



**Trinity College Dublin**  
Coláiste na Tríonóide, Baile Átha Cliath  
The University of Dublin

# **What is the Internet doing to me?** (Security and privacy for people in a connected world)

## **Some legal issues**

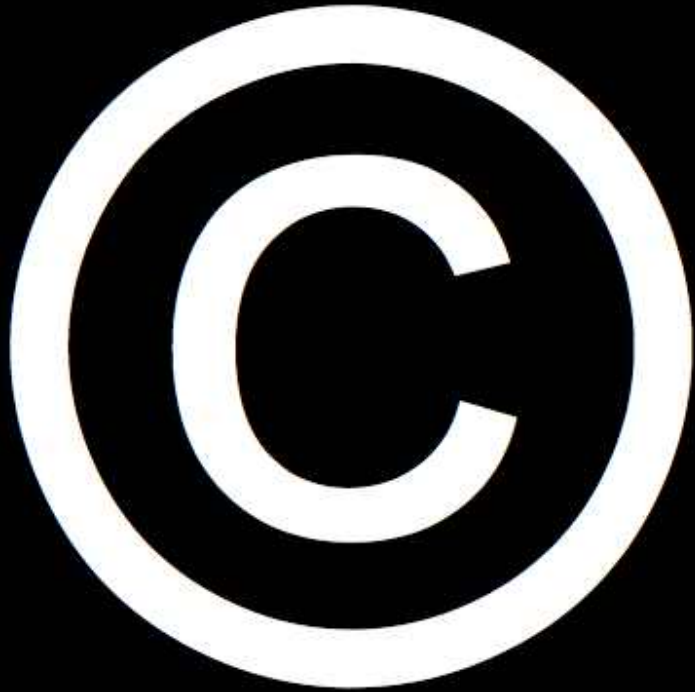
Classes 2&3; 7&11 October 2022

*Copyright & Censorship*

**Dr Eoin O'Dell**

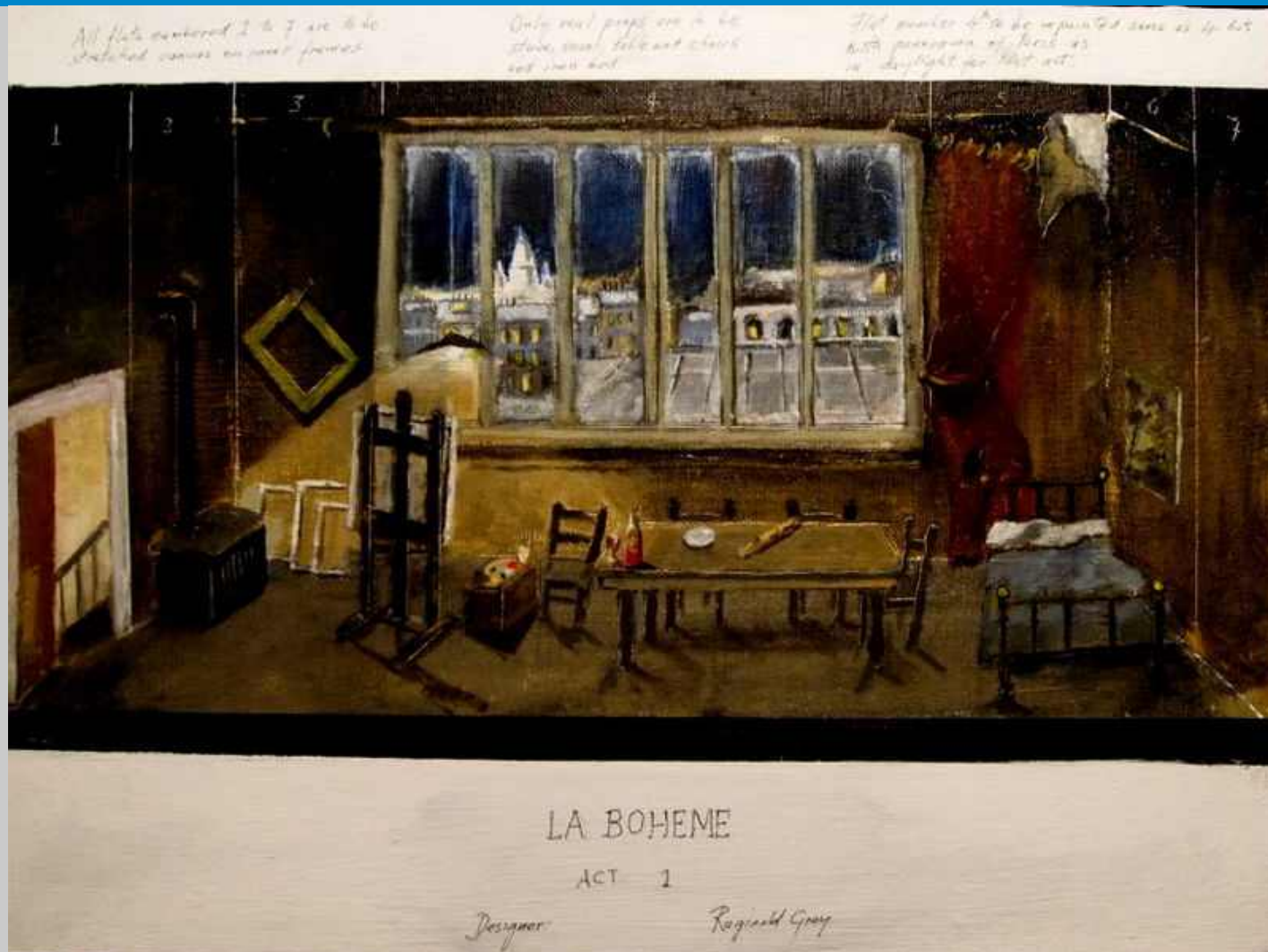
**@cearta**

# Copyright



So, just what is  
**copyright** ?

# Copyright



# Copyright and Related Rights Act, 2000

[Home](#) >

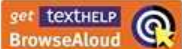
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Make this web site talk



## Copyright and Related Rights Act, 2000

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*Number 28 of 2000*

### COPYRIGHT AND RELATED RIGHTS ACT, 2000

#### ARRANGEMENT OF SECTIONS

##### PART I

##### Preliminary and General

##### Section

1. [Short title and commencement.](#)
