, Hyderabad, India, 2007-08, 157-172.

‘Freedom and Diversity – A Defence of the Intellectual Commons’ in P L Jayanthi Reddy (ed.) Creative Commons: International Perspectives, The Icfai University Press, Hyderabad, India, 2008-09, 50-57.

John Braithwaite and Peter Drahos ‘Global Business Regulation’ in Simon Halliday & Patrick Schmidt (eds), Conducting Law and Society Research: Reflections on Methods and Practices, Cambridge University Press, Cambridge, 2009, 240-251.

‘The jewel in the crown: India’s patent office and patent-based innovation’ in Christopher Arup and William van Caenegem (eds), Intellectual Property Policy Reform: Fostering Innovation and Development, Edward Elgar, Cheltenham, UK, 2009, 80-100.

‘“IP World” – Made by TNC Inc.’ in Gaelle Krikorian and Amy Kapczynski (eds.) Access To Knowledge In The Age Of Intellectual Property, Zone Books, New York, 2010, 197-215.

‘Six Minutes to Midnight – Can Intellectual Property Save the World?’ in Kathy Bowrey, Michael Handler and Dianne Nicol (eds.), Emerging Challenges in Intellectual Property, Oxford University Press, Australia, 2011, 30-45.

Fitrian Ardiansyah, Neil Gunningham and Peter Drahos, ‘An Environmental Perspective on Energy Development in Indonesia’ in Mely Caballero-Anthony, Youngho Chang and Nur Azha Putra (eds) *Energy and Non-Traditional Security (NTS) in Asia*, Springer, Heidelberg, 2012, 89-117.

Peter Drahos and Susy Frankel, ‘Indigenous Peoples’ Innovation and Intellectual Property: The Issues’ in Peter Drahos and Susy Frankel (eds), Indigenous Peoples’ Innovation: Intellectual Property Pathways to Development, ANU E press, The Australian National University, Canberra, Australia, 2012, 1-28.

‘Indigenous Knowledge and Intellectual Property’ in Monika Kirloskar-Steinbach, Gita Dharampal-Frick and Minou Fricke (eds), *Intercultural Discourse - Key and Contested Concepts*, Verlag Karl Alber, Munchen, 2012, 339-346.

## **FORTHCOMING**

‘The Intellectual Property Regime: Are There Lessons For Climate Change Negotiations?’ in Joshua Sarnoff (ed), *Intellectual Property and Climate Change*, Edward Elgar (forthcoming 2013).

## **Book reviews**

L. Ray Patterson and Stanley W. Lindberg, *The Nature of Copyright: A Law of Users' Rights*, in (1993) 10 Prometheus, 126-128.

Meheroo Jussawalla, *The Economics of Intellectual Property in a World without Frontiers*, in (1994) 12 Prometheus, 273-275.

Susan K. Sell, *Power and Ideas: North - South Politics Of Intellectual Property And Antitrust*, State University Press of New York, New York, in (1998) 33 Australian Journal of Political Science, 489.

Thomas A. Mandeville, *Understanding Novelty: Information, Technological Change and the Patent System*, Ablex Publishing Corporation, Norwood, New Jersey, 1996, in (1999) 17 Prometheus 87-90.

Ove Granstrand, *The Economics and Management of Intellectual Property: Towards Intellectual Capitalism*, Edward Elgar, Cheltenham, UK, Northampton, MA, USA, 1999, in 13 (2001) Journal of Information Economics 107-111.

## **Newspaper and Other publications**

'Copyright and the Electronic Image – Issues for Users' available on the New Technologies Working Party CD-ROM, *The Digital Environment-Information about Australia's Culture and New Technologies*, Department of Communications, Information Technology and the Arts, September 1999, ISBN o 642 750548.

'WTO must resist imperialism'. 1000 word article published on 5 December 1996 in the Australian Financial Review, p18.

'Patents: prices or profits?' 1000 word article published in Canberra Times 15 July 1997.

