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### **Faculty of Law:**

Following the resolution of the Faculty Council of the Faculty of Law dated 26.07.2018, the Presidential Board of the University of Göttingen approved the first amendment of the Examination and Study Regulations for the advanced Master's degree programme "European and Transnational Intellectual Property and Information Technology Law" of the University of Göttingen on 07.08.2018, in the version published in the Official Bulletin dated 09.05.2017 (Official Bulletin I No. 23/2017 page 476) (§ 44 section 1 sentence 2 NHG in the version announced on 26.02.2007 (Nds. GVBl. p. 69), last amended by Article 4 of the Act dated 15.06.2017 (Nds. GVBl. p. 69); §§ 37 section 1 sentence 3 no. 5 b), 44 section 1 sentence 3 NHG).

**Examination and Study Regulations  
for the advanced Master's Degree Programme  
"European and Transnational Intellectual Property and Information Technology Law"  
of the University of Göttingen**

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## **I. General**

### **§ 1 Scope**

(1) The "General Examination Regulations for Bachelor's and Master's Degree Programmes as well as other courses and degrees offered at the Georg-August-Universität Göttingen" (APO) apply in their respectively valid forms to the advanced Master's degree programme in "European and Transnational Intellectual Property and Information Technology Law" at the University of Göttingen.

(2) These regulations govern the further provisions for the degree of the advanced Master's degree programme "European and Transnational Intellectual Property and Information Technology Law".

### **§ 2 Objectives of the Academic Programme; Purpose of the Examinations; Areas of Activity**

(1) <sup>1</sup>Objective of the Master's degree programme is acquiring comprehensive knowledge and capabilities, which are essential for the practical activity with focus on Information Technology law and protection of Intellectual rights. <sup>2</sup>A special emphasis is placed on the explanation of trans-national, European and comparative law aspects, to ensure that the acquired knowledge does not restrict itself to a national legal system, but form a solid foundation for worldwide use.

(2) <sup>1</sup>So as to attain the objectives of the course of studies, the curriculum offers modules to all the sub-areas of the IP and IT law. <sup>2</sup>Besides dealing with transnational and international issued in the individual sub-areas in all modules, the curriculum specially envisages modules that are devoted completely to the transnational law enforcement and the international and comparative law aspects of IP and IT law.

### **§ 3 Recommended Prior Knowledge**

<sup>1</sup>As the areas of IP and IT law exhibit significant points of intersection with Information Technology, (natural) science, Engineering, Media studies, Culture administration and related areas of knowledge, the prospective students are advised to acquire the basics of some relevant areas of knowledge which do not belong to their own research area, even before the commencement of studies. <sup>2</sup>Applicants whose knowledge of law, jurisprudence and the legal work practices is less, are advised to train themselves accordingly before acceptance of the course of studies.

### **§ 4 Academic Degree**

Once the Master's examination is passed, the Georg-August-Universität Göttingen awards the academic title "Master of Laws" (abbreviated:"LL.M.").

## **§ 5 Structure of the Academic Programme**

- (1) The standard course length is 2 semesters.
- (2) The academic programme starts with the winter semester.
- (3) The advanced Master's degree programme "European and Transnational Intellectual Property and Information Technology Law" is not suitable for part-time study.
- (4) The Master's degree programme consists of a basic part and an advanced part as well as preparation of the master thesis.
- (5) The academic programme comprises 60 credits (ECTS credits; abbreviated as: C), which are distributed as follows:
  - a. For the specialised course (basic part and advanced part) 40 C,
  - b. 20 C for the master thesis.
- (6) <sup>1</sup>The study and examination components should be completed in optional required modules. <sup>2</sup>The optional required modules are specified in the module overview (appendix I). <sup>3</sup>For recommendation on the appropriate academic programme structure, please refer to the study schedule enclosed in appendix II. <sup>4</sup>The module catalogue and module handbook are published separately in a common electronic version (digital module directory); they are part of these regulations, as far as the modules are itemised in the module overview (appendix I).

