Contributors

Christoph Antons holds a Chair in Law in the School of Law, Faculty of Business and Law, at Deakin University, Melbourne. He is Chief Investigator in the Australian Research Council Centre of Excellence for Creative Industries and Innovation (CCI) and Affiliated Research Fellow at the Max Planck Institute for Intellectual Property and Competition Law in Munich. He is the author of *Intellectual Property Law in Indonesia* (Kluwer, 2000), editor of *Law and Development in East and Southeast Asia* (RoutledgeCurzon, 2003), *Traditional Knowledge, Traditional Cultural Expressions and Intellectual Property Law in the Asia-Pacific Region* (Kluwer, 2009), *The Enforcement of Intellectual Property Rights: Comparative Perspectives from the Asia-Pacific Region* (Kluwer, 2011) and co-editor (with Michael Blakeney and Christopher Heath) of *Intellectual Property Harmonisation within ASEAN and APEC* (Kluwer, 2004) and (with Volkmar Gessner) of *Globalisation and Resistance: Law Reform in Asia Since the Crisis* (Hart, 2007). Christoph has written widely on comparative intellectual property law in Australia and Asia and on law and development, law and society and legal history in various Asian countries. Current research interests include the CCI projects ‘IP in Asia’ and ‘Asian Creative Transformations’ and the relationship between intellectual property and cultural heritage in Asia.

Francesco Bandarin is the Assistant Director-General for Culture at UNESCO. Prior to his appointment in 2010 he served as Director of the World Heritage Centre, a post he has held since 2000. Francesco Bandarin has led the development of a network of public–private partnerships for World Heritage conservation, as well as the development of a series of regional category II centres in different parts of the world. He is a specialist in architecture and urban planning, and has worked in both public and private institutions in the fields of built heritage, cultural heritage conservation, environmental heritage and cultural events, as well as architectural and urban design in developing countries. Francesco Bandarin graduated in Architecture in Venice (Italy) and in City and Regional Planning at the University of California, Berkeley. Since 1980 he has been Professor of Urban Planning at the School of Architecture of Venice. He has also worked as a consultant for bilateral and multilateral organisations on city projects and published a number of books and articles, mainly on urban conservation and the urban environment.

Catherine Bell is a Professor of Law at the University of Alberta specialising in aboriginal legal issues, dispute resolution, property law, cultural heritage law and interdisciplinary community-based legal research. She has been a visiting professor at the University of Niigata (Japan), University of Victoria, Program of Legal Studies for Native People (University of Saskatchewan) and Akitsiraq Law School for Inuit students (Nunavut). For several years she also served as a lead faculty member for the Banff Center for Management Aboriginal Leadership and Self-Government Program. She is the recipient of...
numerous major research grants, has been nominated for teaching awards and has recently been honoured with the Aboriginal Justice Award and a McCalla Professorship. Catherine Bell has published widely on Métis and First Nation legal and policy issues and has acted as an advisor to First Nation, Canadian government and Métis organisations. She is also the author of two books on the Métis settlements of Alberta and co-editor of, and contributing author to, *Intercultural Dispute Resolution in Aboriginal Contexts* (with Dr D. Kahane); *First Nations’ Cultural Heritage and Law: Case Studies, Voices and Perspectives* (with Dr V. Napoleon); and *First Nations’ Cultural Heritage and Law: Reconciliation and Reform* (with Robert K. Paterson). Current research programmes include collaborative legal research with Yukon First Nations and a legal history project on Métis constitutional rights (with Dr N. Kermoal), and an international multi-research collaborative initiative funded by the Social Sciences and Humanities Research Council of Canada on ‘Intellectual Property in Cultural Heritage’ with particular emphasis on indigenous peoples and the products of archaeological research.