'Pots, digital agendas, and copyright reform' Smarts Issue12, December 1997, 6-7

Chairman's Workshop Report of a working group on standards setting available in *The Imprimatur Report*, European Commission, DGIII Esprit Project, CD-ROM, ISBN 0953516717.

'The Nairobi Statement', produced at the end of the 'International Conference on Trade Related Aspects of Intellectual Property Rights and the Convention on Biological Diversity', organised by the United Nations Environment Programme and the African Centre for Technology Studies, Nairobi, Kenya, February 6-7.

(with John Braithwaite), 'The Smoking Gun Behind Intellectual Property', *Consuming Interest*, 78, 1999, 16-17.

'Patently Unfair', Orbit, Issue 83, June 2002, 8.

'Lords of the New Feudalism' (edited extract from *Information Feudalism: Who Owns The Knowledge Economy?*), *The Australian*, Wednesday October 23 2002, 26-27.

Peter Drahos and John Braithwaite, 'Three Tests of US trade policy on intellectual property rights', available at [http://www.nthposition.com/politics\\_drahos.html](http://www.nthposition.com/politics_drahos.html).

'Creative Pursuits', *Consuming Interest*, 96 (2003), 26-27.

'The Injustice of Intellectual Property', World-Information.Org, November 2003, P03.

(with TA Faunce), "FTA Text does Not Allay PBS Fears" Friday March 6 2003 Canberra Times 10.

(with TA Faunce), "PBS in the Shadow of USFTA Dispute Mechanism" Thurs 15 April Canberra Times 17.

'Who Owns the Knowledge Economy? Political Organising Behind TRIPS' (edited extract from Information Feudalism), The Corner House, Briefing 32, September 2004.

Cities of Planning and Cities of Non-Planning: A Geography of Intellectual Property, World-Information.Org, IP City Edition, 2005, p.10.

(with Buddhima Lokuge) 'Assuring supply of flu drugs must be a priority', Wednesday, October 26, 2005, Sydney Morning Herald, 17.

(with Buddhima Lokuge) 'Don't wait for Tamiflu – Make Our Own', The Financial Review, 15-11-2005.

'Freedom and Diversity – A Defence of the Intellectual Commons', [2006] AIPLRes 1 , available at <http://www.austlii.edu.au/au/other/AIPLRes/2006/1.html>.

'Carbon capture still elusive for China and US', Thursday 13 August 2009, The Australian Financial Review, 59.

Peter Drahos, 'An Obligation to Society', Gazette: European Patent Office Staff Magazine, March 2012, 36-38.

## **Reports**

Report prepared for the Industry Commission, Australia, 'The Reform of Designs Law', 1994, 19pp.

'Thinking Strategically About Intellectual Property Rights', paper prepared for the Indian Forum of Parliamentarians On Intellectual Property, 1996, 15pp.

Consultant Advisor to the Industry Commission on the Book Printing Report (August 1996).

Report to the Crucible Group on the Crucible II Project as it relates to national access laws and model legislation for the protection of indigenous and local knowledge (2000) (40 pp).

A joint author of a report to the Trade Directorate of the European Commission entitled 'Study on the Relationship Between the Agreement on TRIPS and Biodiversity Related Issues', Final Report for DG Trade European Commission, September 2000, 143pp, available at [http://trade.ec.europa.eu/doclib/docs/2003/september/tradoc\\_111143.pdf](http://trade.ec.europa.eu/doclib/docs/2003/september/tradoc_111143.pdf).

'Trade-Offs and Trade Linkages: TRIPs in a Negotiating Context', Occasional Paper 1, Quaker United Nations Office, Geneva, 2001.

Paper on Intellectual Property Rights, TRIPS and Access to Medicines for the Commonwealth Secretariat, 2001, 10 pages.

Paper for Oxfam, UK, 'Bilateralism in Intellectual Property' 2001, 19 pages, available at <http://www.oxfam.org.uk/policy/papers>. Reprinted in Rohan Kariyawasam (ed.), *The WTO, Intellectual Property, E-Commerce and the Internet*, Edward Elgar, Cheltenham, UK, 2009, 305-322.

