1. Record Nr. UNINA9910297050803321 Autore Silva Nuno de Araujo Sousa e Titolo Ownership problems of overlaps in European intellectual property / / Nuno de Araujo Sousa e Silva Pubbl/distr/stampa Baden-Baden, [Germany]:,: Nomos,, 2014 ©2014 **ISBN** 3-8452-5449-1 Descrizione fisica 1 online resource (117 p.) Collana MIPLC Studies; ; Volume 8 Disciplina 340.948094 Soggetti Intellectual property - Europe Copyright - Europe Intellectual property - European Union countries Copyright - European Union countries Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Note generali Description based upon print version of record. "This small book is the result of a master thesis written between July and early September 2013, minor corrections and updates having been made"--Page 7. Nota di bibliografia Includes bibliographical references. Nota di contenuto I The legal framework of ownership and overlaps -- A. Introduction: the problem -- 1. The phenomenon of overlaps -- 2. Why are split ownerships a problem? -- 3. Methodology -- 4. Sequence -- B. The ownership of copyright -- 1. Author's rights vs. copyright -- 2. Special cases of ownership -- a) Employee's creations -- 1. Work for hire -- 2. Presumed assignment or licence -- b) Several authors -- 1. Joint Works -- 2. Connected works -- 3. Collective works -- 4. Copyright in cinematographic works -- II Cases of ownership problems of overlaps -- A. The case of trade marks & designs -- Prior design -- Prior trade mark -- B. The case of trade marks & copyright -- C. The case of registered designs & copyright -- D. The case of databases: sui generis right & copyright -- E. The case of software and computer implemented inventions -- III Possible solutions to the problem -- A. The extent of the problem -- B. A general solution? --1. Avoiding the problem -- a) Avoiding overlaps? -- b) Avoiding

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