**Kathy Bowrey, Dr** is Professor in the Faculty of Law and formerly an Associate Dean – Research (2008–11) at the University of New South Wales, Sydney, Australia. She was also previously an Associate Dean – Research (2006–07) at the Faculty of Law, University of Technology, Sydney. Her expertise primarily relates to intellectual property, media and information technology regulation, reflecting a broad range of interests pertaining to socio-legal history, media and cultural studies and legal theory, including research on western laws affecting indigenous cultural and intellectual property. With colleague Michael Handler, she is currently a Chief Investigator on an Australian Research Council Discovery Project (2009–11) ‘Entertainment Rights in the Age of the Franchise: A Reappraisal of Personality Rights under Australian Intellectual Property Laws’. She also has a strong interest in higher education research policy and has acted as a consultant to the Council of Australian Law Deans concerning research assessment exercises. Her book publications include (co-edited with M. Handler and D. Nicol) *Emerging Challenges in IP* (Oxford University Press, 2011); (co-edited with M. Handler and D. Nicol) *Australian IP: Commentary, Law and Practice* (Oxford University Press, 2010); *Law and Internet Cultures* (Cambridge University Press, 2005).

**Duane Champagne** has a PhD in sociology from Harvard University (1982), where he was also a teaching fellow. Prior to his studies in sociology, he obtained a degree in mathematics from North Dakota State University (1973), from which he also holds his MA in Sociology. From 1983–84 he was Assistant Professor at the University of Wisconsin-Milwaukee. Since 1997, he has been Professor of Sociology at the University of California, Los Angeles. His main interests lie with theory, sociology of Native Americans and comparative historical analysis. His research also focuses on processes of social change and institutionalisation and variation among Native American societies and their social, economic and political responses to western influences. He has widely published on the subject of Native American societies. His publications include *The Native North American Almanac* (2nd edn, 2001) and he was a co-author with Carole Goldberg of *A Review of Explaining Race Disparities in South Dakota Sentencing and Incarceration* (2005).
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**Paul L.A.H. Chartrand**, IPC (Canadian *Who’s Who 1992–2010, The Native North American Almanac*), retired as Professor of Law in 2009 after a career during which he held teaching and other academic appointments at universities in Australia, Canada, Aotearoa/New Zealand and the United States, including a permanent appointment at the University of Saskatchewan College of Law 2002–08 and as Visiting Scholar at the National Centre for Indigenous Studies, College of Law, Australian National University, Canberra, Australia in 2007–08. He was awarded the honorary title of Indigenous Peoples’ Counsel (IPC) by the Canadian Indigenous Bar Association in 2002, the Outstanding Alumni Award, QUT School of Law, Brisbane, Australia, July 2001, a USSU Teaching Excellence Award (University of Saskatchewan) in 2004, and an Eagle Feather by the Anishinabeg of Sagkeeng First Nation. Paul Chartrand’s professional interests and numerous publications are mainly in the fields of law and policy pertaining to indigenous peoples. He served as a commissioner on Canada’s Royal Commission on Aboriginal Peoples (1991–95) and as a commissioner on Manitoba’s Aboriginal Justice Implementation Commission (1999–2001). His community activities have included assisting indigenous organisations involved in international developments at the United Nations and the Organization of American States, including participation in the development of the United Nations Declaration on the Rights of Indigenous Peoples. He has returned to live in his home community of St Laurent along Lake Manitoba and advises First Nation organisations.

**Rosemary J. Coombe** holds the Tier One Canada Research Chair in Law, Communication and Culture at York University in Toronto, where she teaches in the Communications and Culture Joint PhD/MA Programme, and is cross-appointed to the Osgoode Hall Law School Graduate Programme and the Graduate Programme in Social and Political Thought. Prior to being awarded one of Canada’s first research chairs, she was Full Professor at the University of Toronto Faculty of Law. She did doctoral degrees in law and anthropology at Stanford University and publishes in the fields of anthropology, cultural studies and interdisciplinary legal studies. Her work addresses the cultural, political and social implications of intellectual property laws, the politics of cultural property, neoliberalism and human rights. For more detail, see her website at www.yorku.ca/rcoombe. Current research projects include participation in an international multiple collaborator research initiative on intellectual property issues in cultural heritage driven by indigenous community research, a consideration of the repatriation of intangible heritage goods, and a volume of essays on global cultural rights politics.