Paper for the UK Commission on Intellectual Property Rights, Intellectual Property Standard Setting and Developing Countries, 47 pages, available as Study Paper 8 at <http://www.iprcommission.org>.

Scoping study for the Rockefeller Foundation (with Michael Blakeney), 'Empowering New Intellectual Property Policy Leadership' 2002, 39 pages.

'Access to Medicines: After Doha', *Commonwealth Trade Hot Topics*, Issue No. 20 (2003), 8pp.

Paper for the Open Society Institute, 'The Global Intellectual Property Ratchet: Why it Fails as Policy and What Should be Done About It', 5 pages, 2003.

Towards an International Framework for the Protection of Traditional Group Knowledge and Practice, Discussion Paper prepared for Commonwealth Secretariat and UNCTAD, (2004).

The FTA and the PBS, A Submission to the Senate Select Committee on the US-Australia Free Trade Agreement (with Thomas Faunce, Martyn Goddard and David Henry) (May 2004, 43 pages).

'Lao PDR' (pp29-31); 'The Philippines' (pp 34-35); 'Viet Nam' (pp 38-41) in *Regional Report: The ASEAN-Rockefeller Foundation Project on Intellectual Property Laws Review and Capacity Building on Intellectual Property Rights Related to Public Health in the ASEAN Region*, ASEAN Secretariat, Indonesia, 2005.

### **Editorial Positions**

An Editor of *Prometheus*

(international, multidisciplinary journal publishing papers on innovation, published by Routledge)

General Editor of the Ashgate Series on *Globalization and Law*

On Editorial Board of the *IP Law Book Review*

On Editorial Board of *Regulation and Governance*

### **Talks, Workshops, Conferences and Keynotes 2007 – 2012**

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#### **2007**

Plenary Address at the Tezukayama University Symposium on 'Directionality of Intellectual Property Education – Intellectual Property Philosophy', Saji Keizo Memorial Hall, Osaka University Nakanoshima Centre, Osaka, 8 February 2007.

Plenary Address at the Meeting on Free Trade Agreements and Access to Medicines, Bangkok, Thailand, 16 February 2007, organized by the Thai Generic Pharmaceutical Manufacturer's Association.

Delivered the 10<sup>th</sup> Annual Niro Lecture at De Paul University, Chicago on the 15<sup>th</sup> of March 2007. The title of lecture was 'Society, Social Contract and the Patent Office'.

Each year, an influential figure in intellectual property (IP)/information technology (IT) addresses faculty, students, and area attorneys on current IP/IT issues. Previous speakers at this prestigious event include Hon. Frank H. Easterbrook, U.S. Court of Appeals for the 7th Circuit; Hon. Richard A. Posner (2004), U.S. Court of Appeals for the Seventh Circuit; and Q. Todd Dickinson (2001), former Under Secretary of Commerce for Intellectual Property and Director of the United States Patents and Trademarks Office.

Invited to speak on trade, intellectual property rights and access to medicines at the Pacific Regional High Level Consultation on HIV and the Law, Ethics and Human Rights, 11-13 April 2007, Auckland, New Zealand. Organized by UNAIDS and the UNDP Pacific Centre, the meeting was attended by Ministers and senior representatives from both the Ministry of Health and Attorney General's Offices, as well as Parliamentary HIV Champions and other senior government officials from the Cook Islands, Federated States of Micronesia, Fiji, Kiribati, Republic of the Marshall Islands, Nauru, Niue, Palau, Papua New Guinea, Samoa, Solomon Islands, Tokelau, Tonga, Tuvalu, and Vanuatu. This Consultation was the first of its kind in the region on HIV.

Speaker in the Opening Panel in the International Seminar on Patents, Innovation and Development, Rio de Janeiro, July 5-6, 2007, organized by the Association of Brazilian Industries.

Presented a seminar on patent office reform in developing countries at the LSE, London, 22 October, 2007.