2. [Interpretation.](#)
3. [Construction of references to rightsowner.](#)
4. [Construction of references to copyright.](#)
5. [Encrypted broadcasts.](#)

# EU Copyright *acquis*



EN English

Search

## Shaping Europe's digital future

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[Home](#) > [Policies](#) > [The EU copyright legislation](#)

## The EU copyright legislation

The EU copyright law consists of 11 directives and 2 regulations, harmonising the essential rights of authors, performers, producers and broadcasters.



**InfoSoc Directive 2001/29/EC (22 May 2001)**

**Copyright DSM Directive (EU) 2019/790 (17 April 2019)**



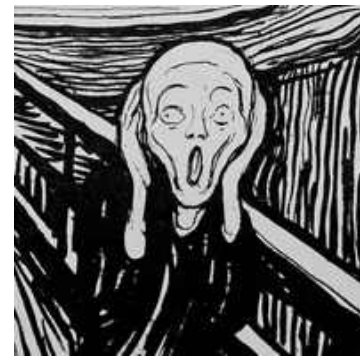
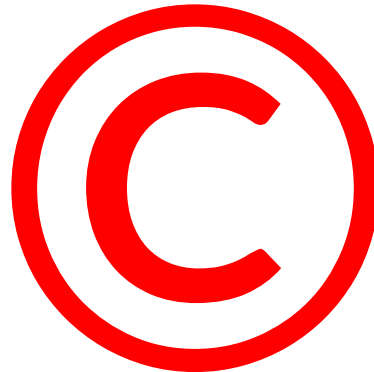
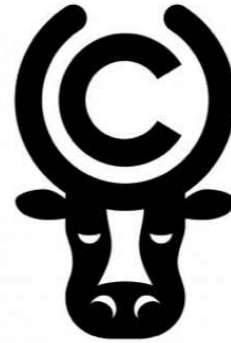
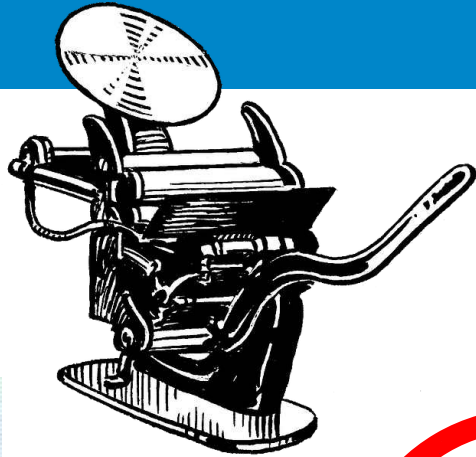
# International Conventions



