



Syllabus Course Program



COPYRIGHT AND RELATED RIGHTS

Specialty

054 - Sociology

Educational program

Sociological support of economic activity

Level of education

Master's degree

Semester

3

Institute

Institute of Social and Humanitarian Technologies

Department

Law (306)

Course type

Educational, Elective

Language of instruction

English, Ukrainian

Lecturers and course developers



Maksym Tkachov

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Candidate of legal 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](http://web.kpi.kharkov.ua/pravo/uk/)

<http://web.kpi.kharkov.ua/pravo/uk/>



Garyaeva Anna

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Associate Professor of the Department of Law at NTU 'KhPI'.

Author and co-author of more than 150 scientific and methodological works. Leading lecturer in the courses: 'Copyright and Related Rights', 'Contract Law', 'Jurisprudence', 'Labour and Commercial Law', 'Legal Regulation of Labour Relations', 'Legal Regulation of Business Activities in Ukraine'. He has 10 certificates of copyright registration for his works. Member of the Ukrainian Bar Association. He has 30 years of experience.

More about the lecturer on the department's website

<http://web.kpi.kharkov.ua/pravo/uk/shtat-kafedru/>

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 test.

Competencies

GC03 Ability to communicate with representatives of other professional groups of different levels

GC04 Ability to work in an international context

SC01 Ability to analyze social phenomena and processes

SC06 Ability to adhere to the professional ethics of a sociologist and be guided by universal human values in one's activities

SC08 Ability to cooperate with European and Euro-Atlantic institutions

Learning outcomes

Program Results (PR):

PR03 Develop and implement social and interdisciplinary projects considering social, economic, legal, environmental, and other aspects of social life

PR04 Apply scientific knowledge, sociological and statistical methods, digital technologies, and specialized software to solve complex problems in sociology and related fields.

PR05 Search for, analyze, and evaluate necessary information in scientific literature, databases, and other sources.

PR08 Clearly and unambiguously communicate knowledge, conclusions, and arguments on sociology and related fields to both specialists and non-specialists, including learners.

Student workload

The total volume of the discipline is 120 hours (4 ECTS credits): lectures - 32 hours, practical - 16 hours, independent work - 72 hours. Form of control: differentiated credit.

Course prerequisites

"Sociological support of economic activity", "Methodology and methods of working with personnel",

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

Gamification is used in the course of studying the discipline. The following teaching methods are used: 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). Protection of copyright and related rights of Ukrainian authors and foreign authors

Topics of the workshops

Topic 1. The Evolution of Copyright and Related Rights.

Topic 2. Copyright: Concept, Objectives, Functions, and Principles of Copyright.

Topic 3. Objects of Copyright.

Topic 4. Subjects of Copyright.

Topic 5. Content and Conditions of Copyright.

Topic 6. The Origin and Registration of Copyright.

Topic 7. Disposal of Property Copyrights.

Topic 8. Subjects and Objects of Related Rights.

Topic 9. Collective Management of Copyright and Related Rights.



Topic 10. Legal Foundations for the Protection of Copyright and Related Rights.
Topic 11. International Aspects of the Protection of Copyright and Related Rights.

Topics of the laboratory classes

Lab work is not provided.

Self-study

Study of lecture material. Preparation of abstracts. Preparation of individual tasks. Independent study of topics and issues that are not taught.