Invited participant in the Bond University Workshop on Creativity, Innovation and Intellectual Property, November 29-30, 2007, Gold Coast.

Invited Speaker in the Regional Forum on Strategic Issues in Public Health, Innovation and Intellectual Property, organized by the World Intellectual Property Organization, December 3, 2007, Singapore.

## **2008**

Invited Speaker at the 21st Century COE Program "The Law and Policy of Intellectual Property: Building a New Global Framework", School of Law, Hokkaido University, Sapporo, Japan, 12<sup>th</sup> of January 2008. Presented a talk entitled 'Building a New Global IP Framework: Three proposals for the regulation of patents'.

Invited participant in the American Journal of Law & Medicine's 2008 Symposium, " *Tackling Global Health Issues through Law and Policy*", 2 February 2008, Boston Law School, Boston USA. Delivered a paper entitled "'Trust me": patent offices in developing countries'

Delivered Lecture 'Integration without harmonization: global patent administration', at the Asia Pacific Intellectual Property Law Institute, Murdoch Law School, Perth, WA, 15 April 2008.

Delivered Lecture on Trade Agreements and Access to Medicines in the "Understanding Globalization" course run by Global Trade Watch, 28 April 2008, Melbourne.

'Efficacy of pharmaceutical agents in international trade negotiations', Symposium on Paying the Price for Treatment Advances, 50<sup>th</sup> Annual Scientific Meeting of the Australian Rheumatology Association, 18 May 2008, Adelaide, SA.

Presented a talk on the protection of traditional knowledge and social certification standards at the Symposium on Traditional Cultural Expression and International Law, 15 December 2008, Monash Convention Centre, Monash University.

## **2009**

Presented “Trust, Risk, and Climate Change: The Role of the Patent Offices” at the 2009 IPR Nanhu Forum: International Conference On ‘National IPR Strategy Implementing Measures and Performance Evaluation, May 9-10, 2009, School of Law of South China University of Technology, Guangzhou, China.

Delivered a lecture to students at the Center for Studies of Intellectual Property Rights, Zhongnan University of Economics and Law, Wuhan, China, 11 May 2009.

Delivered Lecture on Trade Agreements and Intellectual Property Rights in the “Understanding Globalization” course run by Global Trade Watch, 25 April 2008, Melbourne.

Participated in the roundtable discussion “Australian Indigenous Social and Environmental Certification: What are the Opportunities and Challenges?”, organized by Fairtrade Labelling Australia and NZ, Tuesday, May 26 2009.

Invited Speaker, ‘US-China Co-operation on Climate Change – the role of Intellectual Property’ at the Impacts of Globalization Conference, organized by the Australian Global Studies Research Centre, University of Western Australia, 13-14 August 2009.

Speaker, Indigenous Economic Development Workshop, Australian Research Council Traditional Knowledge Project, 27-28 August 2009, Mecure Hotel, Broome, Western Australia.

Delivered talk in the ANU’s undergraduate course on complexity on 17 September 2009

Attended the Researchers of Indigenous Medicine Forum organized by the National Institute of Complementary Medicine and held on 23 September in Brisbane

Delivered a lecture, ‘Negotiation Strategies’ in the Department of Foreign Affairs and Trade’s Trade Policy Course, Canberra, 30 October 2009.

Delivered a talk ‘Disease, Patents and Trade: Managing the Risks’ in the ‘Emerging Infectious Diseases: The Global Perspective’, One Day Symposium, organized by the National Centre for Biosecurity, John Curtin School of Medical Research, 16 November 2009.

Delivered talk on intellectual property and access to medicines at the ‘Using the law and legal policy in the response to HIV and AIDS Seminar, organized by the International Development Law Organization, December 10 2009, Sydney.

## **2010**

Keynote Address, ‘Does the Fruit Bat Come out of the Mouth of the Rainbow Serpent? Indigenous Cosmology, Traditional Knowledge and Innovation,’ Pacific Rim Innovation Conference, 21-22 January 2010, University of Melbourne, Melbourne.

