

CURRICULUM VITAE

Yvonne Cripps

Academic Qualifications:

LL.B. (Hons.) (First Class)
Victoria University of Wellington

LL.M. (with Distinction)
Victoria University of Wellington

Ph.D. (Yorke Prize)
University of Cambridge

Professional Qualifications:

Barrister of the Inner Temple, England
Barrister and Solicitor of the High Court, New Zealand

Membership of Foreign Legal Societies:

Member of the American Law Institute (Elected 1993)

Present Appointments:

Harry T. Ice Chair of Law, Indiana University
Council Member, Protect (formerly Public Concern at Work)
Honorary Senior Fellow of the Centre for Public Law, University of
Cambridge

Editorial Appointments:

Member of the Editorial Board of the Biotechnology Law Report
(U.S.) (1983-93)

Advisory Appointments:

Council Member of Protect (formerly known as Public Concern at Work (UK)).

Occasional adviser to the Home Office, England, on the subjects of cloning and genetic modification, inter alia, as a former member of the Home Office's Animal Procedures Committee.

Occasional adviser on intellectual property law to the House of Lords Select Committee on Science and Technology. (Biotechnology).

Legal adviser to the Royal Commission on Environmental Pollution. (From 1986 to 1989 for its 13th report on deliberate releases of genetically modified organisms).

Former Member of the Biotechnology Commission of the Stockholm Environment Institute.

Former adviser on intellectual property law to the Cavendish Laboratory of the University of Cambridge.

Prizes and Scholarships:

The University of Cambridge

1. 1983 – The Yorke Prize
2. 1983 – The Ver Heyden de Lancey Prize

Trinity College, Cambridge

3. 1979 – Awarded Postgraduate Research Scholarship

Victoria University of Wellington

4. 1975 – The A.H. Johnston Scholarship in Law

(Awarded for the highest aggregate marks in Part I of the LL.B. degree)

5. 1976 – The Faculty of Law Prize in Jurisprudence
6. 1977 – The Archibald Francis McCallum Scholarship in Law
(Awarded for the highest aggregate marks in Part II of the LL.B. degree)
7. 1977 – The Chapman Tripp Centenary Award
(Awarded on the basis of an overall assessment of the completed LL.B. degree)
8. 1978 – University Senior Scholarship
9. 1979 – New Zealand Universities Postgraduate Scholarship
10. 1979 – The William Georgetti Scholarship
(Open to any New Zealand graduate, irrespective of the subject of the degree course).

The New Zealand Law Society

11. 1978 – The Rex Mason Prize
(Awarded by the New Zealand Law Society for "the best article appearing in the New Zealand Law Journal or in any other New Zealand legal publication during the preceding 12 months".
This prize was awarded for an article on contract law, entitled: "Contracting Out of the Matrimonial Property Act 1976", (1978) VUWLR 101).

Membership of Committees of the University of Cambridge:

Member of the Court of Discipline (1990-2000)
Member of the Summary Court (1994-1996)
Member of the Faculty Board of Law (1985-1992)
Secretary of the Degree Committee of the Faculty Board of Law (1989-1990)
Director of the LL.M. Programme (1993)

Member of the Nomination Board for the Offices of Chancellor and High Steward (1990-95).

Member of the Board of Examinations (1996-2000)

Member of the Council of the School of the Biological Sciences
Psychology Research Ethics Committee (1989-2000)

Trustee of the Kolb Memorial Fund (1988-1991)

Membership of Societies:

Member of the Honourable Society of the Inner Temple

Member of the United Kingdom Chartered Institute of Patent Agents
(Elected 1984)

Member of the United Kingdom Administrative Law Bar Association

Member of the United Kingdom Forum on Health Care Ethics and
Law

Founder Member of the Cambridge Medical Ethics Group

Member of the British Medico-Legal Society (Elected 1983)

Previous Visiting Appointments:

Cornell University

Visiting Professor (August-December 1987, and each
successive September through to 2004)

The University of Texas at Austin

Visiting Professor of Law (March 1988)

Jeffers Centennial Professor (January – April 1991)

Indiana University

Visiting Professor of Law (August 1992)

Fellow of the Institute for Advanced Study (August 1996)

Books

1. Controlling Technology: Genetic Engineering and the Law (New York, Praeger: 1980). (167 pp.). (This book won the Ver Heyden de Lancey Prize of the University of Cambridge).

