



Syllabus Course Program



COPYRIGHT AND RELATED RIGHTS

Specialty

072 – Finance, Banking, Insurance and Stock Market

Educational program

Finance and Banking

Level of education

Master's level

Semester

3

Institute

Institute of Social and Humanitarian Technologies

Department

Law (306)

Course type

Elective, general training

Language of instruction

English

Lecturers and course developers



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Candidate of economic sciences, associate professor, associate professor of the law department NTU "KhPI".

The author of more than 100 scientific and educational and methodical publications. Leading lecturer on the courses: "Legal Science", "Labor and Business Law", "Business Law"

[Learn more about the teacher on the department's website](#)

General information

Summary

The discipline is aimed at addressing a wide range of issues related to familiarising students with the general principles of copyright and related rights, the institute of individualisation of participants in civil circulation. Particular attention is paid to the procedures for obtaining legal protection of intellectual property objects and protection of these objects. professional activities of an information technology specialist. The course focuses on practical knowledge of the applied aspects of obtaining copyright certificates.

Course objectives and goals

Developing knowledge and skills on the peculiarities of ownership, use and disposal of rights to copyright and related rights, as well as mechanisms for their protection against infringement.

Format of classes

Lectures, individual assignments, essays, independent work, consultations. The final control is a differentiated grading.

Competencies

GC1. The ability to conduct research at the required level

GC3. Skills in using information and communication technologies

GC04. Ability to conduct research at the appropriate level.

GC05. Ability to generate new ideas (creativity).

CG06. Ability to search, process and analyze information from various sources.

GC08. Ability to communicate with representatives of other professional groups of different levels (with experts from other fields of knowledge/types of economic activity).

Learning outcomes

PR01. Be able to develop and improve their general cultural and professional level, independently master new work methods and knowledge regarding a comprehensive vision of modern problems of economics and management.

PR05. Possess innovative technologies, justify the choice and explain the application of a new methodology for preparing and providing accounting information for the needs of managing a business entity.

PR10. Collect, evaluate and analyze financial and non-financial data to form relevant information for the purpose of making management decisions.

PR12. Justify innovative approaches to information support for the system for controlling the use of resource potential of business entities and public sector bodies, taking into account the business development strategy.

PR14. Understand the basics of patent law and have the skills to protect intellectual property.

Student workload

The total volume of the course is 120 hours (4ECTS credits): lectures - 32 hours, seminars - 16 hours, self-study-72 hours. Form of control is differentiated grading

Course prerequisites

To successfully complete the course, you must have knowledge and practical skills in the discipline "Jurisprudence".

Features of the course, teaching and learning methods, and technologies

The following teaching methods are used in the course of studying the discipline: interview, explanation, storytelling, innovative methods using multimedia presentations, lectures.

Program of the course

Topics of the lectures

Topic 1. Copyright: concept, tasks, functions and principles of. copyright

The concept of copyright. Objective and subjective meaning. Objectives of copyright. Basic principles of copyright.

Topic 2. Evolution of copyright and related rights.

The emergence and development of copyright. Development of related rights.

Formation of the system of legal protection of copyright and related rights in Ukraine.

Formation and development of public administration in copyright and related rights.

Formation and development of copyright and related rights legislation in Ukraine.

Development of legislation in the EU.

Topic 3. Objects of copyright.

The concept of a work and its features. Works for hire. Works that are not protected by copyright. Types of works and their characteristics. Literary works. Personal letters, diaries as a special type of work. Scientific works.

Topic 4. Subjects of copyright.

Minor and incapacitated authors. Foreign authors as subjects of copyright. Successors as subjects of copyright. Translator as a subject of copyright.

Topic 5. Content and terms of copyright.

Copyright and individual copyright powers. Types of copyright. General characteristics of authors' personal non-property rights. General characteristics of authors' property rights.

Topic 6. Origin and registration of copyright..

The presumption of copyright. State registration of copyright in Ukraine. The procedure for registering copyright in the EU.

Topic 7. Disposal of property copyright.

Agreement on the transfer of the right to use a work. Agreement on the transfer (alienation) of economic copyrights. Other types of copyright contracts. Disposal of intellectual property rights to a work in accordance with the Civil Code of Ukraine.

