

JANE E. ANDERSON
Curriculum Vitae

Centre for Heritage and Society
Department of Anthropology
University of Massachusetts
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CURRENT POSITIONS

2010 - Assistant Professor
Centre for Heritage and Society, Department of Anthropology
University of Massachusetts, United States

2010 - Adjunct Professor of Law
New York University School of Law
New York University, United States

2008 – ongoing Expert Consultant, United Nations
WIPO Creative Heritage Project
World Intellectual Property Organization, Geneva, Switzerland.

EDUCATION

2004 University of New South Wales, Sydney, Australia
Doctor of Philosophy (Law), Law School
Dissertation: “The Production of Indigenous Knowledge in Intellectual Property Law”

1998 University of Sydney, Sydney Australia
Honors Degree (First Class), Critical Cultural Studies/Philosophy

1997 University of Sydney, Sydney, Australia
Bachelor of Arts in Critical/Cultural Studies/Philosophy

PUBLICATIONS

Book/Monographs

Law, Knowledge, Culture: The Production of Indigenous Knowledge in Intellectual Property Law
Edward Elgar Press: Cheltenham, United Kingdom, 2009

Intellectual Property and Indigenous/Traditional Knowledge: Issues Paper
Centre for the Study of the Public Domain, Law Faculty, Duke University, 2010

Safeguarding Cultural Heritage and Protecting Traditional Cultural Expressions: The Management of Intellectual Property Issues and Options – A Compendium for Museums, Archives and Libraries, with Molly Torsen
Geneva: World Intellectual Property Organization, 2010 (In Press)

Resolving Intellectual Property Disputes in Relation to Traditional Knowledge, Genetic Resources and Traditional Cultural Expressions
Geneva: World Intellectual Property Organization, 2010 (In Press)

United Nations Policy Documents

‘Developments in Intellectual Property and Indigenous Knowledge Protection’ in *Traditional Knowledge and Indigenous Peoples*, Ulia Gosart (ed)

Geneva: World Intellectual Property Organisation and L’auravetl’an Information and Education Network of Indigenous Peoples (LIENIP – Russian Federation), 2009

On the Feasibility of the WIPO Arbitration and Mediation Center Providing Mediation Services in Relation to Disputes between Indigenous Communities and Third Parties in Relation to Intellectual Property (IP) and Cultural Heritage and Traditional Knowledge (TK) Issues

Geneva: World Intellectual Property Organization, 2008

Monographs / Reports

Traditional Arts: A Move Towards Protection in Indonesia with co-authors Loraine Aragon, Ignatius Haryanto, Peter Jaszi, Abdon Nababan, Hinca Panjiatan, Argus Sardjono, Risaldi Siagian, Ranggalawe Suryasaladin

Ford Foundation and American University, 2008

Framework for Indigenous Community Protocols

Australian Institute of Aboriginal and Torres Strait Islander Studies, Canberra, Australia, 2008

Access and Control of Indigenous Knowledge in Libraries and Archives: Ownership and Future Use

The MacArthur Foundation and the American Library Association, 2005

Intellectual Property and Indigenous Knowledge: Access, Ownership and Control of Cultural Materials – Final Report with Recommendations

Australian Institute of Aboriginal and Torres Strait Islander Studies, 2006

Evaluation of the Northern Territory Library’s Libraries and Knowledge Centre Model, with co-authors Martin Nakata, Vicky Nakata, Jane Hunter, Victor Hart, Sonia Smallacombe

Northern Territory Government, 2005

Journal Articles

‘Intellectual Property Issues in Heritage Management Part Two: Legal Dimensions, Ethical Considerations, and Collaborative Research Practices’ with George Nicholas, John Welch, Joe Watkins, Rosemary Coombe, Catherine Bell, Brain Noble and Kelly Banister in *Heritage Management* 3(1) Spring 2010.

‘The Politics of Global Information Sharing’ with Kathy Bowrey in *Social and Legal Studies* 18(4), 2009.

