



Syllabus «International copyright law»

Qualification - Bachelor of Law

branch of knowledge - 29 «International relations»

specialty - 293 «International Law»

professional - educational program - «International Law»

Year of study: IV , Semester: VI

Number of credits: 5

Language of instruction: english

Course leader

PhD, Associate Professor, Associate Professor at the Department of International Law and Migration Policy

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Description of the discipline

The purpose of the discipline is to form in students a holistic system of knowledge and skills in the field of copyright in relation to the classification and basic features of intellectual, creative activities on copyright objects, conditions and grounds of turnover of property rights to copyright objects; ways to protect copyright and related rights.

After mastering the discipline, students must demonstrate the following learning outcomes: systems of legislation governing relations in the field of copyright and related rights; conditions of legal protection of works and objects of related rights; grounds for acquiring copyright and related rights; conditions of lawful use of objects of copyright and related rights; types of contracts for the disposal of property copyrights and related rights; types of infringements of copyright and related rights and methods and procedure for protection against infringements.

Distinguish objects of copyright and related rights from other information resources; determine the compliance of the object with the conditions of legal protection of works; to consolidate the fact of creation of the work, to make an application for copyright registration; exercise the rights to free, official and custom-made objects; determine the conditions of lawful use of objects; distinguish between lawful and improper use of copyright and related rights; to conclude contracts for the disposal of copyright; determine the methods of protection of intellectual property rights and the procedure for applying for protection.

Course structure

Hours (Lec. / Sem.)	Topic	Learning outcomes	Task
2/1	Topic 1. General characteristics of international intellectual property law. Intellectual property law in Ukraine.	Upon completion of the course students gain knowledge about intellectual property law in Ukraine. Origin, formation and development of intellectual property. The concept of intellectual property and its types. The concept of intellectual property rights. The content of intellectual property rights. Legislation of Ukraine on intellectual property.	Tests, questions
2/1	Topic 2. Sources of legal regulation of intellectual property rights.	Upon completion of the course students gain knowledge about concepts and types of sources of intellectual property law. System of sources of intellectual property rights. The Constitution of Ukraine as a source of intellectual property rights. Legal regulation of intellectual property rights by the norms of civil law. Special regulations. International intellectual property regulation system. Paris Convention on Industrial Property. Berne Convention for the Protection of Literary and Artistic Works	Cases
4/2	Topic 3. Concepts and types of objects and subjects of intellectual property rights.	Upon completion of the course students gain knowledge about concepts and types of objects of intellectual property rights. Concepts and types of copyright objects. Concepts and types of objects of related law. Concepts and types of objects of industrial property rights. Concepts and types of non-traditional objects of intellectual property rights. Creator as a subject of intellectual property rights. Types of creators: author, performer, inventor, innovator.	Tests, questions
4/2	Topic 4. Legal protection and protection of intellectual property rights.	Upon completion of the course students gain knowledge about concept of "protection" and "protection" of intellectual property rights. Forms of protection of intellectual property rights. Ways to protect intellectual property rights. The structure of the state system of legal protection of intellectual property.	Cases

4/2	Topic 5. Copyright as an institution of intellectual property law.	Upon completion of the course students gain knowledge about history of the formation and development of copyright. Sources of legal regulation of copyright. Copyright objects. Unprotected objects. Origin and realization of copyright, subjects of copyright. Authors and co-authors. Personal intangible rights of the author. Property rights of the author. Free use of copyright objects. Plagiarism and its types. Contractual relations in copyright.	Cases
4/2	Topic 6. Related law as an institution of intellectual property law.	Upon completion of the course students gain knowledge about history of formation and development of related rights. Sources of legal regulation of related rights Subjects and objects of related rights. Origin and exercise of related rights. Criteria for the protection of related rights. Rights of performers. Rights of phonogram producers. Rights of broadcasting organizations.	Tests, questions
4/2	Topic 7. Industrial property law as an institution of intellectual property law. The role and importance of the aviation industry in Ukraine and their relationship.	Upon completion of the course students gain knowledge about history of formation and development of patent law, its system. Concepts, subject and principles of patent law Sources of patent law. Objects and subjects of patent law. The concept of protection of patent law objects. The concept of the invention and its types. Terms of legal protection of the invention. Terms of patentability of the invention and their characteristics. Characteristics of patent owners' patents. Rights and responsibilities of patent owners.	Tests, questions
4/1	Topic 8. Non-traditional objects of intellectual property rights.	Upon completion of the course students gain knowledge about intellectual property rights to the layout of an integrated circuit. Intellectual property right to an innovation proposal. Intellectual property rights for plant varieties, animal breeds Intellectual property rights for commercial names. Intellectual property rights to trade secrets.	Tests, questions
4/1	Topic 9. Agreements in the field of intellectual property rights.	Upon completion of the course students gain knowledge about concepts and types of agreements in the field of intellectual property rights. Contracts for the creation of intellectual property. Contracts for the use of intellectual	Tests, questions

