

WIPO LIST OF NEUTRALS
BIOGRAPHICAL DATA

Joseph DALBY
The Law Library
Four Courts
Dublin
Ireland



London Address:
London
United Kingdom

Nationality: British, Irish

EDUCATIONAL AND PROFESSIONAL QUALIFICATIONS

Licence spéciale en droit européen, Université Libre de Bruxelles, Brussels, Belgium 1996;
Barrister, Bar of Ireland - Honorable Society of King's Inns, Ireland, 1993;
Barrister, Bar of England and Wales - Honorable Society of Middle Temple, London, 1988;
LL.B., Hons, London South Bank University, 1987.

LANGUAGES

English, French.

PRESENT POSITION

Barrister, UK & Ireland.

PROFESSIONAL EXPERIENCE BEFORE PRESENT POSITION

Specialist expertise in European Community law:

Fundamental and general principles of the *acquis communautaire*
Cross-border commercialization of goods and services:
Award of contracts under the public procurement regime;

November 15, 2019

Access, residency and free movement;
 Consumer and employment protection;
 Direct and indirect effect of EC law, subsidiary and conflicts;
 Functions, procedures and comitology of the EC institutions;
 European Convention of Human Rights.

Stagiaire, European Commission, DG III (Internal Market and Industry) from 1992-93;
 Legal Correspondent, The European newspaper: Legal Affairs Column (fortnightly) 1994- 97;
 Headnoter, Common Market Law Reports (Sweet & Maxwell) from 1995-97;
 External Academic Tutor, EU Law University of Glamorgan from 1997-99;
 Visiting lecturer, Southampton Institute: European Community law 1996-99;
 Visiting Lecturer, Department of Building and Surveying, Reading College of Technology from 1990-92;
 Conference speaker at various events covering EU principles, internal market, remedies, updates,
 consumer law, joint ventures, health and safety, insurance law.

AREAS OF SPECIALIZATION

Commercial and civil disputes;
 Public and administrative law;
 Construction IT and e-commerce;
 Procurement and competition.

Specialist expertise of in Information & Communications Technology:

- E-commerce transactions, business models;
- Convergence of Internet and telecommunications;
- Telecommunications - licensing. Contracts;
- Internet regulatory affairs (communications, confidentiality, liability, etc);
- Data handling and security;
- Reseller models, polices and contracts (telecommunications, software);
- Contracting online, electronic contracts, consumer protection measures;
- Electronic Signatures, Certification;

Computer Misuse, legal issues.

EXPERIENCE IN INTELLECTUAL PROPERTY

European, UK and Irish Intellectual Property law;
 Regular and intense exposure over fifteen years of managing IP issues as external counsel
 including:

- IP protection in commercial transactions;
 - EU trade mark directive (implementation and divergence);
 - Community trade mark law applications;
 - Conflicts between competition and IP issues;
 - Convergence of IP and domain names;
 - Enforcement of copyright;
 - Website IP issues.
 - Domain names
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EXPERIENCE WITH RESPECT TO DOMAIN NAMES

Adviser to cc TLD for three years covering all regulatory and domain name matters.

Principal regulatory adviser in bid to establish TLD;

Expert in the process and structure of domain name space management, registrations and disputes
 including:

- ccTLD Domain name registration policy and process;
- Categorisation;

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- Eligibility;
 - Passing off;
 - Prohibitions;
 - WHOIS use;
 - IP protection;
 - Registry - Registrar relationship;
 - Dispute resolution policy and procedure design;
 - Breach of registration policy;
 - Registry error;
 - Warehousing and Cybersquatting
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MAJOR PUBLICATIONS

Legal Correspondent, The European 1993-97;
EU Law for the Construction Industry, Blackwell 1998;
The Community Trade Mark - The Necessary Accessory for the Internal Market, Legal Times (UK),
October 1995.

EXPERIENCE IN COURT LITIGATION

Practicing barrister with predominately litigation based workload and acting in numerous court cases.

Experience formed from case review, legal research opinion forming, advice and representation, advocacy, examination and cross-examination, closing speeches, legal submissions to bench.

Experience of broad range of cases (in terms of value, complexity, and length). Experience of conflicts of laws, Brussels and Rome Conventions. Practicing barrister.

PROFESSIONAL TRAINING IN MEDIATION

Trained in mediation.