Berne since 1886

Marrakesh 2013

# Copyright Community



# Section 17(2)(a) CRRA



# original

literary  
dramatic  
musical  
artistic  
works



# Section 17(2)(a) CRRA



Oscars 2014

# Section 17(2)(a) CRRA



# Section 17(2)(a) CRRA



# Section 37(1) CRRA

copy

make  
available

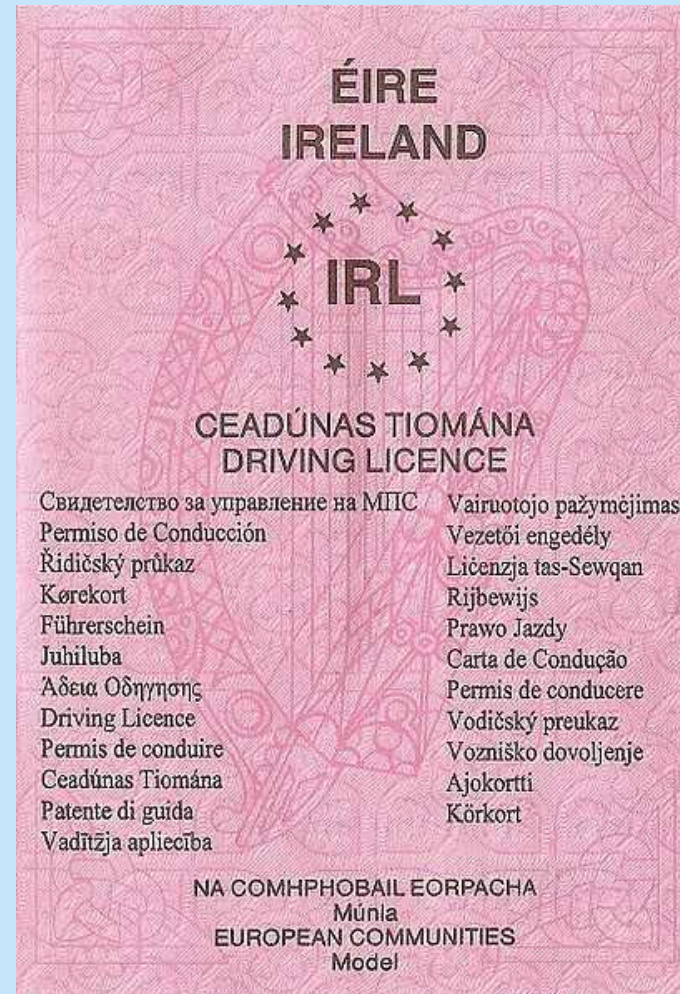
adapt





# Section 37(1) CRRA

copy  
make  
available  
adapt





# Section 37(1) CRRA

copy

make  
available

adapt



# Reusing copyright material

**Q** When can you use other people's content?

**A** Old  
Public Domain  
Public sector data  
Permission  
Licences  
Exceptions  
Links



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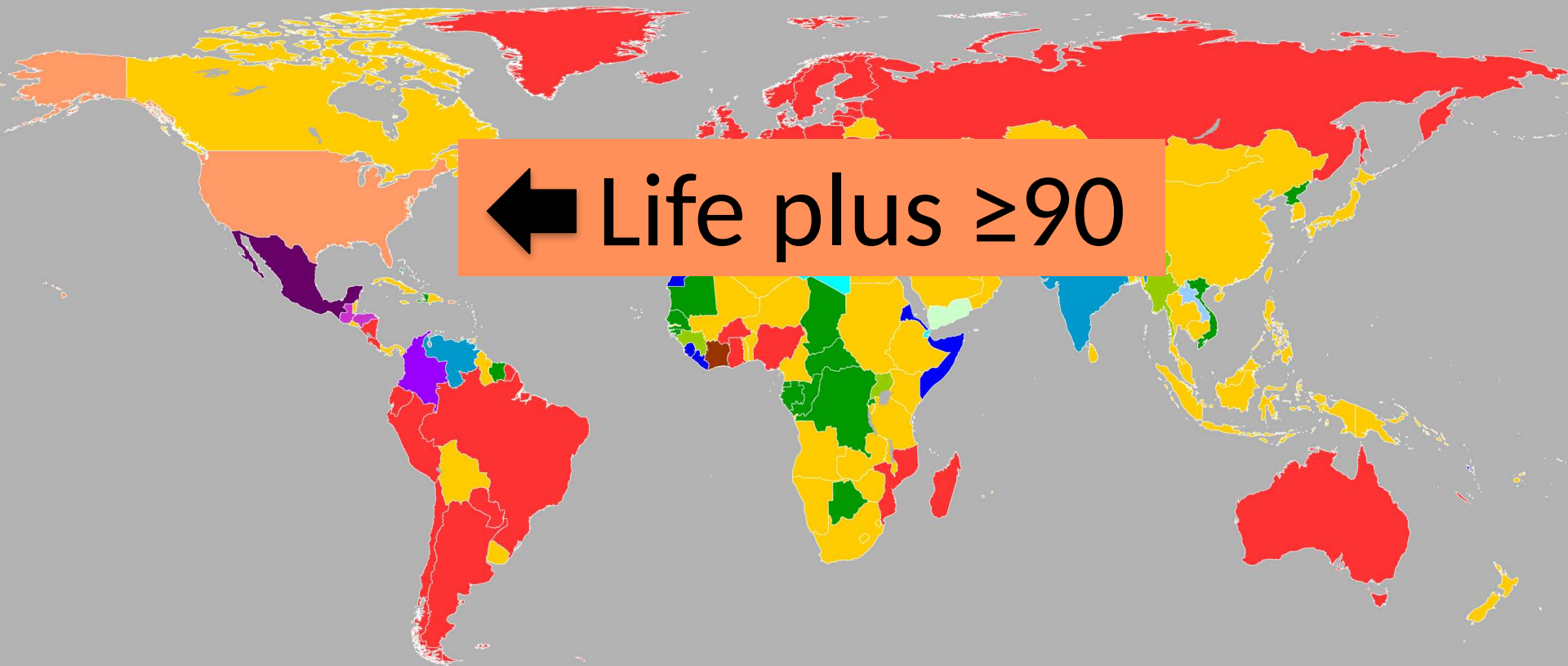
## Section 24(1) CRRA



life of  
author  
plus  
**70**  
years  
(in the EU)

