

PUBLICATIONS OF ANDREW F. CHRISTIE

Articles in Refereed Journals

41. Weatherall K., Rotstein F., Dent C. and Christie A., 'Patent Oppositions in Australia: the facts', forthcoming in *University of New South Wales Law Journal*
40. Christie A. and Rotstein F., 'The Evolution of Precedent in Mandatory Arbitration – Lessons from a Decade of Domain Name Dispute Resolution', forthcoming in *The Arbitrator and Mediator*
39. Rotstein F. and Christie A., 'Blood, Toil, Tears and Sweat: the Battle of Sidamo', [2010] 9 *European Intellectual Property Review* 421-426
38. Christie A. and Dent C., 'Non-overlapping Rights: A Patent Misconception', [2010] 2 *European Intellectual Property Review* 58-66
37. Hall E., Dent C. and Christie A., 'Patent Attorney Privilege in Australia: Options for Reform', (2009) 20 *Australian Intellectual Property Journal* 178-193
36. Dent C., Hall E., and Christie A., 'For the Health of the Economy and Patent System: Rationale and Scope of Patent Attorney Privilege', (2009) 4(1) *Journal of Intellectual Property Law and Practice* 23-32
35. Christie A. and Rotstein F., 'Duration of Patent Protection: Does One Size Fit All?', (2008) 3(6) *Journal of Intellectual Property Law and Practice* 402-408
34. Lim A. and Christie A., 'A Comparative Analysis of the Australian Patent Office's Examination of Biotechnology Reach-Through Patent Claims', (2007) 33(1) *Monash University Law Review* 115-142
33. Christie A., 'Cultural Institutions, Digitisation and Copyright Reform', (2007) 12(3) *Media & Arts Law Review* 279-291
republished in Audhi Narayana Vavilli (ed.), *Cyberspace and Copyrights*, 172-188, 2008, Amicus Books, Hyderabad, India
republished in Audhi Narayana Vavilli (ed.), *Copyright Law Reforms – Global Depiction*, 116-132, 2008, Amicus Books, Hyderabad, India
32. Christie A., Davidson J., and Rotstein F., 'Canada's private copying levy – does it comply with Canada's international treaty obligations?', (2006) 20(1) *Intellectual Property Journal* 111-134
republished in Narshima Rao (ed.), *IPR Regime and Performer Rights*, 197-222, 2008, Amicus Books, Hyderabad, India
31. Moritz S. and Christie A., 'Second-Tier Patent Systems: The Australian Experience', [2006] 4 *European Intellectual Property Review* 230-240
30. Caine E. and Christie A., 'A Quantitative Analysis of Australian Intellectual Property Law and Policy-Making since Federation', (2005) 16(4) *Australian Intellectual Property Journal* 185-209
29. Lim A. and Christie A., 'Reach-through Patent Claims in Biotechnology: An Analysis of the Examination Practices of the United States, European and Japanese Patent Offices', [2005] 3 *Intellectual Property Quarterly* 236-266
republished in Sri Krishna (ed.), *Patent Claims – Judicial Interpretation and Analysis*, 182-240, 2008, Amicus Books, Hyderabad, India
28. Christie A. and Dias E., 'The New Right of Communication in Australia', (2005) 27(2) *Sydney Law Review* 237-262
revised and translated into Chinese, and published in (2008) 30(5) *Jinan Xuebao* 11-19
27. Christie A. and Caine E., 'Intellectual Property Law and Policy-Making in Australia: A Review and a Proposal for Action', (2005) 60 *Intellectual Property Forum* 20-24
26. Gaita K. and Christie A., 'Principle or Compromise?: Understanding the Original Thinking behind Statutory Licence and Levy Schemes for Private Copying', [2004] 4 *Intellectual Property Quarterly* 422-447
25. Elkman S. and Christie A., 'Regulating Private Copying of Musical Works: Lessons from the US Audio Home Recording Act of 1992', (2004) 27(1) *University of New South Wales Law Journal* 123-146
24. Howlett M. and Christie A., 'An Analysis of the Approach of the Trilateral and Australian Patent Offices to Patenting Partial DNA Sequences (ESTs)', (2004) 15(3) *Australian Intellectual Property Journal* 156-172
23. Howlett M. and Christie A., 'An Analysis of the Approach of the European, Japanese and United States Patent Offices to Patenting Partial DNA Sequences (ESTs)', (2003) 34(6) *International Review of Industrial Property and Copyright Law* 581-602

