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W. R. CORNISH



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PREFACE

In the six years since the first appearance of these *Cases and Materials* in a single volume, intellectual property law in Britain has come under high pressure for European integration. The domestic law of copyright and designs, rewritten so substantially in the Copyright, Designs and Patents Act 1988, has since required amendment to meet the terms of five Directives from the European Community on different aspects of the subject: not all the necessary British instruments to achieve this have been enacted within the timetable laid down by the Directive, and some are still delayed. In particular this edition of the *Materials* has had to go to press without there being any implementation of the Directives on Rental, Lending and Related Rights, and on Satellite Broadcasting and Cable Transmission and with only partial implementation of the Directive on Duration.

The law of registered trade marks has been transformed in order to allow the introduction of the Community Trade Mark alongside a harmonised set of rules for the national registration system. Thus, the Trade Marks Act 1994 completely replaces the former Act of 1938 and this edition is able to provide the first indications of how our courts interpret the new regime.

The second edition of *Cases and Materials on Intellectual Property* accordingly incorporates these legal changes and new developments at many other junctures. The object of the volume remains what it was: to provide those interested in the legal detail of the subject with a single source in which they can refer both to actual statutory texts and to relevant case law in digested form. In order to conserve space, the book is given over entirely to this primary material. It is intended as a companion volume to my *Intellectual Property: Patents, Copyright, Trade Marks and Allied Rights* and is to appear together with a third edition of that work. Commentary on the statutes and cases appears there and not in this book.

I was glad to learn that the previous edition was useful not only to students, but also to practitioners who did not have source material directly to hand and to non-British specialists in the subject. While the second category may in future have complete digital libraries at their disposal, I hope that the third group will continue to find the book of value. From it, judges, lawyers and jurists in our partner states of Europe can appreciate the character of British judicial reasoning and perhaps learn something of the effectiveness which comes from its openness and clarity.

W.R. Cornish
Cambridge, April, 1996

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	(1B)	4.2.2		s. 26	7.1.3.1
				ss. 27–30	4.2.3
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