James Joyce died  
13 January 1941

# Section 24(1) CRRA

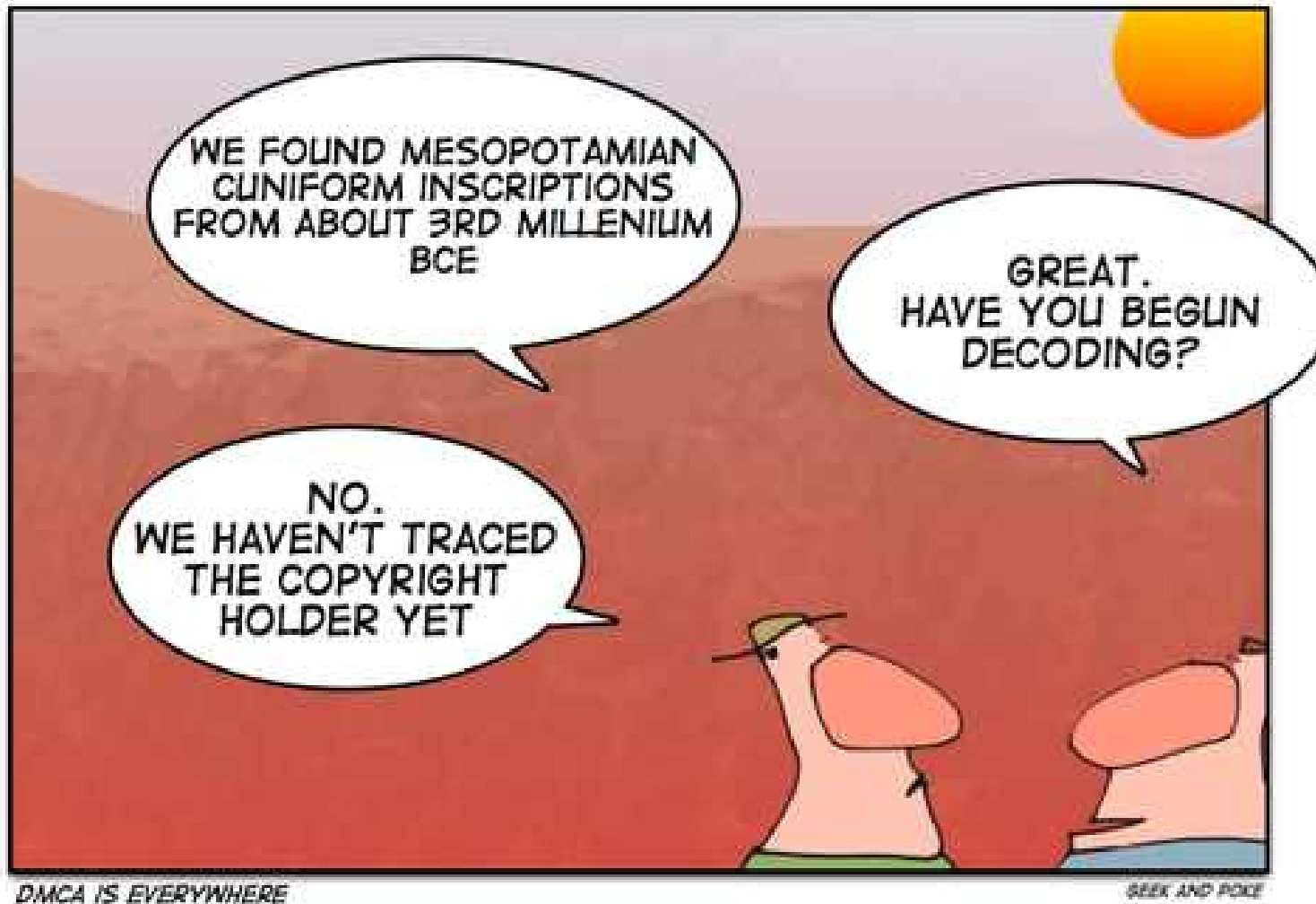


Life plus 50

Life plus 70



# Section 24(1) CRRA



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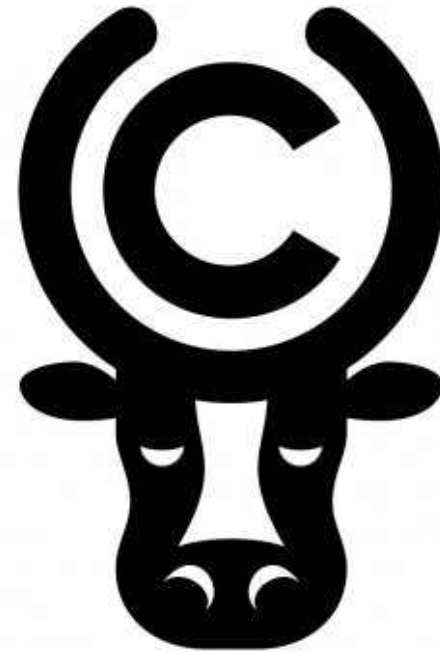




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**The Irish Copyright  
Licensing Agency Ltd**