‘Intellectual Property Issues in Heritage Management: Part One – Challenges and Opportunities Relating to Appropriation, Information Access, Bioarchaeology and Cultural Tourism’ with George Nicholas, Catherine Bell, Kelly Bannister, Sven Ouzman in *Heritage Management* 2(2) Fall, 2009

‘(Colonial) Archives and (Copyright) Law’ in *Nomorepotlucks* 1(4), July 2009

‘The Genographic Project and the Problem of Genetic Databases – Commentary’ in ‘Decoding the Implications of the Genographic Project for Cultural Heritage Studies,’ Julie Hollowell and George Nicholas (eds), *International Journal of Cultural Property* (Special Edition), 16(2), 2009

‘Developments in the Field of Indigenous Knowledge and Intellectual Property Protection’ in *Australian Journal of Adult Learning* 49(2), 2009

‘The Imaginary Politics of Access to Knowledge: Whose Cultural Agenda’s are Being Advanced?’ with Kathy Bowrey in *Australasian Intellectual Property Law Resources* 13, 2006

‘Practicing Reality: Indigenous Interests in Intellectual Property’ in *Australian Copyright Reporter* 24(1&2), 2006

'The Making of Indigenous Knowledge in Intellectual Property Law in Australia' in *International Journal of Cultural Property* 12(3), 2005

'The Politics of Indigenous Knowledge: Australia's Proposed Communal Moral Rights Bill' in *University of New South Wales Law Journal* 27(3), 2004

'Indigenous Communal Moral Rights Bill – a Failure of Language and Imagination' in *Australian Intellectual Property Law Bulletin* 17(2), 2004

'Indigenous Communal Moral Rights: The Utility of an Ineffective Law' in *Indigenous Law Bulletin* 5(30), 2004

Book Chapters

'Access, Authority and Ownership: Traditional Indigenous Biodiversity-related Knowledge' in *Australian Indigenous Knowledge and Libraries* edited by Martin Nakata and Marcia Langton Canberra: Australian Academic & Research Libraries, 2005

'The Politics of Context: Issues for Law, Researchers and the Compilation of Databases' with Grace Koch in *Researchers, Communities, Institutions, Sound Recordings* edited by Linda Barwick, Allen Marett and Jane Simpson, Sydney: University of Sydney, 2005

Submissions to the Australian Government

Development of a Whole of Government Approach to the Management of Intellectual Property
Submission to the Attorney General's Department on behalf of the Australian Institute of Aboriginal and Torres Strait Islander Studies, 2005

Review of Exceptions to New Technological Protection Measures Laws
Submission to the House of Representatives Standing Committee on Legal and Constitutional Affairs on behalf of the Australian Institute of Aboriginal and Torres Strait Islander Studies, 2005

Copyright Act Amendment (Communal Moral Rights) Bill 2003
Submission to Attorney General's Department on behalf of Australian Institute of Aboriginal and Torres Strait Islander Studies, 2004

The Administration of Indigenous Affairs
Submission to the Senate Select Committee on the Administration of Indigenous Affairs on behalf of the Australian Institute of Aboriginal and Torres Strait Islander Studies, co-authored with Lisa Strelein and Stuart Bradfield, 2004

Continuous Cultures: Ongoing Responsibilities
Submission to Policy Standing Committee, Museums Australia on draft policy, 2003

PROFESSIONAL EXPERIENCE

2009 **Consultant – Intellectual Property and Indigenous Rights Resource**
Documentation and Archiving the Performing Arts: Issues of Intellectual Property Rights and Intangible Cultural Heritage
Archives and Research Center for Ethnomusicology and American Institute of Indian Studies in New Delhi, India

2007 – ongoing **United Nations Working Groups**
United Nations - Permanent Forum on Indigenous Issues
Paper - *Indigenous Rights and Traditional Knowledge: Future Directions*
United Nations Headquarters, New York, 2009

United Nations - World Intellectual Property Organization
Paper - *Towards International IP Guidelines for Documenting, Recording and Digitizing Intangible*

*Cultural
Heritage*

World Intellectual Property Organization, Geneva Switzerland, 2008

United Nations – Director of Public Information

Paper - *International Developments and Directions in Intellectual Property and Traditional Knowledge Protection*

United Nations Headquarters, New York, 2007

United Nations - Permanent Forum on Indigenous Issues

Invited Observer - *Territories, Lands and Natural Resources*

United Nations Headquarters, New York, 2007

United Nations - Department of Economic and Social Affairs

Invited Observer - *Convention of Biological Diversity: International Regime on Access and Benefit Sharing and Indigenous Peoples' Rights.*

United Nations Headquarters, New York, 2007

2007, 2005 Consultant – Intellectual Property Law, Indigenous/Traditional Knowledge and Political Strategy

