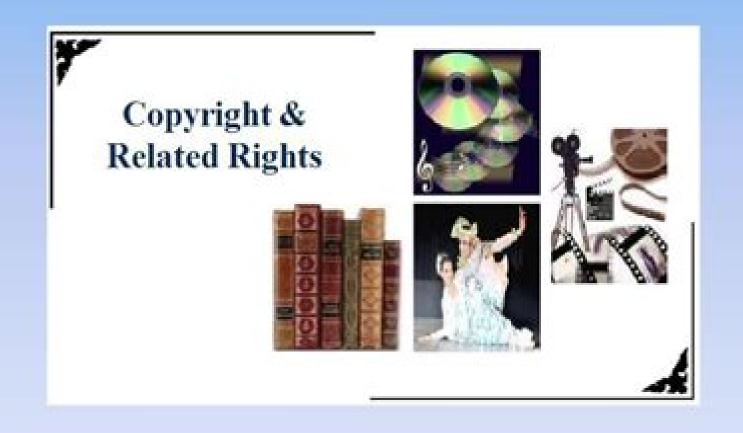
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conventions and present and possible future developments Copyright and Neighbouring Rights in the European Community, 1991 Choice of Law in Copyright and Related Rights Mireille M. M. van Eechoud, 2003-01-01 Nobody denies that the traditional territorial approach to copyright and other intellectual property rights has come under pressure Yet it persists Faced with the need to determine the applicable law in cross border cases lawyers everywhere wrestle with the implications of the territorial nature of copyright and related rights In this book Mireille van Eechoud clears the way to the formulation of conflict rules that reflect the purpose of copyright law to protect creators and stimulate the production and use of information without reverting to old fashioned notions of territoriality She shows how the applicable law can be determined for four distinct legal avenues of intellectual property law Which exclusive rights exist in an intellectual creation and for how long Who is considered to own such right How can these rights be transferred and What continues infringement of copyright and related rights Mireille van Eechoud shows how when each of these questions is approached in the light of the different allocation principles used in modern choice of law a new clarity begins to emerge that promises in time to build a set of conflict rules well suited to the unprecedented copyright and related rights issues that we find so difficult to resolve today Her in depth analysis draws in the classis multilateral conventions and treaties underlying policies technological and economic developments utilitarian grounds versus justice considerations and issues of infringement in the digital environment INFORMATION LAW SERIES 12 Collective Management of Copyright and Related Rights Daniel Gervais, 2015-11-19 In the course of the last two decades collective management organizations CMOs have become the nerve centres of copyright licensing in virtually every country Their expertise and knowledge of copyright law and management have proven essential to make copyright work in the digital age However they have also been at the centre of debates about their efficiency their transparency and their governance This book an extensively revised and updated edition of the major work on the legal status of CMOs offers an in depth analysis of the various operating CMO models their rights and obligations vis vis both users and members acquisition of legal authority to license and most important the rights to license digital uses of protected material and build or improve current information systems to deal with ever more complex rights management and licensing tasks All the chapters have been updated since the 2010 edition New chapters on Africa China Central Europe and New Zealand together with Australia which is no longer discussed in the separate chapter on Canada have been added Factors considered include the following role of families such as the International Confederation of Societies of Authors and Composers CISAC and the International Federation of Reproduction Rights Organizations IFRRO cases where the unavailability of adequating options makes authorized use difficult or impossible taking transaction costs into account growing importance of extended repertoire systems also known as extended collective licensing relationship among collective management rights to remuneration and the ways in which CMOs acquire authority to license transnational licensing and the possible role of multi territorial licensing and threat of monopolies or regional oligopolies for the

