

International Encyclopaedia of Laws

Intellectual Property Law - Outline

The Author

Table of contents

List of abbreviations

Preface

General Introduction

§1. General Background

- I. Geography
- II. Cultural Compositions
- III. Political System
- IV. Population Statistics

§2. Historical Background

Part I. Intellectual Property Law

Chapter 1. Copyright and neighbouring rights

§1. Sources - legislation

§2. Subject matter of protection

- I. Different categories of protected works
- II. Works excluded of protection
- III. Special Categories of works
 - A. Computer software
 - B. Databases
 - C. Others

§3. Conditions of protection

- I. Formal requirements
- II. Substantive requirements

§4. Ownership

- I. The author (initial authorship)
- II. Joint works/Works created by several persons
- III. Works made for hire

§5. Transfer

- I. Assignment of copyright
- II. Licenses

§6. Scope of exclusive rights

- I. Moral rights
- II. Exploitation rights
 - A. Reproduction right
 - B. Performing right
 - C. Adaptation right
 - D. Translation right
 - E. Other rights
 1. Droit de suite
 2. Public lending right
 3. Others

§7. Limitations or exemptions to the scope of copyright protection

§8. Duration of protection

§9. Neighbouring rights

§10. Infringement and remedies

§11. Overlapping and relation to other intellectual property laws

Chapter 2. Patents

§1. Sources - legislation

§2. Patentable subject matter

§3. Conditions of patentability

§4. Formalities (procedure for grant and obtaining patent protection)

§5. Ownership and transfer (assignment - licenses)

§6. Scope of exclusive rights

§7. Limitations and exceptions to the scope of patent protection - compulsory licenses

§8. Duration of protection - maintaining and termination of patent protection

§9. Infringement and remedies

§10. Overlapping and relation to other intellectual property laws

Chapter 3. Utility Models

§1. Sources - legislation

§2. The protection of utility models

Chapter 4. Trademarks

§1. Sources - legislation

§2. Subject matter of protection

I. Signs which may serve as trademarks

II. Different categories of marks

§3. Conditions of protection

§4. Formalities (procedure for obtaining protection, establishing and maintaining trademarks)

§5. Ownership and transfer (assignment - licenses)

§6. Scope of exclusive rights

§7. Limitations of the scope of trademark protection

§8. Use requirements

§9. Duration of protection - renewal - termination

§10. Infringement and remedies

§11. Overlapping and relation to other intellectual property laws

Chapter 5. Tradenames

§1. Sources - legislation

§2. The protection of trade names

Chapter 6. Industrial designs

§1. Sources - legislation

§2. Subject matter of protection

§3. Conditions of protection

§4. Formalities (procedure for grant and obtaining protection)

§5. Ownership and transfer (assignment - licenses)

§6. Scope of exclusive rights

§7. Limitations of the scope of protection

§8. Duration of protection

§9. Infringement and remedies

§10. Overlapping and relation to other intellectual property laws

Chapter 7. Plant variety protection

§1. Sources - legislation

§2. Subject matter of protection

- §3. Conditions of protection
- §4. Formalities (procedure for grant and obtaining protection)
- §5. Ownership and transfer (assignment - licenses)
- §6. Scope of exclusive rights
- §7. Limitations of the scope of protection - compulsory licenses
- §8. Duration of protection
- §9. Infringement and remedies
- §10. Overlapping and relation to other intellectual property laws

Chapter 8. Chip protection

- §1. Sources - legislation
- §2. Subject matter of protection
- §3. Conditions of protection
- §4. Formalities (procedure for grant and obtaining protection)
- §5. Ownership and transfer (assignment - licenses)
- §6. Scope of exclusive rights
- §7. Limitations of the scope of protection
- §8. Duration of protection
- §9. Infringement and remedies
- §10. Overlapping and relation to other intellectual property laws

Chapter 9. Trade secrets/ Confidential information

- §1. Sources - legislation
- §2. The protection of trade secrets/confidential information

Chapter 10. Geographical indications and appellations of origin

Selected bibliography

Index