22. Christie A., 'The ICANN Domain-Name Dispute Resolution System as a Model for Resolving other Intellectual Property Disputes on the Internet', [2002] 1 *The Journal of World Intellectual Property* 105-117
republished in Vaver (ed.), *Intellectual Property Rights – Critical Concepts in Law (Vol. 5)*, 180-194, 2008, Routledge, Abingdon, UK and New York, USA
21. Christie A., 'A Proposal for Simplifying UK Copyright Law', [2001] 1 *European Intellectual Property Review* 26-43
20. Christie A., 'Some Observations on the Requirement of Inherent Patentability in the Context of Business Method Patents', (2000) 43 *Intellectual Property Forum* 16-22
19. Brennan D. and Christie A., 'Spoken Words and Copyright Subsistence in Anglo-American Law', [2000] 4 *Intellectual Property Quarterly* 309-349
18. Christie A., 'Simplifying Australian Copyright Law - the Why and the How', (2000) 11 *Australian Intellectual Property Journal* 40-62
17. Pila J. and Christie A., 'The Literary Work Within Copyright Law: An Analysis of its Present and Future Status', (1999) 13 *Intellectual Property Journal* 133-177
16. Christie A. and Syme S., 'Patents for Algorithms in Australia', (1998) 20 *Sydney Law Review* 517-552
revised and translated into Chinese, and published as Christie, Syme, Jin Ling and Wu Zheng, 'Recent Developmnt on Patenting Algorithm and Computer Software in Australia' [1999] *Zhuan Li Fa Yan Jiu* 247-271
15. Brennan D. and Christie A., 'Patent Claims for Analogous Uses and the Threshold Requirement of Inventiveness', (1997) 25 *Federal Law Review* 237-262
14. Barty A. and Christie A., 'Some Suggestions for Simplifying the Australian Copyright Legislation', (1997) 8 *Australian Intellectual Property Journal* 31-64
13. Christie A. and Fong K., 'Copyright Protection for Non-Code Elements of Software', (1997) 7 *Journal of Law and Information Science* 149-168
12. Christie A., 'The Future of Australian Copyright Protection for Computer Programs and Related Products', (1996) 7 *Journal of Law and Information Science* 87-104
11. Christie A., 'The Final Report of the Copyright Law Review Committee on Protection of Computer Software - An Overview of Recommendations and Issues', (1996) 27 *Intellectual Property Forum*, 4-21
10. Peace N. and Christie A., 'Intellectual Property Protection for the Products of Animal Breeding', [1996] 4 *European Intellectual Property Review* 213-233
9. Christie A., 'Reconceptualising Copyright in the Digital Era', [1995] 11 *European Intellectual Property Review* 522-530
re-published in Vaver (ed.), *Intellectual Property Rights – Critical Concepts in Law (Vol. 5)*, 297-314, 2008, Routledge, Abingdon, UK and New York, USA
8. Christie A., 'Towards a New Copyright for the New Information Age', (1995) 6 *Australian Intellectual Property Journal* 145-159
7. Christie A., 'Re-Writing Copyright for the Electronic Information Era, (1995) 25 *Intellectual Property Forum*, 4-23
6. Christie A., 'Designing Appropriate Protection for Computer Programs', [1994] 11 *European Intellectual Property Review*
5. Christie A., 'Re-writing the Rules on the Form of Protection for Computer Software', (1993) 4 *Journal of Law and Information Science* 224 - 241
4. Christie A., 'Patents for Plant Innovation', [1989] 11 *European Intellectual Property Review* 394-408
3. Christie A., 'The U.K. Design Copyright Exemption', [1989] 7 *European Intellectual Property Review* 253-257
2. Christie A., 'The Novelty Requirement in Plant Breeders' Rights Law', (1988) 19 *International Review of Industrial Property and Copyright Law* 646-657
1. Christie A., 'Copyright Protection for Ideas: an Appraisal of the Traditional View', (1984) 10 *Monash University Law Review* 175-195

Authored Books

1. Christie A., *Integrated Circuits and their Contents: International Protection*, 1995, Sweet & Maxwell, London and

The Law Book Company, Sydney

Edited Books

- Christie A. and Ricketson S. (eds), *Intellectual Property* (volume 23 in *The Laws of Australia*), 1996-, The Law Book Company, Sydney (xviii + 1,454 pages - looseleaf and CD-ROM; division of work Christie 75%, Ricketson 25%); and Title Editor, 1994-2005 and 2010 – cont.