management of online music rights Legal underpinnings covered in the course of the analysis include the 1996 WIPO Copyright Treaties the US Digital Millennium Copyright Act the Napster case the Santiago Agreement relevant EU Papers and the 2014 Copyright Directive and work done by the UN Committee on Economic Social and Cultural Rights Part I presents a number of horizontal issues that affect collective management in almost every country Part II is divided on a geographical basis focusing on systems representative of the principal models applied in various countries and regions Each country specific or region specific chapter provides a historical overview and a presentation of existing CMOs and their activities gives financial information where available describes how CMOs are supervised or controlled by legislation and offers thoughts about the challenges facing CMOs in the country or region concerned Many of these national and regional commentaries are the only such information sources available in English Whatever the future of copyright holds it is clear that users will continue to want access and the ability to reuse material lawfully and authors and other rights holders will want to ensure that they can put some reasonable limits on those uses including an ability to monetize commercially relevant uses CMOs are sure to be critical intermediaries in this process The second edition of this important resource with its key insights into the changing nature of collective management will be of immeasurable value to all concerned with shaping policy towards collective management or working with the ever more complex legal issues arising in digital age copyright Major Principles of Copyright and Neighbouring Rights in the World Claude Colombet, 1987 matters **Copyright in the European Union** Pascal Kamina, 2002-06-20 Intellectual property issues in the film industry are often highly complex and in today s world are evolving rapidly In the first book on this subject Pascal Kamina unravels the complexities of film protection in the fifteen member states of the European Union giving special emphasis to the United Kingdom and France As well as addressing key aspects of film copyright Kamina also deals with the protection of film works within the European Union in the context of European harmonisation of copyright laws He details the main features of the domestic legislations of EU member states and identifies the difficulties awaiting a further harmonization of copyright and neighbouring rights in this field This book will interest practitioners academics and students The developments on contracts and moral rights will be of particular interest to lawyers outside continental Europe New Directions in Copyright Law Fiona Macmillan (LLB.), 2005-01-01 Bold in its attempt to be original this book should be read by anyone interested in the future of copyright regardless of discipline and in intellectual property more generally Collective Management of Copyright and Related Rights Mihály Ficsor, 2002 In this book the rationale and functions of collective management and other systems of joint exercise of rights are presented Copyright Reconstructed: Rethinking Copyright's Economic Rights in a Time of Highly Dynamic Technological and Economic Change P. Bernt Hugenholtz, 2018-04-11 About this book Copyright Reconstructed is the result of a collaborative research project Reconstructing Rights funded by Microsoft Europe that normatively examined the core economic rights protected under EU copyright law with the aim of realigning

these rights with economic and technological realities It follows an interdisciplinary approach combining economic and legal methods The book presents various concurring future models of reconstructed copyright law The historical evolution of copyright has led to a growing disconnect between the legal definitions of economic rights and the business and technological realities they regulate eroding copyright s normative content and distorting the scope of its economic rights What s in this book This book is structured as follows Following a historical chapter that illustrates how a structure of media specific economic rights has developed in international copyright law as copyright s catalogue of rights a number of alternative models for reconstructing rights are presented in the form of chapters by Europe's most respected copyright scholars and economists focusing on potentially copyright relevant acts that lie at the borders of exclusive rights digital resale private copying hyperlinking and embedding cable retransmission andtext and data mining How this will help you Offering the most incisive current thinking on copyright's economic rights in an increasingly networked world where acts of usage of works occur on a global or regional scale rather than on a purely national territorial basis this book will be of immeasurable value not only to academics but also to practitioners and professionals in intellectual property law This book guides copyright lawyers and scholars in the fields of international and EU copyright law in understanding the nexus between copyright law and technological and economic change It also helps lawmakers and judges at the European national and international levels formulate legislative responses to the challenges of the digital environment International Copyright and Neighbouring Rights: Other Conventions on Copyright and Neighbouring Rights Sam Intellectual Property Law in Serbia Dušan V. Popović, 2022-01-21 Derived from the renowned multi Ricketson, 2005 volume International Encyclopaedia of Laws this monograph provides a survey and analysis of the rules concerning intellectual property rights in Serbia It covers every type of intellectual property right in depth copyright and neighbouring rights patents utility models trademarks trade names industrial designs plant variety protection chip protection trade secrets and confidential information Particular attention is paid throughout to recent developments and trends The analysis approaches each right in terms of its sources in law and in legislation and proceeds to such legal issues as subject matter of protection conditions of protection ownership transfer of rights licences scope of exclusive rights limitations exemptions duration of protection infringement available remedies and overlapping with other intellectual property rights The book provides a clear overview of intellectual property legislation and policy and at the same time offers practical guidance on which sound preliminary decisions may be based Lawyers representing parties with interests in Serbia will welcome this very useful guide and academics and researchers will appreciate its value in the study of comparative intellectual property law Intellectual Property Harmonisation Within ASEAN and APEC Christopher Heath, 2004-01-01 In several major areas of