Reviewed by John Mitchell in (1982) 98 LQR 157.

Reviewed by Glanville Williams in (1982) 41 CLJ 367.
2. The Legal Implications of Disclosure In the Public Interest: An Analysis of Prohibitions and Protections (Oxford, ESC: 1987).(319 pp.).

Reviewed by J.A. Coleman in the December 1987 issue of the European Intellectual Property Review.

Reviewed by R.W. Rideout in 1988, Lloyds Maritime and Commercial Law Quarterly, 105.

Reviewed by M. Bryan, 1988, Public Law, 646.

Reviewed by G.R. Rubin in May 1988, Journal of Business Law, 278.
3. The Legal Implications of Disclosure In the Public Interest: An Analysis of Prohibitions and Protections (London, Sweet and Maxwell: 2nd ed., 1994) (421 pp.).

Reviewed by P.E. Morris, 1995, 63 Scottish Law Gazette, No.
4. Freedom of Expression and Freedom of Information (Oxford, Oxford University Press: 2000) (with Jack Beatson).

Contributions to Books and Reports

5. "Secrecy, Disclosure and the Public Interest," a chapter in Geoffrey Marshall (ed.), Ministerial Responsibility (Oxford, Oxford University Press: 1989).
6. Contributions to The Release of Genetically Engineered Organisms to the Environment, The Thirteenth Report of the Royal Commission on Environmental Pollution, Cm 720, July 1989.
7. Contributions to the 5th ed. and the supplement of de Smith's Judicial Review of Administrative Action (London, Sweet & Maxwell: 1995 and supplement 1997)
8. "The Consequences of Disclosure in the Public Interest" a chapter in C. Forsyth and I. Hare (eds.) The Golden Metwand and the Crooked Cord: Essays in Honour of Sir William Wade QC (Oxford, Oxford University Press: 1998).
9. "Aspects of Intellectual Property in Biotechnology: Some European Legal Perspectives", a chapter in L. Guruswamy and J. McNeely (eds.) Protection of Global Biodiversity: Converging Strategies (Durham, Duke University Press: 1998).
10. "The Public Interest Disclosure Act 1998" in Beatson and Cripps (eds.) Freedom of Expression and Freedom of Information (Oxford, Oxford University Press: 2000).

Articles

11. "Contracting Out of the Matrimonial Property Act 1976", (1978) VUWLR 101.
12. "Genetic Engineering – A Problem for the Patent Office?" (1979) NZLJ 232, 464.

13. "Novel Genetic Techniques – Some Legal Issues", (1979) NZ Science Rev. 27.
14. "A New Frontier for International Law", (1980) 29 ICLQ 1.
15. "Avenues of Compensation for Genetic Engineering Accidents", (1980) NZULR 150.
16. "A Legal Perspective on the Control of the Technology of Genetic Engineering", (1981) 44 Modern Law Review 369.
17. "The Refusal of Patents for Methods of Medical Treatment – A Preference for Parliamentary Guidance", (1983) 7 European Intellectual Property Review, 173.
18. "Disclosure in the Public Interest: The Predicament of the Public Sector Employee", (1983) Public Law, 600. (A version of this was published in 1989 in Geoffrey Marshall (ed.), Ministerial Responsibility (OUP)).
19. "The Public Interest Defence to the Action for Breach of Confidence and the Law Commission's Proposals on Disclosure in the Public Interest", (1984) 4 Oxford Journal of Legal Studies, 361.
20. "Proposed Reforms of Intellectual Property Law", (1984) 1 European Intellectual Property Review, 21.
21. "Judicial Proceedings and Refusals to Disclose the Identity of Sources of Information", (1984) CLJ 266.
22. "Protection from Adverse Treatment by Employers: A Review of the Position of Employees who Disclose Information in the Belief that Disclosure is in the Public Interest" (1985) Law Quarterly Review, 506.
23. "The Professions: A Critical Review", (1986) The Law Society's Gazette, 2297. (This report was commissioned by the United Kingdom Inter-Professional Group).