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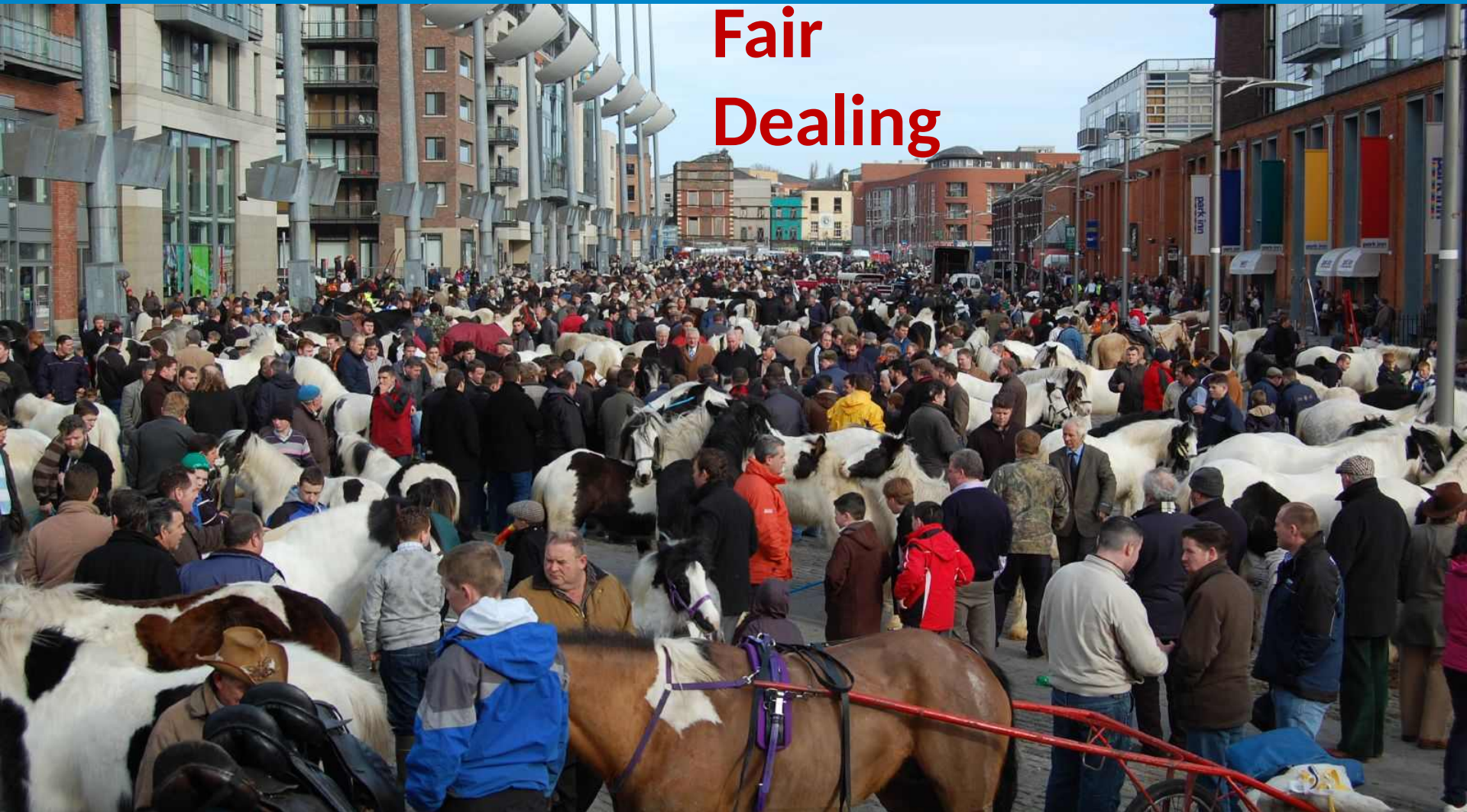