**Susy Frankel** is a Professor at the Faculty of Law, Victoria University of Wellington, New Zealand. Her main fields of research and teaching are intellectual property and international trade law. She has published a range of articles and book chapters and given numerous conference presentations on various aspects of copyright, trade marks, patents and international trade. She is Director of the New Zealand Centre of International Economic Law. Susy Frankel is the author of the treatise *Intellectual Property in New Zealand* (2nd edn, 2011). She is Chair of the New Zealand Copyright Tribunal and was previously a hearings officer for the Intellectual Property Office of New Zealand. Susy holds an appointment as a neutral arbitrator and mediator for the World Intellectual Property Organization Arbitration and Mediation Centre. She is a member of the editorial boards of the *Journal of World Intellectual Property* and the *Queen Mary Journal of...*
Intellectual Property. She was consultant expert to the Waitangi Tribunal on the Wai 262 claim. Prior to becoming an academic, she practised in both New Zealand and London in the fields of intellectual property and general commercial litigation.

Martin Girsberger is Head of the Sustainable Development and International Cooperation Unit of the Swiss Federal Institute of Intellectual Property (Institute). He is responsible for the area of intellectual property (IP) – sustainable development, including the IP-related aspects of the issues of biodiversity, access and benefit-sharing, traditional knowledge, environment, food and agriculture, future scenarios of IP and the IP-related aspects of bilateral cooperation and research agreements. He is also responsible for the international cooperation activities of the Institute in the field of IP. He is head of the Swiss delegation to the Intergovernmental Committee on Intellectual Property and Genetic Resources, Traditional Knowledge and Folklore of the World Intellectual Property Organization; and a member of the Swiss delegations, among others, to the TRIPS Council of the World Trade Organization, the Convention on Biological Diversity, the Food and Agriculture Organization, the World Health Organization, the Union for the Protection of New Plant Varieties, and the United Nations Framework Convention on Climate Change. He is the author of several publications covering issues such as traditional knowledge, farmers’ rights, access and benefit-sharing, plant genetic resources for food and agriculture, and intellectual property.

Carole E. Goldberg is the Jonathan D. Varat Distinguished Professor of Law, and Vice Chancellor for Academic Personnel of the University of California, Los Angeles (UCLA). In 2006, she served as the Oneida Indian Nation Visiting Professor at Harvard Law School, and in 2007 she was appointed a Justice of the Hualapai Court of Appeals. In 2010, President Barack Obama appointed her to the Indian Law and Order Commission, which is investigating and recommending ways to improve Indian country criminal justice. Carole Goldberg has written widely on the subject of federal Indian law and tribal law and is co-editor and co-author of Cohen’s Handbook of Federal Indian Law (1982 and 2005 eds), as well as co-author of a casebook, American Indian Law: Native Nations and the Federal System (6th edn, 2010).

Christoph B. Graber, PhD, Professor of Law, studied law at the Universities of Bern and St Gallen, received his admission to the bar in Switzerland, obtained a PhD from the European University Institute (Florence) and received his Habilitation from the University of Bern. He was a founding member of the University of Lucerne School of Law, in 2001, where he is now Head of the research centre i-call (International Communications and Art Law Lucerne) and Director of lucernaiuris, the Institute for Research in the Fundamentals of Law. He has been a Visiting Fellow/Professor at Georgetown University Law School (2000), the University of Wollongong Faculty of Law (2007) and UC Berkeley School of Law (2012). Christoph is a member of the Swiss Federal Arbitration Commission for the Exploitation of Author’s Rights and Neighbouring Rights and a member of the research commission of the Swiss National Science Foundation at the University of Lucerne. He has been advisor to various branches of the Swiss Government and OECD in the fields of intellectual property, trade and culture. He has published widely (including Intellectual Property and Traditional Cultural Expressions in a Digital Environment, Edward Elgar,
Karolina Kuprecht studied law at the University of Zurich in Switzerland and the University of Leiden in Holland. She obtained an LLM from UCLA (University of California, Los Angeles), where she concentrated on intellectual property and trade law and carried out research on cultural property rights of Native Americans. In 2002, she was admitted to the bar in Zug, Switzerland and later as a notary public. Since then she has practised law specialising in corporate, inheritance, foundation and cultural property law with a focus on international trade and sustainability. In 2008, she joined the i-call research centre at the University of Lucerne to pursue a PhD. As the alternate project leader, she helped Christoph B. Graber to submit and pursue the International Trade in Indigenous Cultural Heritage (IT ICH) project. In 2009, she received the UNO Academia Award for her paper ‘Die UN-Deklaration über die Rechte der indigenen Völker und die Restitution von Kulturgütern’. She regularly publishes and speaks about cultural property law with a focus on tangible objects and restitution claims of indigenous peoples.