The Propertization of Traditional Arts in Indonesia – Part One and Three

Funded by the Ford Foundation, New York and Jakarta, Indonesia, Social Science Research Council, New York and in collaboration with American University, Washington, D.C, United States

2002-2006 Project Manager/Primary Researcher – Intellectual Property, Cultural Heritage and Indigenous Knowledge

Intellectual Property and Indigenous Knowledge: Access, Ownership and Control of Cultural Materials

Australian Institute of Aboriginal and Torres Strait Islander Studies, Canberra, Australia

2005 Convener – National Cultural Heritage Workshop

National Workshop on Intellectual Property, Indigenous Cultural Materials and Cultural Institutions – Future Policy Directions

Australian Institute of Aboriginal and Torres Strait Islander Studies and the Intellectual Property Research Institute of Australia, Canberra, Australia

2005 Consultant – Law and Community Development

Evaluation of the Northern Territory Government's Library and Knowledge Centre Models

Department of Cultural Development, Sport and Tourism, Northern Territory and Jumbunna Indigenous House of Learning, University of Technology, Sydney, Australia

FELLOWSHIPS and AWARDS

2007-2008 Postdoctoral Fellowship, John Hope Franklin Humanities Institute, Duke University

2007 Fellowship, The Institute for Advanced Studies in the Humanities, University of Edinburgh

2006-2007 Centre Fellowship, International Center For Advanced Studies, New York University

2005 Award for Excellence, Australian Institute for Aboriginal and Torres Strait Islander Studies

2004 Rockefeller Foundation Fellowship, Center for Folklife and Cultural Heritage, Smithsonian Institution

2002-2006 Research Fellowship, Australian Institute of Aboriginal and Torres Strait Islander Studies

2000 Australian Postgraduate Award

GRANTS

2009 Canada Council for the Arts

TransMission: Transmission of Traditional Knowledge and Intellectual Property

with Merle C. Alexander and Greg Young-Ing, Indigenous Peoples' Caucus of Canada

TEACHING EXPERIENCE

- 2011** *Law, Anthropology and Social Justice* – Department of Anthropology University of Massachusetts
- 2011** *Intellectual Property and Traditional Knowledge* – New York University School of Law
- 2011** *Introduction to International Heritage Studies* - Department of Anthropology University of Massachusetts
- 2010** *The Politics and Practice of Cultural Property* – Department of Anthropology University of Massachusetts
- 2010** *Protocols and Policy in Practice – Cultural Heritage Workshop*, designed and co-taught with Dr. Haidy Geismar, Department of Museum Studies, New York University
- 2010** ‘Feminist Legal Theory, Narrative and Appropriation’ with Professor Patricia Williams in *Feminist Legal Theory Course*, Law School, Columbia University (Guest Lecturer)
- 2009** ‘Genomics and Human Rights’ with Professor Patricia Williams in *The Language of Genomics Course*, Law School, Columbia University (Guest Lecturer)
- 2009** ‘International Politics, Human Rights and Intellectual Property’ in *International Intellectual Property Course*, Law School, New York University (Guest Lecturer)
- 2008** ‘Politics and Practice in International Cultural Institutions’ in *Culture and Museums Course*, Department of Museum Studies, New York University (Guest Lecturer)
- 2007** ‘Law, Art and Value’ in *Law and Anthropology Course*, Department of Anthropology, New York University (Guest Lecturer)
- 2007** ‘The Practices of Intellectual Property: Traditional Knowledge Protection in Indonesia and Australia’ Law School, Cornell University (Guest Lecturer)
- 2007** ‘Intellectual Property and Cultural Heritage’ Law School, University of Indonesia (Guest Lecturer)
- 2007** ‘Traditional Knowledge Authorities and the United Nations System’ Washington College of Law, American University (Guest Lecturer)
- 2006** ‘Indigenous Rights and Intellectual Property Law’ Australian Indigenous Leadership Centre – Workshop
- 2005** ‘From Genocide to Copyright: Historical and Legal Controversies involving Australian Aborigines’ Centre for Genocide Studies, Yale University (Guest Lecturer)
- 2005** *Copyright, Culture and the Politics of Appropriation* Australian National University, (Guest Lecturer)
- 2004, 2005** *Law, Race and Colonialism* University of New South Wales, (Guest Lecturer)
- 2004** *Cultural Heritage, Intellectual Property and the Colonial Archive* Australian Institute of Aboriginal and Torres Strait Islander Studies, (Convener ten-week seminar series and workshop)