Course materials and recommended reading

Compulsory materials

1. Правознавство: хрестоматія / Л. В. Перевалова, В. Г. Вергун, Г. М. Гаряєва, О. В. Гаєвая, І. В. Лисенко, О. В. Кузьменко. Харків: НТУ «ХПІ», 2019. 220 с.– Режим доступу:<http://web.kpi.kharkov.ua/pravo/wp-content/uploads/sites/90/2019/06/Pravoznavstvo.-HRESTOMATIYA.doc>
2. Правове регулювання внутрішнього ринку Європейського Союзу : навч.-метод. посіб. / Л.В. Перевалова, О.В. Гаєвая, Г.М. Гаряєва. Харків : ФОП Панов А.М., 2020. 68 с. – Режим доступу:<http://web.kpi.kharkov.ua/pravo/wp-content/uploads/sites/90/2021/05/NMP-PR-VR-YES-2020.docx>
3. Тезаурус з правознавства: Перевалова Л.В., Гаєвая О.В., Гаряєва Г.М., Кузьменко О.В., Лисенко І.В., Ткачов М.М. Харків: НТУ «ХПІ», 2021. 194с. – Режим доступу:
http://web.kpi.kharkov.ua/pravo/wp-content/uploads/sites/90/2021/09/tezaurus_vychitka-eng-16.06.2021docx-1.docx
4. Правові засади управлінської діяльності: навч.-метод. посіб. / Л.В. Перевалова, О.В. Гаєвая, Г.М. Гаряєва, І.В. Лисенко. Харків : ФОП Панов А.М., 2020. 50 с. – Режим доступу:<http://web.kpi.kharkov.ua/pravo/wp-content/uploads/sites/90/2020/10/Metodposibnik-PZUD-2-1.docx>
5. Методичні вказівки до виконання контрольних робіт з правових дисциплін для студентів заочної форми навчання усіх спеціальностей: О. В. Гаєвая, Г. М. Гаряєва, І. В. Лисенко, Л. В. Перевалова. Харків: НТУ «ХПІ», 2021. 128 с. – Режим доступу:http://web.kpi.kharkov.ua/pravo/wp-content/uploads/sites/90/2021/06/Metodichni-vkazivki_dlya-napisannya-kr-dlya-zo-1-1.docx
6. Правознавство : навч.-метод. посіб./ Л.В.Перевалова, В.Г.Вергун, Г.М. Гаряєва та ін. Харків : ФОП Панов А.М., 2019. 98 с.
7. Перевалова Л. В., Лисенко І. В., Гаряєва Г. М., Ткачов М. М. Методичні вказівки до практичних занять з навчального курсу “Правові засади інтелектуальної власності” : для студентів денної та заочної форми навчання / уклад.: Л. В. Перевалова, І. В. Лисенко, Г. М. Гаряєва, М. М. Ткачов ; Нац. техн. ун-т “Харків. політехн. ін-т”. – Харків : НТУ “ХПІ”, 2024. – 64 с.

URI: <https://repository.kpi.kharkov.ua/handle/KhPI-Press/74805>

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>

Basic Literature

1. Вахонєва Т.М. Авторське право і суміжні права в Україні: навч. посібник. 2-ге видання, перероблене і доповнене. – К.: Дакор, 2019. – 576 с.
2. Інтелектуальна власність: навч. посіб. [для студ. вищ. навч. закл.] / Аксютіна А.В., Нестерцова-Собакарь О.В., Тропін В.В. та ін. Аксютіна А.В., Нестерцова-Собакарь О.В., Тропін В.В. та ін. – Дніпро: Дніпроп. держ. ун-т внутр. справ, 2017. – 140 с
3. [Журавльов Д.В.](#), [Чижмарь К.І.](#) Авторське право та суміжні права в Україні. Їх захист та відповідальність. Вид-во ЦУЛ, 2020. 224 с.
4. Цивільно-правова охорона та захист авторського права в сучасних умовах технологічного розвитку [Текст] : монографія / Колектив авторів : О. О. Штефан, А. С. Штефан, І. І. Петренко, О. О. Мацкевич, В. М. Троцька, С. А. Петренко; за наук. ред. Н. М. Мироненко. – К. : НДІ інтелектуальної Інтелектуальна власність власності НАПрНУ, ТОВ «НВП Інтерсервіс», 2014. – 341 с.
5. Інтелектуальна власність: магістерський курс : підручник / П. Г. Перерва [та ін.] ; ред.: П. Г. Перерва, В. І. Борзенко, Т. О. Кобелева ; Нац. техн. ун-т "Харків. політехн. ін-т". – Харків : Планета-Прінт, 2019. – 1002 с.

Assessment and grading

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

100% of the final grade consists of the results of assessment in the form of a credit (20%) and current assessment (80%). Credit: performing a calculation task and oral report. Current assessment: 8 online tests by topics (40%), individual task (20%) and control work (20%)

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
25.06.2024



Head of the department
Iryna LYSENKO

Date, signature

27.08.2024



Guarantor of the educational
program
Nadiia SHANIDZE