Intellectual Property Harmonisation Within ASEAN and APEC Christopher Heath, 2004-01-01 In several major areas of international trade particularly software and technology transfer a harmonised regime of intellectual property law is a crucial prerequisite to success Yet this legal concept appears to be extraordinarily difficult to establish on any agreed upon basis

among countries And nowhere has the sought for harmonisation proven more intractable than in the countries of the Asia Pacific region Intellectual Property Harmonisation in ASEAN and APEC investigates the complex issues that lie at the root of this major block to the unhampered global flow of commerce based on intangible assets By highlighting the background of Asian legal systems both in terms of culture and intellectual property systems the authors suggest how the current obstacles towards greater harmonisation and integration may be overcome Defining the accepted principles enshrined in TRIPS the Paris Convention and other international agreements the presentation describes the relatively successful European experience and then goes on to develop strategic variations geared to relate more precisely to harmonisation integration and co operation in the East Asian region Among the important elements of the problem and its potential solutions discussed in this book are the following the strong influence of legal culture in the different Asian countries the limits of IP harmonisation in Europe the importance of understanding the political and cultural perceptions that prevail in the various Asian countries the non uniform approach of different Asian countries due in part to bilateral free trade agreements and the experience of patent office cooperation and its potential as a model for smaller countries The contributing authors have all worked in the IP field for more than a decade and have followed closely the developments of intellectual property law since the advent of the TRIPS Agreement Their collective expertise includes both academic and practical considerations on IP harmonisation Intellectual Property Harmonisation in ASEAN and APEC will be of great value and interest to policymakers seeking effective enforcement of intellectual property rights to international lawyers counseling clients on Asia and to academics working in the fields of intellectual property or Asian law MAX PLANCK SERIES ON ASIAN INTELLECTUAL PROPERTY LAW 10

Publishers' Rights and Copyright Law Michalina Kowala,2025-06-30 This book assesses the related rights of press publishers in the context of access to information and media pluralism Discussing Art 15 of the Directive EU 2019 790 of 17 April 2019 the book looks to create balance between publishers rights and both the protection of freedom of expression and freedom of information With the rise of AI and an increasing interest on internet users right to access information the book focuses on online platforms and the dissemination of information as well as on the legal challenges posed by the use of AI to produce and disseminate news Using the French transposition of Art 15 as a case study and referring to its implementation in numerous Member States the book discusses the broad picture of publishers protection across Europe and even further as international case studies in Australia and Canada are also discussed The book will be of interest to researchers in the field of media law EU law copyright law and freedom of information

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Table of Contents Copyright And Neighbouring Rights

- 1. Understanding the eBook Copyright And Neighbouring Rights
 - The Rise of Digital Reading Copyright And Neighbouring Rights
 - Advantages of eBooks Over Traditional Books
- 2. Identifying Copyright And Neighbouring Rights
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
- 3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Copyright And Neighbouring Rights
 - User-Friendly Interface
- 4. Exploring eBook Recommendations from Copyright And Neighbouring Rights
 - Personalized Recommendations

- Copyright And Neighbouring Rights User Reviews and Ratings
- o Copyright And Neighbouring Rights and Bestseller Lists
- 5. Accessing Copyright And Neighbouring Rights Free and Paid eBooks
 - Copyright And Neighbouring Rights Public Domain eBooks
 - o Copyright And Neighbouring Rights eBook Subscription Services
 - Copyright And Neighbouring Rights Budget-Friendly Options
- 6. Navigating Copyright And Neighbouring Rights eBook Formats
 - ∘ ePub, PDF, MOBI, and More
 - Copyright And Neighbouring Rights Compatibility with Devices
 - Copyright And Neighbouring Rights Enhanced eBook Features
- 7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Copyright And Neighbouring Rights
 - Highlighting and Note-Taking Copyright And Neighbouring Rights
 - Interactive Elements Copyright And Neighbouring Rights
- 8. Staying Engaged with Copyright And Neighbouring Rights
 - o Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Copyright And Neighbouring Rights
- 9. Balancing eBooks and Physical Books Copyright And Neighbouring Rights
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Copyright And Neighbouring Rights
- 10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
- 11. Cultivating a Reading Routine Copyright And Neighbouring Rights
 - Setting Reading Goals Copyright And Neighbouring Rights
 - Carving Out Dedicated Reading Time
- 12. Sourcing Reliable Information of Copyright And Neighbouring Rights
 - Fact-Checking eBook Content of Copyright And Neighbouring Rights

- Distinguishing Credible Sources
- 13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
- 14. Embracing eBook Trends
 - Integration of Multimedia Elements
 - Interactive and Gamified eBooks

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