## **§ 6 Study and Examination Advice**

- (1) <sup>1</sup>Study advisory service of the course of study is done by the course of study coordination and otherwise by the teachers involved in the course of study, the purpose being to support individual study planning. <sup>2</sup>Students are advised to utilise the study advisory service, particularly at the beginning of their academic programme and before taking decisions regarding changes in their study plans.
- (2) All lecturers of the research area and their colleagues are available during their consulting hours for providing study advisory service relating to special research areas.
- (3) In examination matters and for questions regarding transfer of credits for programme and examination components, advice is offered especially by the study advisory service in the course of study.
- (4) <sup>1</sup>For information regarding contents, structure and requirements of the academic programme and counselling for study-related personal difficulties the students have access to the study advisory office / examination department of the Faculty of Law. <sup>2</sup>For interdisciplinary problems the students can also approach the Central Student Advisory Office of the Georg-August University, Göttingen.

## **§ 7 Teaching Types**

<sup>1</sup>The academic programme is organised as a combination of various teaching types as a classroom course of studies. <sup>2</sup>The types of teaching include lectures, seminar courses, tutorials, exercises and project work. <sup>3</sup>Depending on the organisation by the lecturers they are supplemented by elements of Blended Learning, in particular lecture recordings, supplementary videos, online discussion fora, chatrooms.

## **II. Examination Procedure**

### **§ 8 Examination forms**

Besides the examination components allowed according to the provisions of APO, the following subject-specific examination components can be planned:

- a) <sup>1</sup>Simulated court procedure (Moot Court). <sup>2</sup>This examination component consists of the student preparing a plea and arguing a case on that basis. <sup>3</sup>In doing so the knowledge and competencies acquired should be used.
- b) <sup>1</sup>Drafting a contract. <sup>2</sup>This examination component consists of the student drafting one or more contracts in conformity with the law on the basis of acquired knowledge, which should effectively secure the specified interests of a fictitious client.

### **§ 9 Reassessment Guidelines**

- (1) Module examinations not passed or the master thesis can be repeated once.
- (2) The repetition of module examinations can also be conducted as an oral examination or in another approved form, if the lecturer offers the repetition in this form and the student agrees to it.
- (3) <sup>1</sup>Retake exams should be taken within an appropriate time period. <sup>2</sup>They must be taken no later than the examination period following the failed examination attempt. <sup>3</sup>The examination attempt is considered failed if this period is exceeded, insofar as the student is responsible for the failure to observe this deadline. <sup>4</sup>If there are important reasons, in particular illness, the examination board can grant an appropriate extension of the deadline.
- (4) Repeating examinations once successfully completed for the purpose of improving the grade is not possible; this is without prejudice to the provision of § 16 a paragraph 3 sentence 2 APO.

### **§ 10 Admission to the Master Thesis**

- (1) <sup>1</sup>Admission to the master thesis shall only be granted upon successful completion of the compulsory modules in the degree programme in a scope of at least 25 C, of which one basic

module. <sup>2</sup>Further it is necessary to demonstrate that admission and enrolment are not conditional any more.

(2) <sup>1</sup>An application has to be made in text format to the examination board for admission to the master thesis. <sup>2</sup>In doing so subject to the regulation of section 3 following documents have to be enclosed:

- a) Proof of fulfilling the requirements under section 1, provided they are not stored in the examination management system;
- b) proposing a supervisor;
- c) the suggested topic for the master thesis confirmed by the supervisor.

(3) <sup>1</sup>The suggestions as per b) and c) are unnecessary if the student assures, that he/she has not found any supervisor. <sup>2</sup>In this case the examination board will specify an academic advisor and a topic. <sup>3</sup>The candidate's view should be considered in choosing the topic. <sup>4</sup>The right to make a proposal for the choice of topic does not entitle the student to any legal right.

(4) <sup>1</sup>The examination board decides on the admission. <sup>2</sup>This will be rejected if the admission requirements are not met.

