Record Nr. UNINA9910455625803321 Autore Beverley-Smith Huw Titolo Commercial appropriation of personality / / Huw Beverley-Smith [[electronic resource]] Cambridge:,: Cambridge University Press,, 2002 Pubbl/distr/stampa **ISBN** 1-107-13016-6 0-511-02034-1 1-280-43019-2 0-511-17757-7 0-511-14797-X 0-511-32577-0 0-511-49522-6 0-511-04740-1 Descrizione fisica 1 online resource (xxxvi, 364 pages) : digital, PDF file(s) Collana Cambridge intellectual property and information law;; 4 346.04/8 Disciplina Soggetti Personality (Law) Publicity (Law) Intellectual property Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Title from publisher's bibliographic system (viewed on 05 Oct 2015). Note generali Nota di bibliografia Includes bibliographical references (p. 330-348) and index. Nota di contenuto pt. I.A framework. The problem of appropriation of personality -- pt. II. Economic interests and the law of unfair competition. Introduction: Statutory and extra-legal remedies; Goodwill in personality: the tort of passing off in English and Australian law; unfair competition and the doctrine of misappropriation -- pt. III. Dignitary interests. Introduction ; Privacy and publicity in the United States; Privacy interests in English law; Interests in reputation -- pt. IV. Pervasive problems. Property in personality: Justifying a remedy for appropriation of personality -- pt. V. Conclusions. The autonomy of appropriation of personality. Sommario/riassunto Commercial exploitation of attributes of an individual's personality, such as name, voice and likeness, forms a mainstay of modern advertising and marketing. Such indicia also represent an important aspect of an individual's dignity which is often offended by

unauthorized commercial appropriation. This volume provides a framework for analysing the disparate aspects of the problem of commercial appropriation of personality and traces, in detail, the discrete patterns of development in the major common law systems. It also considers whether a coherent justification for a remedy may be identified from a range of competing theories. The considerable variation in substantive legal protection reflects more fundamental differences in the law's responsiveness to commercial practices and different attitudes towards the proper scope and limits of intangible property rights.