Licence to use an object of intellectual property rights. Licence agreement.

Agreement on the creation and use of an object of intellectual property rights.

Agreement on the transfer of exclusive intellectual property rights.

Topic 8. Subjects and objects of neighbouring rights.

Related rights: concept and general characteristics. Content and limits of subjective related rights.

Free use of objects of neighbouring rights.

Topic 9. Collective management of copyright and related rights.

Prerequisites for the emergence and concept of collective management of copyright and related rights. Social role of collective management organisations. Evolution of collective management and types of rights to which collective management applies. Specificity of forms and nature of activities of collective management organisations of copyright and related rights.

Functions of collective management organisations of copyright and related rights. Establishment of the system of collective management of copyright and related rights in Ukraine. Development of the system of collective management of copyright and related rights in the EU countries

Topic 10. Legal basis for the protection of copyright and related rights.

Subjects of the right to protection. Types of copyright infringement. Forms of protection. Methods of civil protection of copyright and related rights. Administrative liability for infringement of copyright and related rights. Criminal liability for infringement of copyright and related rights. Peculiarities of legal protection of the rights of Ukrainian authors outside Ukraine.

Topic 11. International aspects of copyright and related rights protection.

Participation of Ukraine in the international system of copyright and related rights protection. Problems of correlation between the norms of national legislation and the norms of international law. Convention for the Protection of Literary and Artistic Works. Universal Copyright Convention. International Convention for the Protection of Performers, Producers of Phonograms and Broadcasting Organisations. Convention for the Protection of Producers of Phonograms against Unauthorised Reproduction of their Phonograms. World Intellectual Property Organisation Copyright Treaty. World Intellectual Property Organisation Treaty on Performances and Phonograms. World Intellectual Property Organisation. Agreement on Trade-Related Aspects of Intellectual Property Rights (TRIPS Agreement).

Topics of the workshops

Topic 1: Copyright: concept, tasks, functions and principles of copyright.

Topic 2. Evolution of copyright and related rights.

Topic 3: Objects of copyright.

Topic 4. Subjects of copyright.

Topic 5. Content and terms of copyright.

Topic 6: Origin and registration of copyright.

Topic 7. Disposal of property copyright.

Topic 8 Subjects and objects of neighbouring rights. Copyright and related rights.

Topic 9: Collective management of copyright and related rights.

Topic 10. Legal basis for the protection of copyright and related rights.

Topic 11. International aspects of copyright and related rights protection

Topics of the laboratory classes

Not provided by the curriculum

Self-study

Study of lecture material. Independent study of topics and issues that are not taught. Students are also recommended additional materials (videos, articles, regulations) for independent study and analysis. The course involves completing an individual assignment in the form of an essay and presenting it as a presentation on the course topic, which the student freely chooses from among the topics offered or agrees with the teacher on an initiative topic. The student carries out a bibliographic search, draws up a presentation plan or poses questions to which he/she needs to get a reasoned answer, having mastered

the sources on the topic, the student reveals the content of the questions and presents the work done at the seminar. The volume of the presentation is 16-25 slides, the text of the report is 4-6 standard pages. The main content of the presentation is presented in free form at the seminar, and the student receives a grade (20 points), which is added to the overall rating

Course materials and recommended reading

Basic literature

1. Understanding Copyright Law Eighth Edition by [Marshall A. Leaffer](#) 2024
2. Ienca, M., Pollicino, O., Liguori, L., Stefanini, E., & Andorno, R. (2022). The Cambridge Handbook of Information Technology, Life Sciences and Human Rights ([edition unavailable]). Cambridge University Press. Retrieved from <https://www.perlego.com/book/4229436> (Original work published 2022)
3. Grabowski, M., & Robinson, E. (2021). Cyber Law and Ethics (1st ed.). Taylor and Francis. Retrieved from <https://www.perlego.com/book/2554909/cyber-law-and-ethics-regulation-of-the-connected-world-pdf> (Original work published 2021)
4. Digital Copyright: Law and Practice 4th Edition by Simon Stokes (Author) Hart Publishing; 4th edition (January 30, 2014) 310 pages
5. Coppel, P. (2023). Information Rights (6th ed.). Hart Publishing. Retrieved from <https://www.perlego.com/book/4242321> (Original work published 2023)
6. Правознавство :навч.-метод. посіб./ Л.В.Перевалова, В.Г.Вергун, Г.М. Гаряєва та ін. Харків : ФОРМАНОВ А.М., 2019. 98 с.

