

Tentative Draft

Workshop 20 -22 October 2016, Konstanz, Room K 7

Tongji University, Shanghai – Humboldt University, Berlin - Konstanz University

“Protection of Trade Secrets in a Competitive Global Market – Aspects of German, European and Chinese Law”

Languages: German and English

Wednesday, 19 October 2016: Arrival of participants, Transfer to hotels

Professors: Hotel Viva Sky

Students and supervisors: Hotel Aqua

Thursday, 20 October 2016: Workshop with 10 Chinese students

9:00 - 9:20 **(Ms. Fan Xinhong)** On the Intellectual Property Credit

9:20 - 9:40 **(Ms. Pan Guanyu)** Tesla free its patent: Pie or Pit?

9:40 - 10:00 **(Ms. Cai Kui)** Study on Ownership of Intellectual Property in Crowdfunding

10:00 - 10:15 discussion

10:15 – 10.30 coffee break

10:30 - 10:50 **(Ms. Ma Ran)** Anti-monopoly Provisions in Misuse of Intellectual Property Rights in China: Analysis on Qualcomm Case and Commerce on Related Rules

10:50 – 11:10 **(Ms. Yang Maoyan)** Influence of the Draft Foreign Investment Law of PRC on foreign investors when becoming effective - From the perspective of the definition of foreign investment

11:10 - 11:30 **(Mr. Chen Ming)** The Gap between China Copyright Law’ s Exceptions and the Marrakesh Treaty’s Requirements

11:30 - 11:50 Discussion

11:50 – 13.00 Lunch break: Mensa University Konstanz

13:00 - 13:20 **(Mr. Song Jian)** Research on the benefit sharing mechanism of traditional medicine knowledge (TMK) based on global view

13:20 - 13:40 **(Ms. Yin Jing)** Intellectual property protection of Traditional Chinese Medicine

13:40 - 14:00 **(Ms. Li Xin)** The study of Japanese legal aspect of regenerative medicine

14:00 - 14:20 Discussion

14:20 - 14:40 **(Ms. Song Dandan)** Research on the legislation of genetically modified food in China

14:40 - 15:00 (**Mr. Fang Shuai**) Shanghai Science and Technology Innovation Center development and intellectual property protection

15:00 - 15:20 Discussion

9.00 h – 15.20 h Room K 7

Lunch break: Mensa University Konstanz

Dinner (optional): 19.00 h: Konstanzer “Brauhaus”

Friday, 21 October 2016:

8.30 Welcome, Dean of the School of Law, Konstanz University, Prof. Dr. Hans Theile

First Part: Competition Law, Patent and Copyright Law
Reinhard Singer – Moderator

8.45 - 9.15 **Jochen Glöckner (Konstanz):** Wettbewerbsrechtliche Aspekte des Schutzes von Geschäftsgeheimnissen – die EU-Richtlinie zum Schutz von Geschäfts- und Betriebsgeheimnissen
(The protection of trade secrets in competition law – the European Directive on the protection of undisclosed know-how and business information (trade secrets) against their unlawful acquisition, use and disclosure)

9.15 - 9.45 **Ronny Hauck (HU Berlin):** Geschäftsgeheimnisse – Aspekte des Urheber- und Patentrechts *(Copyright and patent law aspects of trade secrets)*

9.45 - 10.15 Discussion

10.15 - 10.45 Group photo and coffee break

10.45 - 11.15 **GAO Xujun (Tongji):** Trade Secrets from the Perspective of Chinese Company Law and Competition Law

11.15 - 11.45 Discussion

11.45 - 13.30 Lunch break (Catering), Room H 306

13.30 - 14.00 **Hua Jie (Tongji):** Trade Secret Protection under the Cloud Computing Environment: From the Chinese Perspective

14.00 - 14.15 Discussion

Second Part: Labour law and criminal law
Astrid Stadler – Moderator

14.15 - 14.45 **Reinhard Singer (HU Berlin):** Arbeitsrechtliche Wettbewerbsverbote – Sanktionen bei Verrat betrieblicher Geheimnisse durch Angestellte und Arbeitnehmer
(“Covenants not to compete” in labour contracts – sanctions against misuse and betrayal of trade secrets under German labour law)

14.45 - 15.15 **Wang Qian (Tongji)**: Trade Secret Protection in the Employment Relationship in China

15.15 - 15.45 Coffee and tea

15.45 - 16.15 Discussion

16.15 - 16.45 **Rudolf Rengier (Konstanz)**: Der strafrechtliche Schutz von Geschäftsgeheimnissen in Deutschland

16.45 - 17.15 **Xie Yan (Tongji)**: Current Situation of Criminal Law Protection of Trade Secrets in China

17.15 - 17.45 Discussion

Closing ceremony

18.00 - 18.30 Sessions on issues of the Double Master Degree program

19.30 h Dinner on invitation of Konstanz School of Law for the participants of the workshop – Chinese Restaurant, Konstanz, Marktstätte

Saturday, 22 October 2016: 9.00 h: City tour of Konstanz in chinese. Excursion to Meersburg (transfer via ferry boat, 12.30 h: lunch “Guttschänke Meersburg”, 14.30 h: visit of the old castle and old town)