### **§ 11 Master Thesis**

(1) <sup>1</sup>By means of the master thesis, the candidate is to show that they are capable of treating a problem within the defined timescale applying the methods of their research area, developing an independent, scientifically justified judgement, reaching a scientifically founded position and presenting the results in an appropriate form both linguistically and formally. <sup>2</sup>The master thesis has to be written in English and should not generally be longer than 25000 words and maximum 60 pages. <sup>3</sup>On application and if appropriate language skills are present approval can be given in consultation with the supervisor to draft the thesis in German, if there a special professional interest is present. <sup>4</sup>The graduate committee rules on the application. <sup>5</sup>20 C are awarded for successful completion of the master thesis.

(2) <sup>1</sup>The provisional working topic of the master thesis should be agreed with the proposed academic advisor and submitted with confirmation from the proposed academic advisor and second academic advisor to the examination board concerned. <sup>2</sup>Should a candidate be unable to find a supervisor, the examination board formed as per § 13 will determine an academic advisor and a topic. <sup>3</sup>The candidate's view should be considered in choosing the topic. <sup>4</sup>The right to make a proposal for the choice of topic does not constitute any legal right. <sup>5</sup>The approval of the topic for the master thesis is dealt with by the examination office. <sup>6</sup>The time of issue must be put on record.

(3) <sup>1</sup>The master thesis should be completed within a period of 4 months. <sup>2</sup>The examination board formed as per § 13 can extend the preparation time by a maximum of 6 weeks at the request of the candidate if there are important grounds for doing so for which the candidate is

not responsible, with the agreement of the supervisor. <sup>3</sup>Important reason normally exists in case of illness that is to be notified immediately and established by producing a medical certificate.

(4) <sup>1</sup>The topic can be returned only once and only within the first week of the time allotted preparation time. <sup>2</sup>A new topic must be agreed immediately, but no later than within 4 weeks. <sup>3</sup>If the master thesis is repeated, it is only permissible to return the topic under sentence 1 if the examinee did not make use of this option in their first attempt.

(5) <sup>1</sup>Two copies of the master thesis must be submitted to the Examination Office of the Faculty of Law within the time allotted. <sup>2</sup>The master thesis should also be submitted in an electronic form according to more specific regulations by the examination board. <sup>3</sup>The time of submission must be put on record. <sup>4</sup>Upon submission, the candidate should declare in writing that he or she has independently compiled the work and has not used any sources and tools other than those specified.

(6) <sup>1</sup>The examination board formed as per § 13 forwards the master thesis to the first academic advisor and the second academic advisor as reviewers. <sup>2</sup>Each reviewer will award a grade.

(7) The duration of the application procedure should not exceed six weeks.

### **§ 12 Grade Point Average; Final Failure; Distinction**

(1) The Master's examination is passed, if at least 60 C were acquired and all of the required module examinations as well as the master thesis has been passed.

(2) <sup>1</sup>If more than 60 C were acquired, the assessment of the optional required modules which were completed over the 60 C need not be considered in the calculation of the overall result, on application; the graded module examinations are converted into non-graded module examinations. <sup>2</sup>The application has to be made latest before the transcript of records (Master) is issued. <sup>3</sup>The conversion cannot be taken back after mapping in the electronic examination management system.

(3) The overall result "With distinction" is given if the master thesis was awarded a grade of 1.0 and average grade of all examination components is at least 1.3 or better.

### **§ 13 Examination Board**

(1) <sup>1</sup>The examination board consists of five members who are nominated by the respective group representatives on the Faculty Council of the Law Faculty, resulting in three members from the professoral group, one member from the employee group and one member from the student group. <sup>2</sup>At the same time, a deputy is nominated for each member.

(2) The examination board will choose a chairperson and their deputy from the professoral group.

(3) The ongoing operations may be transferred to the chairperson.

(4) The examination board takes the place of the Faculty Council in decisions regarding the appointment of authorised examiners as per § 11 paragraph 1 sentence 1 APO.

### **III. Entry into Force**

#### **§ 14 Entry into Force**

This regulation enters into force following its promulgation in the Official Bulletin I of Georg-August-Universität Göttingen.