Jessica C. Lai studied law and chemistry at Victoria University of Wellington, New Zealand, where she obtained an LLB Hons (First Class), MSc (First Class). For her studies, Jessica was awarded a Victoria Graduate Award, Victoria Masters Award, Curtis-Gordon Research Scholarships and a prestigious New Zealand Vice-Chancellors’ Committee William Georgetti Scholarship. In Wellington, she was a Research Assistant for Susy Frankel and Meredith Kolsky-Lewis, from 2007 to 2009, at the Faculty of Law of Victoria University. She also spent some time as an editor for the Victoria University of Wellington Law Review. Jessica has focused her studies in the fields of intellectual property, particularly patent law and international trade law. She was also a research assistant and tutor for the School of Chemical and Physical Sciences, from 2005–09. Since February 2010 she has been a Research Fellow and PhD candidate for Christoph B. Graber, working on the International Trade in Indigenous Cultural Heritage (IT ICH) project, at the University of Lucerne, Switzerland, researching predominantly the protection of Māori cultural heritage, particularly with respect to intellectual property, international trade and human rights law. Jessica is the author of numerous publications in the fields of law and chemistry.

Federico Lenzerini is Professor of Public International Law, Private International Law and European Union Law at the University of Siena (Italy). He is also Professor at the LLM programme in Intercultural Human Rights on the African System of Human Rights, Miami (FL), USA, St Thomas University School of Law. He is a consultant to UNESCO (Paris). On several occasions he has been Counsel to the Italian Ministry of Foreign Affairs for international negotiations related to cultural heritage. He is the National Rapporteur (Italy) for the Mapping International Law in Europe programme of the European Society of International Law. Federico Lenzerini is a member of the Italian Society of International Law. He is the Rapporteur of the Committee on the Rights of Indigenous Peoples of the International Law Association and a member of the Committee on Cultural Heritage Law of the same association. His fields of research include human rights law, asylum and refugee law, rights of indigenous peoples, international trade law and the law of cultural
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**Fiona Macmillan** is the Corporation of London Professor of Law at the Birkbeck University of London, School of Law and Visiting Professor of Law at l’Università degli Studi Roma Tre and the University of Technology, Sydney. She teaches in the areas of intellectual property law, cultural heritage law and international economic law. Fiona Macmillan holds degrees from the University of New South Wales and the University of London. She is admitted as a Solicitor of the Supreme Court of New South Wales. Previously, she held academic positions at the University of New South Wales, the University of Leicester and the Institute of Advanced Legal Studies, University of London. Immediately prior to her appointment in the School of Law at Birkbeck, Fiona Macmillan was Associate Professor of Law and Copyright Director of the Asia Pacific Intellectual Property Institute at Murdoch University in Western Australia. Her research is focused on intellectual property, cultural property and international economic law.

**Benny Müller** is a legal advisor in the Sustainable Development and International Cooperation Unit of the Swiss Federal Institute of Intellectual Property in Bern. His responsibilities include the intellectual-property-related aspects of biodiversity, access and benefit-sharing, traditional knowledge, environment, and food and agriculture. In this context, Benny Müller is a member of the Swiss delegation to the Intergovernmental Committee on Intellectual Property and Genetic Resources, Traditional Knowledge and Folklore of the World Intellectual Property Organization; the TRIPS Council of the World Trade Organization; the Convention on Biological Diversity; the Food and Agriculture Organization; the World Health Organization; the Union for the Protection of New Plant Varieties; and the United Nations Framework Convention on Climate Change. In addition to these tasks at the intersection between intellectual property and sustainable development, Dr Müller explores future scenarios of intellectual property and deals with intellectual property issues of bilateral cooperation and research agreements. During his doctoral research project in Ecuador, Benny Müller worked for a law firm in the fields of intellectual property and international legal affairs, and for a university as an associate professor in international law and international cooperation. In 2011, he published on the rights of indigenous peoples and development cooperation.