Legislative acts

1. Конституція України // Відомості Верховної Ради України. – 1996. – № 30. – Ст. 141. [Електронний ресурс]. - Режим доступу: <https://zakon.rada.gov.ua/laws/show/254%D0%BA/96-%D0%B2%D1%80#>
2. Цивільний кодекс України // Відомості Верховної Ради України. – 2003. – №№ 40-44. – Ст. 356. [Електронний ресурс]. - Режим доступу: <https://zakon.rada.gov.ua/laws/show/435-15#>
3. Кримінальний кодекс України // Відомості Верховної Ради України. – 2001. – № 25-26. – Ст. 131. [Електронний ресурс]. - Режим доступу: <https://zakon.rada.gov.ua/laws/show/2341-14#>
4. Сімейний кодекс України // Відомості Верховної Ради України. – 2002. – № 21-22. – Ст.135. [Електронний ресурс]. - Режим доступу: <https://zakon.rada.gov.ua/laws/show/2947-14#>
5. Цивільний процесуальний кодекс України // Відомості Верховної Ради України. – 2004. – № 40-41, 42. – Ст. 492. [Електронний ресурс]. - Режим доступу: <https://zakon.rada.gov.ua/laws/show/1618-15#>
6. Господарський кодекс: від 16.01.2003 р. № 436-IV // Відомості Верховної Ради України. – 2003. – № 18-22. – С. 144.
7. Закон України «Про авторське право і суміжні права» // Відомості Верховної Ради України. – 2023. – № 13. – ст.64. [Електронний ресурс]. - Режим доступу: <https://zakon.rada.gov.ua/laws/show/2811-20#Text>

Additional literature:

1. Kohl, U. and Charlesworth, A. (2016) Information Technology Law. 5th edn. Taylor and Francis. Available at: <https://www.perlego.com/book/1616735/information-technology-law-pdf> (Accessed: 14 October 2022).
2. The Routledge Companion to Copyright and Creativity in the 21st Century 1st Edition Edited By Michelle Bogre, Nancy Wolff, 386 Pages 6 B/W Illustrations Published May 27, 2024 by Routledge
3. Intellectual Property: Patents, Copyrights, Trademarks & Allied Rights Paperback – 6th Edition, 2021 by Professor William Cornish (Author), Professor David Llewelyn (Author)

Assessment and grading

Criteria for assessment of student performance, and the final score structure

| Type of activities | Number of points |
|--|------------------|
| Activities at seminars | 40 |
| Self-study | 20 |
| Completion and defense of an individual task - a paper | 20 |
| Final test | 20 |
| Summary | 100 |

Grading scale

| Total points | National | ECTS |
|--------------|--|------|
| 90-100 | Excellent | A |
| 82-89 | Good | B |
| 75-81 | Good | C |
| 64-74 | Satisfactory | D |
| 60-63 | Satisfactory | E |
| 35-59 | Unsatisfactory (requires additional learning) | FX |
| 1-34 | Unsatisfactory (requires repetition of the course) | F |

Norms of academic integrity and course policy

The student must adhere to the Code of Ethics of Academic Relations and Integrity of NTU "KhPI": to demonstrate discipline, good manners, kindness, honesty, and responsibility. Conflict situations should be openly discussed in academic groups with a lecturer, and if it is impossible to resolve the conflict, they should be brought to the attention of the Institute's management.

Regulatory and legal documents related to the implementation of the principles of academic integrity at NTU "KhPI" are available on the website: <http://blogs.kpi.kharkov.ua/v2/nv/akademichna-dobrochesnist/>

Approval

Approved by

Date, signature

28.08.2024



Head of the department of Law

Iryna LYSENKO

Date, signature

Guarantor of the educational program

Tetyana NAZAROVA