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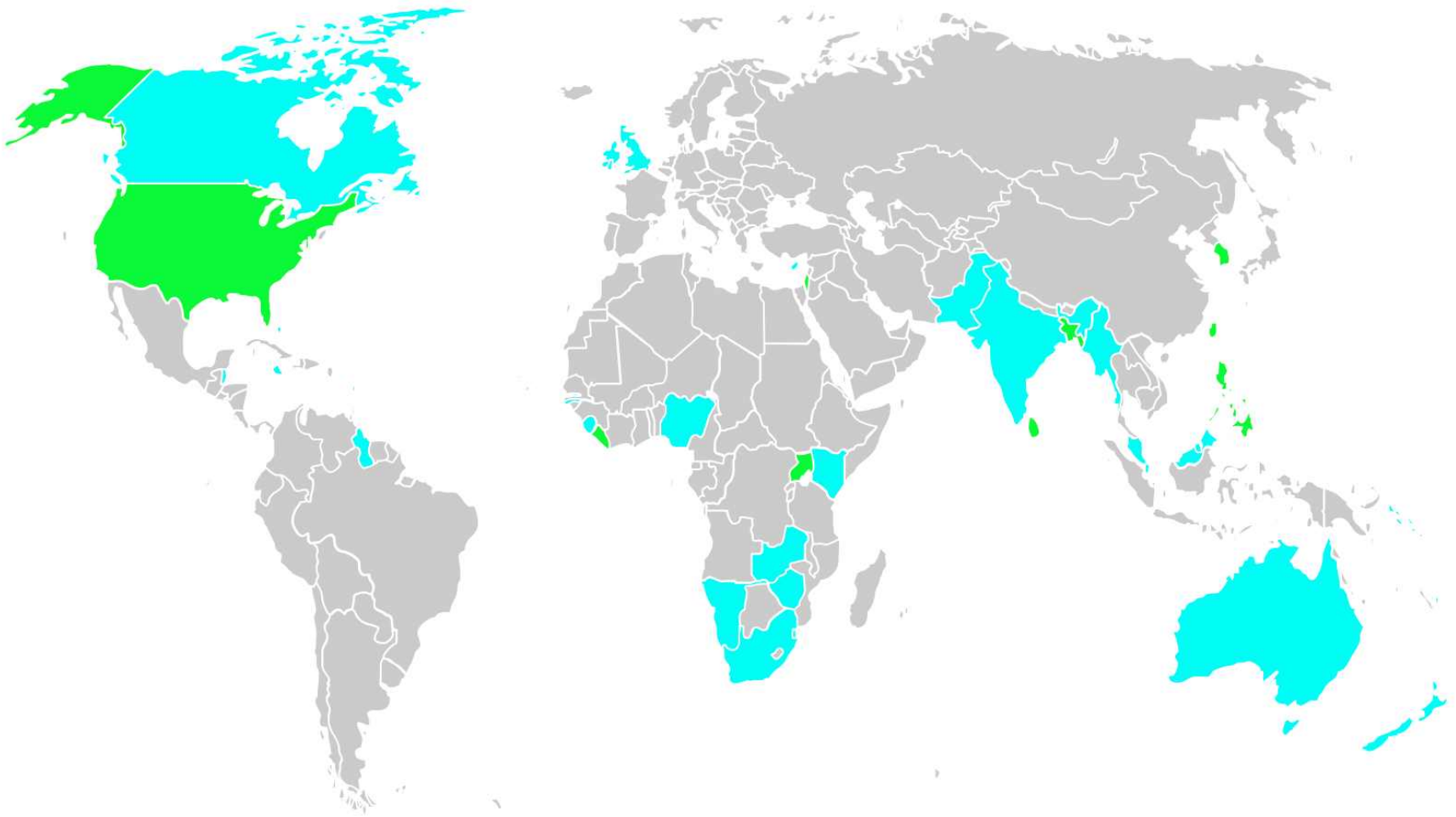
## Part II Chapter 6 CRRA