Delivered the Keynote Address at the 5<sup>th</sup> Annual Kyushu University Law Conference, 'The Patent Social Contract and the Duties of the Patent Office', February 13-14, 2010, Fukuoka, Kyushu, Japan.

Keynote Address, 'Knowledge as a Fifth Freedom', Brazil-EU Dialogue, ICT for Socio-Economic Development, Aracaju, Brazil 25-26 March 2010.

Invited Speaker at the Law and Non-Communicable Diseases Workshop, Melbourne Law School, Melbourne, 28 July 2010.

Delivered talk in the ANU's undergraduate course on complexity on 21 September 2010.

Lecture, 'Trade negotiations and developing countries', Australia Pacific College of Diplomacy, Study Program for Caribbean Officials, 10 August 2010, Australian National University.

Ran sessions on 'Coalition Building and Developing Countries' and 'Developing Countries and Intellectual Property' as part of a capacity building workshop on trade negotiations run by the Australian Department of Foreign Affairs and Trade in Hanoi, Vietnam on 23 and 24 November 2010

'What property can and can't do for TK', paper at the Trade, Intellectual Property and the Indigenous Knowledge Assets Of Indigenous Peoples: The Developmental Frontier, organized by the New Zealand Centre of International Economic Law, Victoria University of Wellington and RegNet, Australian National University, 8-10 December 2010.

## **2011**

Attended IP Teachers' Workshop in Sydney, UNSW Law School, 4 February 2011.

Keynote speech - Intellectual Property, Science and Technology at the China High-Level Forum on Intellectual Property: Intellectual Property Promoting Economic Restructuring, April 20, 2011 Beijing, Organized by State Intellectual Property Office of China, National Development and Reform Commission, Ministry of Science and Technology, Ministry of Industry and Information Technology and Ministry of Commerce.

Keynote Address at the 2011 IPR Nanhu Forum: International Conference on "Building the Innovative Country and the IP Strategy" April 23-24, 2011, Wuhan, China.

Appeared before the Senate Standing Committee on Legal and Constitutional Affairs in its public hearings on the Patent Amendment (Human Genes and Biological Materials) Bill 2010, 28 April 2011.

Keynote talk at the Hot Issues in Patent Law workshop, organized by the Max Planck Institute, 4-6 October 2011, Berlin, Germany

'Biotech Patents: Where will China Take the Global System?' in Seeds of Contention in the Global Food Economy, Institute of Advanced Study, Warwick University, 25 Tuesday 2011

'Managing the Energy Trilemma' staff seminar in Law Faculty, Warwick Law School, 25 Tuesday 2011.

'Six Minutes to Midnight' the Laboratorium Lucernaiuris lecture, Tuesday, 13 December 2011 lecture, delivered at the University of Lucerne, Lucerne.

## 2012

1. Patent Offices and Responsive Regulation. Lecture to Staff of the European Patent Office, 31 January 2012, Munich, Germany.

Roundtable with senior staff from European Patent Office to discuss 'The Global Governance of Knowledge'.

2. The Green Economy and Patents. Seminar at Luiss Guido Carli University, Rome, 9 March 2012.

3. Attended Meeting of the Patent Declaration Working Group, Max Planck Institute, Munich, 19 March 2012.

4. Rights, Regulation and Governance: Paths to Development. Talk in the Max Weber Program, European University Institute, 4 March 2012.

5. With Professors Frederick Abbott, Carlos Correa co-organized a worksop, 'Emerging Markets and the World Patent Order: rules for a changing landscape', hosted by Florida State University College of Law and held in Tallahassee Florida, April 13-15, 2012.

6. Invited presentation on Intellectual Property and Development to the World Trade Organization Division at the Ministry of Commerce, China, 19 July 2012

7. Opening Keynote lecture entitle 'Globalization, Networks and Governance' in the 'Establishing a New Global Law and Policy for Multi-Agential Governance' conference, Hokkaido University, Japan, 24-25 November 2012.