**John Scott** is a descendant of the Iningai people (Indigenous Australian) of central Queensland (Barcaldine area) through his father (Jack Scott) and his grandmother (Catherine Maud Evans). They are Freshwater Murris. He has a significant background in education, social policy, law, indigenous rights and traditional knowledge. He has moved through various incarnations to get where he is today, including as a leading senior high school teacher, Aboriginal Education Advisor, Chief Educational Officer for Aboriginal Programs, Senior Policy Advisor (Office of the Aboriginal Social Justice Commissioner, Australian Human Rights Commission), Deputy Director for the School of Indigenous Australian Studies at James Cook University, Manager of the Cultural Rights Unit of the National Policy Branch with the National Aboriginal and Torres Strait Islander Commission (ATSIC), Indigenous Human Rights Officer with the United Nations High Commission on Human Rights (OHCHR), and second in charge of the Secretariat of the United
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Kurt Siehr, Dr Dr hc was born in Tilsit, East Prussia (Germany). He studied Law in Hamburg and in Ann Arbor (Michigan, USA). He passed his first and second bar examinations in Hamburg and obtained a Master of Comparative Law at the University of Michigan Law School in 1963. Kurt Siehr obtained his PhD from the University of Hamburg in 1970, where he was also a research assistant and a research associate at the Hamburg Max-Planck Institute of Comparative and International Private Law from 1963–91. Kurt Siehr has a PhD from the University of Zurich Faculty of Law (Switzerland, 1980). At the University of Zurich he was a lecturer, an associate and a full professor of private law, private international law and comparative law, from 1998–2002. After his retirement in 2002, Kurt Siehr became a free research associate at the Hamburg Max-Planck Institute of Comparative and International Private Law. He is a member of several national and international associations: for example Swiss Society of International Law; German Society of International Law; German Council of Private International Law; International Law Association; International Cultural Property Society; Groupe européen de droit international privé; German Society of Comparative Law; and bilateral law associations with Israel, Italy, Turkey and the USA.

Rebecca Tsosie is a Willard H. Pedrick Distinguished Research Scholar and Professor of Law at the Sandra Day O’Connor College of Law at Arizona State University. Rebecca Tsosie, who is of Yaqui descent, joined the ASU College of Law faculty in 1994 and served as the Executive Director of the law school’s Indian Legal Program from 1996–2011. She teaches in the areas of federal Indian law, constitutional law, property, cultural resources law, bioethics and critical race theory. She also holds faculty appointments in the School of Historical, Philosophical and Religious Studies and the School of Sustainability at ASU, and she is a faculty affiliate for the American Indian Studies Program. Rebecca Tsosie has published widely on doctrinal and theoretical issues related to tribal sovereignty, self-determination, environmental policy, indigenous human rights and cultural resources, and she is the co-author (with Robert Clinton, Carole Goldberg, Kevin Washburn and Elizabeth Rodke Washburn) of a leading casebook on federal Indian law. She annually speaks at many national conferences and she serves as an appellate judge for the Fort McDowell Yavapai Nation’s Supreme Court and for the San Carlos Apache Tribe’s Court of Appeals. She received her BA and JD degrees from the University of California, Los Angeles, and also completed a President’s Postdoctoral Fellowship at the University of California. She is admitted to practice in Arizona and California.

Joseph F. Turcotte is a PhD candidate in the Communication and Culture programme at York University (Toronto, Canada) and SSHRC Doctoral Fellow. His research focuses on technological, social, cultural, political and economic changes in the early twenty-first century with a particular emphasis on intellectual property rights, international trade and Internet governance in the digital and globalised era.
Brigitte Vézina joined the World Intellectual Property Organization (WIPO) in 2006 and is currently Legal Officer in the Traditional Knowledge Division, where she works on intellectual property issues related to traditional cultural expressions. Past experience includes work in the Cultural Enterprise and Copyright Section at the United Nations Educational, Scientific and Cultural Organization (UNESCO) and with the Montreal-based intellectual property law firm Robic. Brigitte holds a Bachelor's Degree in Law (LLB) from the University of Montreal (2002) and a Masters in Law (LLM), with distinction, from Georgetown University (2005). She is a member of the Quebec Bar (2003).