



NUNO CARVALHO

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PRACTICE AREAS

- Antitrust
- Patents
- Industrial designs
- Trademarks
- Unfair competition
- Policy making

LANGUAGES

- Portuguese
- English
- French
- Spanish

BIOGRAPHY

Nuno Pires de Carvalho joined Licks Attorneys as a partner, in 2016, to strengthen the firm's IP, Policy Making and Competition practices. Before joining Licks Attorneys, he was the Director of the Intellectual Property and Competition Policy Division of the World Intellectual Property Organization (WIPO), in Geneva, Switzerland. In his 16-year tenure at WIPO's International Bureau, he acted in three main areas: protection of traditional knowledge and genetic resources, legislative assistance to a significant number of developing countries as regards the implementation of TRIPS-related obligations in the field of industrial property as well as to implement their obligations under multilateral, and free trade agreements and the interface between intellectual property and competition law and policy.

In addition, Mr. Carvalho was a Counselor with the Intellectual Property Division of the World Trade Organization (WTO) in Geneva, for three years (1996-1999). In that capacity, he assisted the TRIPS Council and helped developing countries to implement their TRIPS obligations. In his Brazilian practice, Mr. Carvalho was the in-house attorney in charge of intellectual property matters of a Nippo-Brazilian steel company, USIMINAS, based in Minas Gerais, Brazil, for 20 years (1976-1995). Mr. Carvalho is known worldwide for his work as a published author of several books and articles in the Intellectual Property and Competition Law areas. His last book, *The Invention of Intellectual Property in images and texts* (forthcoming) shows how intellectual property has developed since Mesopotamia as tool of free trade and entrepreneurship. He is also a novelist and published poet. His literary works are available at the Kindle Store.

AFFILIATIONS:

Brazilian Bar Association – Minas Gerais Section (OAB/MG); Rio de Janeiro Section (OAB/RJ)

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PROFESSIONAL HIGHLIGHTS

- Recognized by The Legal 500 Latin America 2017 for the Intellectual Property Practice



EDUCATION

- S.J.D., Washington University in St. Louis, 1993;
- LL.M, Washington University in St. Louis, 1991;
- S.J.D., Federal University of Minas Gerais (UFMG), 1990;
- LL.M, Catholic University of Lisbon (UCP), 1989;
- LL.M, Federal University of Minas Gerais (UFMG), 1988;
- LL.B., Federal University of Minas Gerais (UFMG), 1980.

PUBLICATIONS

BOOKS

- “IP and Antitrust – The Competition Policies of Intellectual Property in Eight Cases” (Wolters Kluwer, Alphen aan den Rijn, 2015);
- “The TRIPS Regime of Trademarks and Designs” (4th edition, Wolters Kluwer, Alphen aan den Rijn, 2018);
- “The TRIPS Regime of Patents and Test Data” (5th edition, Wolters Kluwer, Alphen aan den Rijn, 2017);
- “Patently Outdated: Patents in the Post-industrial Economy – The Case for Service Patents” (Kluwer Law International, Alphen aan den Rijn, 2012);
- “A Estrutura dos Sistemas de Patentes e de Marcas – Passado, Presente e Futuro” [“The Structure of the Patent and Trademark Systems: Past, Present and Future”] (Lumen Juris, Rio de Janeiro, 2009).

BOOK CHAPTERS

- Sisyphus redivivus? The work of WIPO on genetic resources and traditional knowledge [in Charles R. McManis and Burton Ong (eds.), Routledge Handbook of Biodiversity and the Law, Chpater 22, 2017]
- “Current Trends in the Evolution of Unfair Competition Law” [in Jacques de Werra (ed.), “Défis du Droit de la Concurrence Déloyale”, at 1-30 (Univ. of Geneva, Geneva, 2014)];
- “The Rule of Patent Law (RPL) as Established by the TRIPS Agreement and Its Role of Promoting Trade Rather than Invention” [in Ruth L. Okediji and Margo A. Bagley (eds.), “Patent Law in Global Perspective”, at 673-697 (Oxford Univ. Press, Cambridge, 2014)];
- “From the Shaman’s Hut to the Patent Office: A Road Under Construction” [in Charles McManis (ed.), “Biodiversity and the Law – Intellectual Property, Biotechnology & Traditional Knowledge”, at 241-279 (Earthscan, London, 2007)];
- “Repression of Unfair Competition as Regards Pharmaceutical Test Data – From the Paris Convention to the TRIPS Agreement and Beyond” [in KIPO, “Learned Papers on Intellectual Property: Korean Intellectual Property Office 30th Anniversary Publication”, at 243-364 (KIPO, Seoul, 2007)].

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ARTICLES

- “Technical Standards, Intellectual Property and Competition – A Holistic View”, 61 Wash. Univ. J.L.&Pol’y 2015,
- “Toward a Unified Theory of Intellectual Property: The Differentiating Capacity (and Function) as the Thread that Unites all its Components”, 15 The J. of World Int. Prop. 251 (2012);
- “The Theorem of the Social Value of Patented Inventions and the Happiness Machine Patent Syndrome: Why Society lets Fundamental Patents to be Intensely Attacked”, 3 Rev. Elet. IBPI, 2010 (available at <www.ibpibrasil.org/42715/42666.html>);
- “From the Shaman’s Hut to the Patent Office: In Search of a TRIPS-Consistent Requirement to Disclose the Origin of Genetic Resources and Prior Informed Consent”, 17 Wash. Univ. J.L. & Policy 111 (2005);
- “The Problem of Gene Patents”, 3 Wash. Univ. J. Global Stud. 701 (2004), and “The Primary Function of Patents”, 1 Univ. Ill. J.L. Tech. & Policy 25 (2001).