Chapters in Books

- Christie A., 'Maximising Permissible Exceptions to Intellectual Property Rights', in Kur and Rosen (eds), *The Structure of Intellectual Property Law*, (in press, Edward Elgar, Cheltenham, UK and Northampton MA, USA
- Christie A., 'Innovation and Creativity: A Legal Perspective', in Chan and Mann (eds), *Creativity and Innovation in Business and Beyond: Social Science Perspectives and Policy Implications*, 103-116, 2011, Routledge, New York
- Christie A., Waller S., and Weatherall K., *Exporting the DMCA through Free Trade Agreements*, in Heath and Kamperman Sanders (eds), *Intellectual Property and Free Trade Agreements*, 211-243, 2007, Hart Publishing, Oxford, UK and Portland OR, USA
 revised and translated into Portuguese, and published as *Exportando os Dispositivos da "US Digital Millennium Copyright Act" por Meio de Acordos de Livre-comércio*, in Rodrigues and Polido, *Propriedade Intelectual: Novos Paradigmas Internacionais, Conflictos e Desafios*, 185-200, 2007, Elsevier Editora Ltda, Rio de Janeiro, Brazil
- Hudson E., Kenyon A., and Christie A., *Modelling Copyright Exceptions: Law and Practice in Australian Cultural Institutions*, in Macmillan F. (ed), *New Directions in Copyright Law, Volume 6*, 279-304, 2007, Edward Elgar, Cheltenham, UK and Northampton MA, USA
- Christie A. and Moritz S., *Harnessing Minor Innovation – National Studies: Australia*, in Suthersanen U., Duffield G. and Boey Chow K. (eds), *Innovation without Patents – Harnessing the Creative Spirit in a Diverse World*, 119-141, 2007, Edward Elgar, Cheltenham, UK and Northampton MA, USA
- Christie A., *Intellectual Property and Intangible Assets: A Legal Perspective*, in Bosworth D. and Webster E. (eds), *The Management of Intellectual Property*, 23-39, 2006, Edward Elgar, Cheltenham, UK and Northampton MA, USA
 re-published in Veena (ed.), *Intellectual Property: Legal Framework*, 1-22, 2007, Amicus Books, Hyderabad, India
- Christie A., *Private Copy Licence and Levy Schemes: Resolving the Paradox of Civilian and Common Law Approaches*, in Vaver D. and Bently L. (eds) *Intellectual Property in the New Millennium*, 248-258, 2004, Cambridge University Press, Cambridge
- Christie A., *Copyright Protection for Web Sites*, in Fitzgerald A., Fitzgerald B., Cook P. and Cifuentes C. (eds) *Going Digital - Legal Issues for Electronic Commerce, Multimedia and the Internet*, 1-12, 1998, Prospect Media, Sydney
- Christie A. and Gare S., *Patent Law & Practice in the United Kingdom*, in Nelson L. (ed.) *Digest of Intellectual Property Laws of the World - volume 3*, 1-27, 1991, Oceana Publications, New York
- Christie A. and Gare S., *Trademark Law & Practice in the United Kingdom*, in Nelson L. (ed.) *Digest of Intellectual Property Laws of the World - volume 3*, 29-63, 1991, Oceana Publications, New York
- Christie A. and Gare S., *Copyright Law & Practice in the United Kingdom*, in Nelson L. (ed.) *Digest of Intellectual Property Laws of the World - volume 3*, 65-101, 1991, Oceana Publications, New York

Published Conference Papers

- Christie A., 'The ICANN UDRP as a Model for Resolving other Intellectual Property Disputes on the Internet', in Hansen (ed.) *International Intellectual Property Law & Policy - Volume 7*, Chapter 103, 2002, Juris Publishing, New York
- Christie A., 'Consolidating Copyright Subject Matters and Exclusive Rights', in Hansen (ed.) *International Intellectual Property Law & Policy - Volume 7*, Chapter 49, 2002, Juris Publishing, New York
- Christie A., 'Why $E=mc^2$ (and Almost Everything Else) is Inherently Patentable', in Hamza (ed.) *Proceedings of the IASTED International Conference on Law and Technology*, 30-35, 2000, IASTED/ACTA Press, Anaheim
- Christie A., 'Legal Implications of the Information Superhighway - The Commonwealth's Response', in *Proceedings of the Attorney-General's Department Twenty-second International Trade Law Conference*, 169-182, 1996, AusInfo, Canberra

