

LIST G BARRISTERS

Bruce Caine KC



Bruce Caine KC is a preeminent intellectual property law senior counsel.

QUALIFICATIONS

Bachelor of Business (Accounting)
Bachelor of Laws (Hons)

CORRESPONDENCE

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CHAMBERS

Emmerson Chambers
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COMMERCIAL LAW

Consumer Law | Equity & Trusts

INTELLECTUAL PROPERTY

Appellate | Confidential Information | Copyright & Designs | Patents | Trade Marks

During a distinguished career at the Victorian Bar, Bruce Caine KC specialised in intellectual property law, with extensive experience in copyright, patents, trademarks and confidential information. Bruce acted in major commercial and equity matters for international clients including pharmaceutical, telecommunications and mining industries. He has significant trial and appellate experience and regularly appeared before all superior Courts, including the High Court of Australia.

Bruce is widely recognised as one of Australia's leading intellectual property senior counsel. He is ranked Band 1 for Intellectual Property: The Bar in *Chambers Global*, where he is described as a pre-eminent IP Silk. He has been repeatedly recognised by *Doyle's Guide* as a leading Victorian Intellectual Property Silk. He has also been recognised in *The Best Lawyers* in Australia for both Intellectual Property Law and Alternative Dispute Resolution and in *Legal 500 Asia-Pacific* as a Leading Silk.

Having retired from litigation practice in 2025, Bruce Caine KC is now available to accept briefs for appointment as a mediator in intellectual property and related commercial law matters.

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Recent Cases

COMMERCIAL AND INTELLECTUAL PROPERTY

Kraft Foods Group Brands LLC v Bega Cheese Ltd (on appeal; Special Leave to the High Court refused) (2020) 151 IPR 369

COPYRIGHT

State of Escape Accessories Pty Ltd v Schwartz (at trial and on appeal to the Full Federal Court which is pending) (2020) 156 IPR 199 (copyright in a work of artistic craftsmanship)

Pokemon Company International, Inc v Redbubble Ltd (2017) 129 IPR 1 (copyright and consumer protection)

Barrett Property Group Pty Ltd v Dennis Family Homes Pty Ltd (2011) 91 IPR 1 (copyright in builder's plans)

PATENTS

Mylan Health Pty Ltd v Sun Pharma ANZ Pty Ltd (at trial and on appeal to the Full Federal Court; Special Leave to the High Court refused) (2019) 138 IPR 402; (2020) 153 IPR 199; [2020] HCASL 234

Commonwealth Scientific and Industrial Research Organisation v BASF Plant Science GmbH (2020) 151 IPR 181

BlueScope Steel Ltd v Dongkuk Steel Mill Co, Ltd (No 2) (2019) 152 IPR 195

Dyno Nobel Inc v Orica Explosives Technology Pty Ltd (No 2) (2019) 148 IPR 442

Pfizer Ireland Pharmaceuticals v Samsung Bioepis AU Pty Ltd (No 2) [2019] FCA 657 (ongoing)

SNF (Australia) Pty Ltd v BASF Australia Ltd (at trial and on appeal to the Full Federal Court) (2018) 136 IPR 478 ; (2019) 140 IPR 276

Sanofi-Aventis Deutschland GmbH v Alphapharm Pty Ltd (2018) 135 IPR 396

Apotex Pty Ltd v ICOS Corp (No 3) (2018) 135 IPR 13 (Amendment of the patent)

F Hoffman-La Roche AG v Sandoz Pty Ltd (2018) 134 IPR 172

ESCO Corp v Ronneby Road Pty Ltd (2018) 131 IPR 1 (on appeal to the Full Federal Court)

Damorgold Pty Ltd v Blindware Pty Ltd (2017) 130 IPR 1

Sandvik Intellectual Property AB v Quarry Mining & Construction Equipment Pty Ltd (at trial and on appeal to the Full Federal Court) (2016) 118 IPR 421; (2017) 126 IPR 427

Product Management Group Pty Ltd v Blue Gentian LLC (on appeal to the Full Federal Court; Special Leave to the High Court refused) (2015) 116 IPR 54

TRADE MARKS AND CONSUMER PROTECTION

Australian Meat Group Pty Ltd v JBS Australia Pty Ltd (on appeal; special leave to the High Court refused) [2018] FCAFC 207; HCATrans 105 (17 May 2019)

AFT Pharmaceuticals (AU) Pty Ltd v Reckitt Benckiser (Australia) Pty Ltd (No 3) [2020] FCA 1352

Rodney Jane Racing Pty Ltd v Monster Energy Company (2019) 142 IPR 275

Lumen Australia Pty Ltd v Frontline Australasia Pty Ltd (2018) 137 IPR 189 (also included an action under the Circuit Layouts Act 1989 (Cth))

Mars Australia Pty Ltd v Sweet Rewards Pty Ltd (2009) 81 IPR 354

Playcorp Group of Companies Pty Ltd v Peter Bodum A/S (at trial and on appeal to the Full Federal Court) (2010) 84 IPR 542; (2011) 92 IPR 222

Dr Martens Australia Pty Ltd v Figgins Holdings Pty Ltd (1999) 44 IPR 281

Shape Shopfitters Pty Ltd v Shape Australia Pty Ltd (No 3) (2017) 124 IPR 435