24. "Some Effects of European Law on English Administrative Law," (1994) *Indiana Journal of Global Legal Studies*, 213.
25. "New Statutory Duties of Disclosure for Auditors in the Regulated Financial Sector", (1996) *Law Quarterly Review*, 667.
26. "Patenting Resources: Biotechnology and the Concept of Sustainable Development" (2001) *Indiana Journal of Global Legal Studies*, 119.
27. "The Art and Science of Genetic Modification: Re-Engineering Patent Law and Constitutional Orthodoxies", (2004) *Indiana Journal of Global Legal Studies*, 1.
28. "Indiana Law in Evolution," *Bill of Particulars*, Fall 2006, 40.
29. "The Global Person: Pig-Human Embryos, Personhood, and Precision Medicine, (2018), *Indiana Journal of Global Legal Studies*, 701.

Book Reviews

30. "Attorneys' Dictionary of Medicine", (1984) *52 Medico-Legal Journal*, 257.
31. "The Economic Implications of Patents in Australia", (1984) *3 European Intellectual Property Review*, 86.
32. "Law and Human Rights in the Wake of Technology", (1984) *33 ICLQ* 770.
33. "Information Technology: The Challenge to Copyright", (1985) *CLJ* 320.
34. "A Question of Life: The Warnock Report on Human Fertilisation and Embryology", (1985) *CLJ* 507.

35. "Heywood and Massey's Court of Protection Practice", (1986) CLJ 157.
36. "The World of Science and the Rule of Law", (1987) PQ 223.
37. "An Introduction to Administrative Law", (1987) CLJ 336.
38. "Chinese Intellectual Property and Technology Transfer Law", (1988) CLJ 508.
39. "Protecting and Exploiting New Technology and Designs", (1989) ILJ 194.
40. "From Edison to iPod", vol. 59, (Fall 2008, No. 1) Case Western Reserve Law Review 219.

Case Notes

41. "The Patentability of Genetically Engineered Micro-organisms: A Change in Judicial Attitudes", (1981) NZLJ 13.
42. "Injunctions, Dismissal, Contracts of Employment and Judicial Review", (1983) CLJ 180.
43. "Jurisdiction, Remedies and Judicial Review", (1984) CLJ 214.
44. "Alcohol Measuring Devices and Breaches of Copyright and Confidence", (1985) CLJ 35.
45. "Dismissal, Jurisdiction and Judicial Review", (1985) CLJ 177.
46. "Medical Negligence and Liability for Loss of Chance", (1986) CLJ 7.
47. "European 'Rights', Invalid Actions and Denial of Damages", (1986) CLJ 165.

48. "Negligence, Causation and Probability Theory" (1987) CLJ 389.
49. "Breaches of Copyright and Confidence: The Spycatcher Effect", (1989) PL 13.
50. "The European Patent Convention and Transgenic Animals" [1990] BLR 335.
51. "Recombinant DNA Technology - A Patent Case in the House of Lords" [1997] CLJ 262.

Conference Papers and Speeches:

1. Law and Technology (Intellectual Property Law).
Presented in January 1979 at the 49th Congress of the Australian and New Zealand Association for the Advancement of Science. (This paper was the subject of editorial comment on page 42 of the 1979 New Zealand Law Journal).
2. Breaches of Confidence by Employees.
Presented in April 1985 in Oxford at the Society of Public Teachers of Law Administrative Law Conference.
3. The Copyrightability of Computer Programs.
Presented in May 1985 at Bath University.
4. Recent Developments in Judicial Review of Administrative Action.
Presented in November 1986 to the newly privatised British Telecom Plc.
5. The Leave Stage in Applications for Judicial Review.
Presented in March 1987 at the Inns of Court (with Lord Justice Glidewell as co-presenter) to the Administrative Law Bar Association (U.K.).

6. The Intellectual Property Implications of Biotechnology.
Presented in October 1987 at Cornell University.
7. Accident Compensation and the Law.
Presented in November 1987 at the University of New Mexico.
8. The Action for Breach of Confidence.
Presented in November 1987 at the University of New Mexico.
9. The Patentability of Higher Organisms.
Presented in February 1988 at the University of Mississippi.
10. New Developments in Intellectual Property Law.
Presented in March 1988 at the University of Texas at Austin.
11. Employees' Disclosures and the Press.
Presented in March 1988 at the University of Texas at Austin.
12. The Farmers' and Experimental Use Exceptions in Patent and Plant Breeders' Rights Legislation.
Presented in July 1988 at Victoria University of Wellington.
13. Biotechnology: The Environmental Perspective.
Presented in September 1988 in Birmingham at the Annual Conference of the United Kingdom Environmental Law Association.
14. New Developments in Biotechnology Law.
Presented in September 1989 at Duke University.
15. Beyond the European Community Treaties.
Presented in August 1992 at the Indiana University Law School.
16. The Intellectual Property Implications of the Human Genome Project.
Presented in August 1992 as a public lecture sponsored by Indiana University's Institute for Advanced Study.