5. Christie A., 'Non-Code Elements of Software and Copyright', in *Proceedings of the Business Law Education Centre conference on Developments in Information Technology Law*, 79-85, 1996, Business Law Education Centre, Sydney
4. Christie A., 'Copyright, Multimedia and the Internet', *Transcript of Proceedings of Victorian Young Lawyers/Law Institute of Victoria conference on Multimedia Products, the Internet and the Law*, 16-30, 1995, Law Institute of Victoria, Melbourne
3. Christie A., 'Copyright and the Information Superhighway', in Vol. 1, Pt. 2, *Proceedings of the 49th Australasian Law Teachers Association Conference*, 865-881, 1995, Australian Law Teachers Association, Hobart
2. Christie A., 'Intellectual Property Issues in Intelligent Networks and Electronic Content', in *Proceedings of a CIRCIT conference on Designing a 21st Century Policy Structure for the Communication Sector*, 48-54, 1995, Centre for International Research on Communication and Information Technologies, Melbourne
1. Christie A. and Hunter D., 'Copyright Law Review - Where are we at?', in *Proceedings of the Business Law Education Centre conference on Recent Developments in Computer Law*, 2-16, 1994, Business Law Education Centre, Sydney

Published Reports

3. Hall E., Dent C. and Christie A., 'Patent Attorney Privilege in Australia: Rationale, Current Concerns and Avenues for Reform', 2007, Intellectual Property Research Institute of Australia, Melbourne (IPRIA Report 01/07)
2. Christie A. and Moritz S., 'Australia's Second-Tier Patent System: A Preliminary Review', 2004 Intellectual Property Research Institute of Australia, Melbourne (IPRIA Report 02/04)
1. Christie A., D'Aloisio S., Gaita K., Howlett M. and Webster E., 'Analysis of the Legal Framework for Patent Ownership in Publicly Funded Research Institutions', 2003, Commonwealth Department of Education, Science and Training, Canberra (DEST No. 7020 HERC03A0)

Unpublished Reports

5. Christie A., and Liddicoat J., 'La mise en balance du droit d'auteur / The Balance of Copyright – Report of Australia', for the International Academy of Comparative Law's 18th International Congress, Washington, 2010
4. Christie A., Dent C., King N. and Li B., 'Digital Piracy: Institutional Regulations', 2008, Organisation for Economic Co-operation and Development, Paris
3. Straus J. and Christie A., 'National Institute for Intellectual Property Management (NIIPM) for India - Report', 2006, World Intellectual Property Organization, Geneva
2. Christie A., Clarke J. and Karahalios N., 'Balancing the Public Interest with the Need to Commercialise Publicly Funded Research: an Examination of IP Management Models Used by Government Bodies (Domestically and Internationally)', 2005, Victorian Department of Innovation, Industry and Regional Development, Melbourne
1. Christie A., Elkman S. and Howlett M., 'Review of Pharmaceutical Patent Extension and Springboarding Provisions', 2002, Commonwealth Department of Industry, Tourism and Resources, Canberra

Comments and Notes in Refereed Journals

3. Christie A., 'Australia's Proposals for Protection of Computer Software', [1994] 2 *European Intellectual Property Review* 77-81
2. Christie A., 'Of Passing Off and Plastic Lemons - the Jif case', (1990) 49 *Cambridge Law Journal* 403-406
1. Christie A., 'O'Reilly v. Commissioner of State Bank of Victoria', (1983) 14 *Melbourne University Law Review* 125-133

Book Reviews in Refereed Journals

6. *Exclusive Distribution and the EEC Competition Rules* (by V. Korah and W. Rothnie), (1993) 24 *International Review of Industrial Property and Copyright Law* 550
5. *Copyright Law in the United Kingdom and the European Community* (by P. Stone), (1992) 23 *International Review of Industrial Property and Copyright Law* 566
4. *A.S.C.A.P. Copyright Law Symposium Number Thirty-Seven*, (1991) 50 *Cambridge Law Journal* 570
3. *Computer Software Protection and Semiconductor Chips* (by D. Schroeder), [1991] 5 *European Intellectual Property Review* 188