LIST OF PUBLIC LECTURES (Selected)

‘Protection for Indigenous Cultural Knowledge and Expression’ – Panel Moderator/Convener
Intellectual Property Empowerment Summit, Institute for Intellectual Property and Social Justice
Howard University School of Law, Washington DC
November 5, 2010

‘Colonial Archives and Copyright Law’
Sawyer Lecture, Department of Social Anthropology, University of Cape Town, South Africa
February 18, 2010

‘Discursive Disorder: Power, Authority and Politics in Indigenous Intellectual Property’
Department of Social Anthropology, University of Cape Town, South Africa
February 23, 2010

‘Power, Authority and Politics in Indigenous Intellectual Property’

Engelburg Centre on Innovation Law and Policy, School of Law, New York University, United States
January 18, 2010

‘Indigenous Rights in Traditional Knowledge Control: Practical Solutions’
Brown University Legal Studies Seminar, Brown University, United States
June 24, 2009

‘Intellectual Property, Cultural Institutions and Mediation’
International Bar Association, Buenos Aires, Argentina
October 16, 2008

‘Recent Developments in Intellectual Property and Traditional Knowledge Protections in Indonesia and Australia’
Edinburgh School of Law, University of Edinburgh, Scotland, UK
August 14, 2007

‘The Practices of Intellectual Property in the Academy: The Problem for the Humanities’
The Politics of Academic Knowledge in a Global Era: Nationalism, Cosmopolitanism and Market Values,
New York University and Hungarian Academy of Sciences, Budapest, Hungary
July 17-19, 2007

‘Indigenous Knowledge and the Politics of the Access to Knowledge (A2K) Movement’
International Centre for Advanced Studies, New York University, United States
May 23, 2007

‘Politics, Knowledge and Indigenous Interests’
Institute for the History of the Production of Knowledge, New York University, United States
March 7, 2007

‘Protocols and Policy Development in Indigenous Knowledge Management’
Law Faculty, University of Technology, Sydney, Australia
July 7, 2006

‘The Imaginary Politics of Access to Knowledge: Whose Cultural Agenda’s are Being Advanced?’
(with co-author Kathy Bowrey)
Con/texts of Invention: Creative Production in Legal and Cultural Perspective
Case Western Reserve University, Ohio, United States
April 20-23, 2006

‘Practicing Reality: Indigenous Interests in Intellectual Property’
12th Biennial Copyright Law and Practice Symposium
Australian Copyright Council, Darling Harbour, Sydney, Australia
November 18, 2005

‘Indigenous Interests in Ethnographic Collections: Negotiations of Ownership and Control’
International Association of Sound and Audiovisual Archives, Barcelona, Spain
September 13, 2005

‘Intellectual Property Implications for Indigenous Cultural Materials’
Copyright, Digitization and Cultural Institutions Conference
Intellectual Property Research Institute of Australia and the Centre for Media and Communication Law,
State Library of Melbourne, Australia
August 26, 2005

‘The Politics of Indigenous Knowledge and Intellectual Property in Australia’
Anthropology Department, New York University, New York, United States
May 2, 2005

‘Between a Rock and a Hard Place: Making Policy about Indigenous Knowledge and Intellectual Property’

Centre for Folklife and Cultural Heritage, Smithsonian Institution, Washington DC, United States
April 24, 2005

‘View from Within: Cultural Resistance and its Effects on Society and the Law’
Washington College of Law, American University, Washington D.C., United States
March 25, 2005

MEDIA EXPOSURE

Radio Interviews

‘Indigenous Collections in Australia,’
Australian Broadcasting Corporation, Radio National, Canberra, Australia
June 16, 2006

‘Intellectual property, Indigenous knowledge and Cultural Heritage’
National Indigenous Radio Service, Brisbane, Australia
June 19, 2006

‘Protocols and Indigenous knowledge protection’
Radio 4MW, Torres Strait Radio, Thursday Island, Australia
June 19, 2006

‘Indigenous Communal Moral Rights’
Perspective, Australian Broadcasting Commission
May 13, 2004

Newspaper Interviews

‘Genographic Project aims to tell us where we came from’
USA Today, United States
12 April, 2005