		property. License agreements, concepts and types. Exclusive license agreement and non-exclusive license agreement. Conclusion and basic conditions of license agreements for the use of intellectual property. Copyright agreements, concepts and types.	
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List of recommended literature:

1. Patterson D.M. A companion to European Union law and international law. - Chichester: Wiley Blackwell, 2018. – 616 p.
2. Barros A.S. International organizations and member state responsibility: critical perspectives. - Leiden etc.: Brill Nijhoff, 2019. – 232 p.
3. Barelli M. Seeking justice in international law: the significance and implications of the UN Declaration on the Rights of Indigenous Peoples. - London New York : Routledge, 2018. – 184 p.
4. Kohen M.G. Territoriality and international law. - Cheltenham Northampton Mass.: Edward Elgar, 2019. – 669 p.
5. Chetail V. International law and migration. - Cheltenham Northampton Mass.: Edward Elgar Publishing, 2018. – 650 p.
6. Webley L. Samuels H. Complete Public Law: Text, Cases, and Materials. Oxford University Press. 2021. 664 p.
7. Elliot M., Thomas R. Public Law. Oxford University Press. 2020. 984 p.

Evaluation policy

- ● **Deadline and Recompilation Policy:** Entries that fail to meet deadlines without good reason are rated lower (-20 points). Relocation of modules takes place with the permission of the dean's office if there are good reasons (for example, due to illness).
- ● **Academic Integrity Policy:** All written works are checked for plagiarism and are allowed to be defended with correct text borrowings of no more than 20%. Write-offs during tests and exams are prohibited (including the use of mobile devices). Mobile devices may only be used during online testing (for example, Kahoot).
- **Attendance policy:** Attendance is a mandatory component of the assessment for which points are awarded. For objective reasons (e.g. illness, international internship) training can take place online in consultation with the course leader.

Evaluation

The final grade for the course is calculated as follows:

Module 1		Module 2	Module 3
40%	40%	5%	15%
Ongoing evaluation	Modular control 1	Training	Independent work
The grade is determined as the arithmetic mean of the grades obtained during practical classes (classes 1 to 7). Each student must be assessed at least once every two classes and receive at least three grades. Missed practical classes must be made up during consultation hours, otherwise they are considered a grade of '0' and are taken into account when determining the arithmetic mean. For applicants studying on an individual schedule, the current assessment is carried out during consultations and by completing tasks in the Moodle system. Current assessment is carried out through oral questioning, preparation of scientific reports, problem solving, testing through the Moodle system in practical classes	Module control is planned after 7 practical classes and covers topics 1 to 9, and involves completing 20 test tasks and two tasks	The grade is determined as the arithmetic mean of the grades received for completing the training tasks.	The grade is determined as the arithmetic mean of the grades obtained for completing various tasks related to the preparation of a research paper (essay, research article, abstract), an abstract to a research article, and participation in scientific conferences. The module 'Independent work' can be credited upon confirmation of the results of the relevant certificate of participation in the School of Polish and European Law, the School of European Union Law, the School of European Contract Law.

Grading scale:

On the scale university	On the national scale	On the ECTS scale
90-100	excellent	A (excellent)
85-89	good	B (very good)
75-84		C (good)
65-74	satisfactory	D (satisfactory)

60-64		E (enough)
35-59	non-satisfactory	FX (non-satisfactory with possibility of repeated passing)
1-34		F (non-satisfactory with repeated course of lectures)