UNDERSTANDING COPYRIGHT LAW

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MARSHALL A. LEAFFER



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Tatiana-Eleni Synodinou

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Pluralism or Universalism in International Copyright Law Tatiana-Eleni Synodinou, 2022-06-16 In a world where digital platforms are de facto regulators of the communication of copyright protected works the democratization of access to content has both substantially expanded the availability of new markets and dramatically increased copyright infringements Faced with these challenges regional and national copyright systems are in search of elasticity and drastic reforms Copyright ecosystems react variously either with the introduction of reforms or by staying inert depending on their level of technological progress and their development of copyright law and political opportunism. This leads to a labyrinthine mosaic of divergent national responses to universal questions and to fragmentation at international level Emphasizing the adaptation of copyright law to the needs of the digital era and the rise of Artificial Intelligence this book provides critical approaches by leading copyright scholars on whether pluralism or universalism is the appropriate path to follow for the development of international copyright law The authors deal with such issues and topics as the following the application of core copyright law principles worldwide authorship rights and exceptions in the international copyright acquis global collective management of copyright copyright contracts database and design rights the global reach of the U S Fair Use doctrine World Intellectual Property Organization's role and strategy in international copyright lawmaking a possible revision of the Berne Convention and human rights and international copyright law Specific evolutions and emerging trends in national and regional digital copyright laws are analyzed and assessed as they have developed in the European Union the United States and Canada Throughout attention is paid to compatibility with the Berne Convention the perceived core of copyright law in the international copyright acquis and the key question of the balancing of copyright law with fundamental rights from an international and comparative law perspective As a comprehensive analysis of how core copyright law concepts and principles function in today s fragmented copyright legal system this book has no peers Its detailed treatment of numerous specific instruments and regimes as well as its insightful approaches to the future of international copyright lawmaking will prove of immeasurable value to lawyers judges policymakers academics and researchers working in the field of copyright law

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