## Appendix I Module directory

Modules with a rating of 60 credits must be successfully completed.

### I. Professional studies (basics)

One of the two following optional required modules with a rating of 5 credits should be successfully completed:

M.LIPIT.001	“Introduction to European Intellectual Property Law“	(5 C, 2 WLH)
M.LIPIT.002	“Introduction to European Information Technology Law“	(5 C, 2 WLH)

### II. Professional studies (consolidation)

The following optional required modules with a rating of at least 35 C should be successfully completed:

M.LIPIT.003	“Advanced Intellectual Property Law“	(5 C, 2 WLH)
M.LIPIT.004	“Advanced Information Technology Law“	(5 C, 2 WLH)
M.LIPIT.005	“Competition Law“	(5 C, 2 WLH)
M.LIPIT.006	“Unfair Competition Law“	(5 C, 2 WLH)
M.LIPIT.007	“E-Commerce Law“	(5 C, 2 WLH)
M.LIPIT.008	“Data Protection Law“	(5 C, 2 WLH)
M.LIPIT.009	“Media Law“	(5 C, 2 WLH)
M.LIPIT.010	“Telecommunications Law“	(5 C, 2 WLH)
M.LIPIT.011	“Information Technology and Legal Informatics“	(5 C, 2 WLH)
M.LIPIT.012	“Economic Foundations of IP and IT Law“	(5 C, 2 WLH)
M.LIPIT.013	“International IP and IT Law“	(5 C, 2 WLH)
M.LIPIT.014	„Conflict of Laws and Comparative Law in IP/IT“	(5 C, 2 WLH)
M.LIPIT.015	„Transnational IP Contracts“	(5 C, 2 WLH)
M.LIPIT.016	“Transnational IT Projects“	(5 C, 2 WLH)
M.LIPIT.017	“Transnational Enforcement of IP and IT Law“	(5 C, 2 WLH)
M.LIPIT.018	„Fundamentals of EU Law and German Legal System“	(5 C, 2 WLH)

Even a module which has not been selected can be taken under clause I.

### III. Master thesis

20 C are awarded for successful completion of the master thesis.

## Appendix II Sample course schedule

### a. Sample course schedule - Variant 1

Semester Σ C	LL.M. in European and Transnational IP and IT Law					
	Module	Module	Module	Module	Module	Module
1. Semester (Winter) Σ 30 C	M.LIPIT.002 Introduction to European IT Law 5 C (compulsory option)	M.LIPIT.010 Telecom. Law 5 C (compulsory option)	M.LIPIT.014 Conflict of Laws and Comparative Law in IP/IT 5 C (compulsory option)	M.LIPIT.008 Data Protection Law 5 C (compulsory option)	M.LIPIT.007 E-Commerce Law 5 C (compulsory option)	M.LIPIT.013 International IP and IT Law 5 C (compulsory option)
2. Semester (Summer) Σ 30 C	Master thesis 20 C (compulsory)				M.LIPIT.017 Transnational Enforcement of IP and IT Law 5 C (compulsory option)	M.LIPIT.004 Advanced IT Law 5 C (compulsory option)
Σ 60 C						

b. Sample course schedule - Variant 2

Semester Σ C	LL.M. in European and Transnational IP and IT Law					
	Module	Module	Module	Module	Module	Module
1. Semester (Winter) Σ 30 C	M.LIPIT.001 Introduction to European IP Law 5 C (compulsory option)	M.LIPIT.007 E-Commerce Law 5 C (compulsory option)	M.LIPIT.005 Competition Law 5 C (compulsory option)	M.LIPIT.012 Economic Foundations of IP and IT Law 5 C (compulsory option)	M.LIPIT.009 Media Law 5 C (compulsory option)	M.LIPIT.013 International IP and IT Law 5 C (compulsory option)
2. Semester (Summer) Σ 30 C	Master thesis 20 C (compulsory)				M.LIPIT.003 Advanced IP Law 5 C (compulsory option)	M.LIPIT.017 Transnational Enforcement of IP and IT Law 5 C (compulsory option)
Σ 60 C						