2. *A Basic Guide to Patenting in Biotechnology* (by S. Crespi), [1990] 8 *European Intellectual Property Review* 306
1. *The Scope of Intellectual Property Protection for Plants and other Life Forms - Part 1* (by N. Byrne), [1990] 2 *European Intellectual Property Review* 76

Edited Compilations

10. Christie A. and Gare S. (eds), *Blackstone's Intellectual Property Statutes* (10th ed.) 2010, Oxford University Press, Oxford
9. Christie A. and Gare S. (eds), *Blackstone's Intellectual Property Statutes* (9th ed.) 2008, Oxford University Press, Oxford
8. Christie A. and Gare S. (eds), *Blackstone's Intellectual Property Statutes* (8th ed.) 2006, Oxford University Press, Oxford
7. Christie A. and Gare S. (eds), *Blackstone's Intellectual Property Statutes* (7th ed.) 2004, Oxford University Press, Oxford
6. Christie A. and Gare S. (eds), *Blackstone's Intellectual Property Statutes* (6th ed.) 2003, Oxford University Press, Oxford
5. Christie A. and Gare S. (eds), *Blackstone's Intellectual Property Statutes* (5th ed.) 2001, Blackstone Press, London
4. Christie A. and Gare S. (eds), *Blackstone's Intellectual Property Statutes* (4th ed.) 1998, Blackstone Press, London
3. Christie A. and Gare S. (eds), *Blackstone's Intellectual Property Statutes* (3rd ed.) 1997, Blackstone Press, London
2. Christie A. and Gare S. (eds), *Blackstone's Intellectual Property Statutes* (2nd ed.) 1995, Blackstone Press, London
1. Christie A. and Gare S. (eds), *Blackstone's Intellectual Property Statutes*, 1992, Blackstone Press, London

Articles, Comments, Letters, Notes and Reviews in Non-Refereed Journals

7. Christie A., 'Proposal for a Unified Regime of Copyright Exclusive Rights', (2008) 5 *IPRinfo* 22-23
6. Rotstein F. and Christie A., 'Australian researchers need a right to experiment', December 2007/January 2008 *Managing Intellectual Property* 20-21
5. Christie A., 'Integrated Circuit Design Protection - the first Cases', [1992] 3 *Intellectual Property in Business Briefing* 4
4. Christie A., 'The Australian High Court Decision in *Autodesk*', [1992] 2 *Intellectual Property in Business* 25-26
3. Christie A., 'Plant Variety Rights: Growing Around the Scope of Protection', [1992] 1 *Intellectual Property in Business* 2-7
2. Christie A. and Pattison M., 'Recent Developments in Australian Intellectual Property Law', [1989] 3 *Intellectual Property in Business* 7-11
1. *Legal Aspects of the Transfer of Technology to Developing Countries* (by M. Blakeney), [1989] 4 *Intellectual Property in Business* 24

Authored Newspaper Articles

6. Caine E. and Christie A., 'Patently a need to experiment', *The Australian Financial Review* (Sydney), 27 September 2004, 42
5. Christie A. and Pryor S., 'Evergreen dilemma: law blind to patent's purpose', *The Australian Financial Review* (Sydney), 5 August 2004, 63
4. Caine E., Christie A. and Eckersley P., 'Copyright "harmony" profits US firms', *The Australian Financial Review* (Sydney), 20 November 2003, 71
3. Brennan D. and Christie A., 'Carlton v. the AFL: a viewer's guide', *The Age* (Melbourne), 17 March 2000, 17
2. Christie A., 'It may be Compatible, but is it Legal?', *Independent* (London), 24 June 1991, 20
1. Christie A., 'Earning the Right to Own a Species', *Independent* (London), 16 April 1990, 15

On-line Publications

2. Christie A. and Pryor S., 'Evergreen dilemma: law blind to patent's purpose', *On Line Opinion*, 8 August

2004, at <http://www.onlineopinion.com.au/view.asp?article=2457>

1. Caine E., Christie A. and Eckersley P., 'Copyright protection 70 years after death does not encourage creativity', *On Line Opinion*, 25 November 2003, at <http://www.onlineopinion.com.au/view.asp?article=889>