17. Technology Transfer.
Presented in August 1992 to the Technology Transfer Department at Indiana University.
18. Biodiversity, Biotechnology and Intellectual Property.
Presented in March 1994 in Arizona at an international, interdisciplinary conference organised by the US National Energy Law and Policy Institute.
19. Invited discussant at a conference organised by Oxford University on the subject of natural resources and intellectual property. June 1995.
20. European Influences on British Administrative Law.
Presented in July 1995 at St John's College, Cambridge, at the Annual Conference of the Administrative Law Bar Association.
21. A Commentary on Liability for Damages in Public Law.
Commentary on February 1997 at St John's College, Cambridge, at a conference on Liability of Public Authorities.
22. The Legal Implications of Recent Advances In Mammalian Cloning.
Presented before an audience open to the public in September 1997 at Cornell University.
23. Legal and Ethical Aspects of Genetic Engineering.
Presented to a group of Cabinet Ministers, members of the Government's Cabinet Office and departmental civil servants in November 1998 in Cambridge.
24. Patenting Biotechnological Inventions.
Presented in Kobe, Japan, to the Japanese Intellectual Property Institute at a conference organised jointly by the Institute and Oxford University's Intellectual Property Unit in April 1999.
25. Patenting Resources Biotechnology and the Concept of Sustainable Development.

- Presented in Bloomington at a Law Faculty conference on sustainable development in 2001.
26. The Intellectual Property Implications of Cloning, Genetic Modification and Stem Cell Research in China.
Presented at Beida University School of Law in Beijing in May 2006.
 27. Chinese Biotechnology and the World Trade Organisation.
Presented at a World Trade Organisation Conference at Beida University School of Law in Beijing in May 2006.
 28. Strategies for Complex International Litigation Over Biotechnological Inventions.
Presented at a conference organized by the international law firm Kaye Scholer in Shanghai in June 2006.
 29. Property and Intellectual Property in Human Genes,
Presented at Case Western Reserve School of Law, April 2007.
 30. Latest Developments in Biotech Patenting,
Presented at the Cook Industries Life Sciences Conference, Bloomington, Indiana, November 2008.
 31. Intellectual Property Perspectives,
Presented on the BBC World Service's *Forum* broadcast, September 2010.
 32. Myriad Genetics and Patents on Genes: The Before and After,
Presented at the Poynter Center, January 2011.
 33. A Myriad of Patents, Northwestern University School of Law, March 2011.
 34. Informative Genes, Yale Law School, Information Society Project, March 2013.
 35. Dignity for the Pig/Human? Global Legal Studies Conference, Maurer School of Law, March 2017.

36. Fighting Strategic Lawsuits Against Public Participation, 30th Anniversary Conference of “Protect”, Linklaters LLP, London, October 2023.

Seminar Papers:

1. Employment Law and Employees' Disclosures.
Presented to the Cambridge Industrial Law Group.
2. Developments in Intellectual Property Law.
Presented to the Midlands Cambridge Association.
3. Parliament and the Courts.
Presented in Cambridge in 1985 to a conference of Magistrates.
4. In vitro Fertilisation and Recombinant DNA Research.
Presented in May 1987 to the Medical Psychology Group, University of Cambridge.

Research Papers:

Catalogued in the University Library, Victoria University

1. Delegated Legislation with Particular Reference to Economic Regulations.
2. Aspects of Industrial Nuisance.
3. The Law Relating to Superannuation in the Public Sector.
4. Parental Liability.
5. Contractual Capacity.

Written at the request of the Royal Commission on
Environmental Pollution (UK)

6. The Legal Implications of Biotechnology in Britain.

Submissions to the House of Lords Select Committee on
Science and Technology

7. Competition Policy and the Contained Use and Deliberate Release (Genetic Engineering) Regulations.