

CIPIL Spring Conference Saturday, 29 March 2025 Faculty of Law

"Is AI transforming IP?"

Chair: Sir Richard Arnold (Lord Justice of Appeal)

For the last few years, lots of attention has been paid to AI and IP. The Supreme Court has already considered whether AI can be regarded as an inventor. There is also on-going litigation, in various jurisdictions, on whether training AI systems with copyright material infringes copyright, in what circumstances the outputs might infringe; as well as when, if at all, AI-generated content, designs or other outputs might be protected by intellectual property rights and, if so, for whose benefit. While these are important questions, of course, that involve the application of the existing understandings of the law to new factual scenarios, this conference moves beyond them to focus on: (i) what AI reveals about existing law; and (ii) how AI might be changing IP, altering the legal tests with which we have become familiar, as well as the assumptions that underlie them – and what the implications might be.

PROGRAMME

From 09:00am Registration and coffee

09:30-10:00 Introduction: Primer on AI and Creations of the (Human) Mind

• **Dr Jennifer Cobbe, University of Cambridge** An Introduction to AI: What we mean by 'Artificial Intelligence' and how does AI affect Human Creation and Innovation?

10.00-11.00 <u>Session 1</u>: AI Transforming Protected Subject Matter

- **Prof. Mateo Aboy, University of Cambridge**: Emotional Perception AI: Are Artificial Neural Networks (ANNs) Computer Programs?
- Dr Alina Trapova, UCL Copyright and Related Rights - Protectability of AI-Generated Content

11:00-11:30 Coffee break

- 11:30-13:00 <u>Session 2</u>: AI Transforming IP Application / Registration Processes and Eligibility Tests
 - **Prof. Ryan Abbott, University of Surrey** Substantive Human-Centric IP Standards in the Age of AI
 - **Prof. Dev Gangjee, University of Oxford** 'The Reports of my Death are Greatly Exaggerated': Will Brands Survive the AI Bypass?
 - Mr David Stone, White & Case LLP More in Hope than in Fear – the Potential (Positive!) Impact of AI on Design Law.
- 13:00-14:00 Lunch break

14:00-16:00 Session 3: AI Transforming the Scope of Protection and Enforcement

- **Prof. Mireille van Eechoud, University of Amsterdam** Re-thinking IP Territoriality in the Context of AI
- **Prof. Sean Flynn, Washington College of Law** Al and the Right to Research
- **Prof. Tanya Aplin, King's College London** (Re)evaluating trade secrets protection in light of AI
- Mr Dennis Collopy, University of Hertfordshire AI and IPR Enforcement – Challenges and Opportunities

16:00-16:30 Coffee break

16:30-17:30 Session 4: Concluding Thoughts – AI Transforming IP

• **Prof. Niva Elkin Koren, Tel Aviv University** Harnessing GenAl to Inform IP Standards