

KLUWER LAW INTERNATIONAL

Collective Management of Copyright and Related Rights

EDITED BY PROF. DR. DANIEL GERVAIS

Second Edition



Wolters Kluwer
Law & Business

Collective Management Of Copyright And Related Rights

Estelle Derclaye



Collective Management Of Copyright And Related Rights:

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 adequate 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

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Mihály Ficsor, 2002 In this book the rationale and functions of collective management and other systems of joint exercise of rights are presented **Collective Management of Copyright and Related Rights** Mihály Ficsor, 2022-12-22 This third edition of *Collective Management of Copyright and Related Rights* presents an in depth revision with invaluable updates on the different systems legislative options and best practices of CMOs worldwide As with previous editions the book is written to reach a wide audience with a special focus on questions that might emerge for governments as they prepare adopt and apply collective management norms and regulations The edition also sheds light on new copyright and related rights developments including digital technological and business trends from all over the world Additionally there is detailed discussion on topics such as aspects of competition national treatment and different models of collective management

Collective Management of Copyright and Related Rights, 1997 Collective Management of Copyright and Related Rights Phillip Louis Landolt, 2006 Authors individual and corporate are routinely compensated For The use by others of copyrighted material Yet relatively little attention is paid To The vast and complex system of collective management that underlies these payments capital flows that amount to ten billion euros each year This book the first detailed analysis of the subject available in English provides an in depth perspective on collective management of copyright and related rights And The legal framework within which this management operates Among the salient aspects of the presentation are the following description of the organizations that provide collective management services suggestions how collective management can be made more efficient in the Internet age the effect of WIPO Copyright Treaties And The TRIPS Agreement the emerging intersection of copyright management and human rights recent developments at the European Union level and particular analysis of the situation in various countries including France Germany The UK and Ireland The Nordic countries Australia Canada and Japan As well as general discussions relating to Asia and Latin America With its detailed emphasis on how collective management operates in different cultural legal and economic environments and its many insights about the future of collective management this book is indispensable for copyright lawyers scholars researchers policy makers and decision makers working with or within collective management organizations including authors performers rights holders and users of copyright material The book was edited by Prof Daniel Gervais of the University of Ottawa a renowned expert and author in the field of international copyright and collective management Dr Gervais was successively Legal Officer at the GATT WTO Head of Section at the World Intellectual Property Organization WIPO Assistant Secretary General of the International Confederation of Societies of Authors and Composers CISAC and Vice President of Copyright Clearance Center Inc CCC Dr Gervais also authored the introductory chapter Other contributors include in alphabetical order Mario Bouchard General Counsel of the Copyright Board of Canada Dr Mihály Ficsor former Assistant Director General of WIPO and author of the

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Management of Copyright and Related Rights in the Field of Music World Intellectual Property Organization, Tarja Koskinen-Olsson, Nicholas Lowe, 2014 WIPO commissioned this publication with the support of the Norwegian Copyright Development Association Norcode to be used as reference material in various training activities on collective management

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Research Handbook on the Future of EU Copyright Estelle Derclaye, 2009-01-01 an important contribution to the study of EU copyright law It provides a good overview of different aspects of copyright law in the European Union and comprises a prevailing guide which undoubtedly will be of great use to both academics and practitioners Ghufan Sukkaryeh European Intellectual Property Review Estelle Derclaye s book is indeed a Handbook on EU copyright law since practically every aspect of copyright law is examined through the lens of EU law by foremost European specialists But it goes further than providing an understanding of what has been and ought to be happening in EU copyright law each chapter can touch a raw nerve in the copyright law of any country in the world Rarely has it been so obvious that EU copyright law can be considered a laboratory for copyright law in general Ysolde Gendreau Universit de Montr al Canada It has been over fifteen years since the EU started harmonising copyright law This original Handbook takes stock and questions what the future of EU copyright should be What went wrong with the harmonisation acquis What did the directives do well Should copyright be further harmonised Each of the 25 recognised copyright experts from different European countries gives a critical account of the EU harmonisation carried out on several aspects of copyright law subject matter originality duration rights defences etc and asks whether further harmonisation is desirable or not This way the Handbook not only gives guidance to European institutions as to what remains to be done or needs to be remedied but is also the first overall picture of current and future EU copyright law This Handbook will be of great interest to academics and intellectual property lawyers as well as general commercial lawyers across Europe because it reviews European directives in the field of copyright and also the relationships between copyright

and other laws Policymakers will also find much to interest them in the discussions regarding the future of EU copyright law and the proposed amendments to the existing legal framework An Introduction to the Economics of Collective Management of Copyright and Related Rights World Intellectual Property Organization, Dr. Richard Watt, 2016 An introduction to the economic theory surrounding collective management of copyright

Decoding **Collective Management Of Copyright And Related Rights**: Revealing the Captivating Potential of Verbal Expression

In a period characterized by interconnectedness and an insatiable thirst for knowledge, the captivating potential of verbal expression has emerged as a formidable force. Its power to evoke sentiments, stimulate introspection, and incite profound transformations is genuinely awe-inspiring. Within the pages of "**Collective Management Of Copyright And Related Rights**," a mesmerizing literary creation penned by a celebrated wordsmith, readers attempt an enlightening odyssey, unraveling the intricate significance of language and its enduring affect our lives. In this appraisal, we shall explore the book is central themes, evaluate its distinctive writing style, and gauge its pervasive influence on the hearts and minds of its readership.

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