### Fair Dealing





# Fair Use v Fair Dealing



# No exception for format shifting



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# Case C-466/12 *Svensson v Retriever Sverige AB*

Retriever

SOLUTIONS ▾ BLOG ABOUT US CONTACT 🔍



→ LOGIN

BOOK DEMO

What drives us is understanding your world, to provide  
insights for better decisions

BOOK A DEMO →



Media monitoring  
EDITORIAL SUITE



Media analysis and insights  
ANALYSIS SUITE

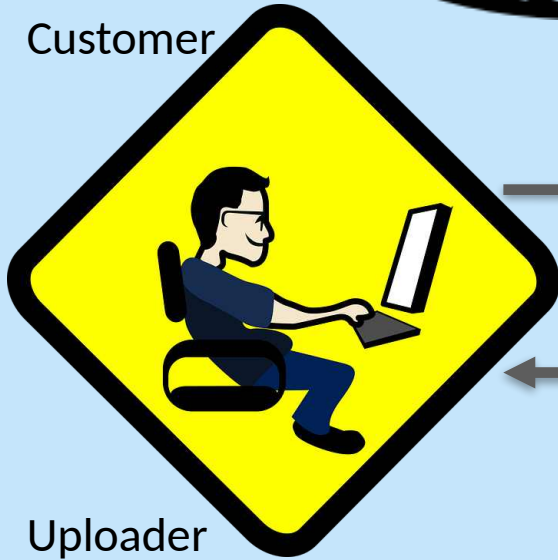


Social media  
SOCIAL SUITE

# What do you do?



Customer



Uploader  
Downloader

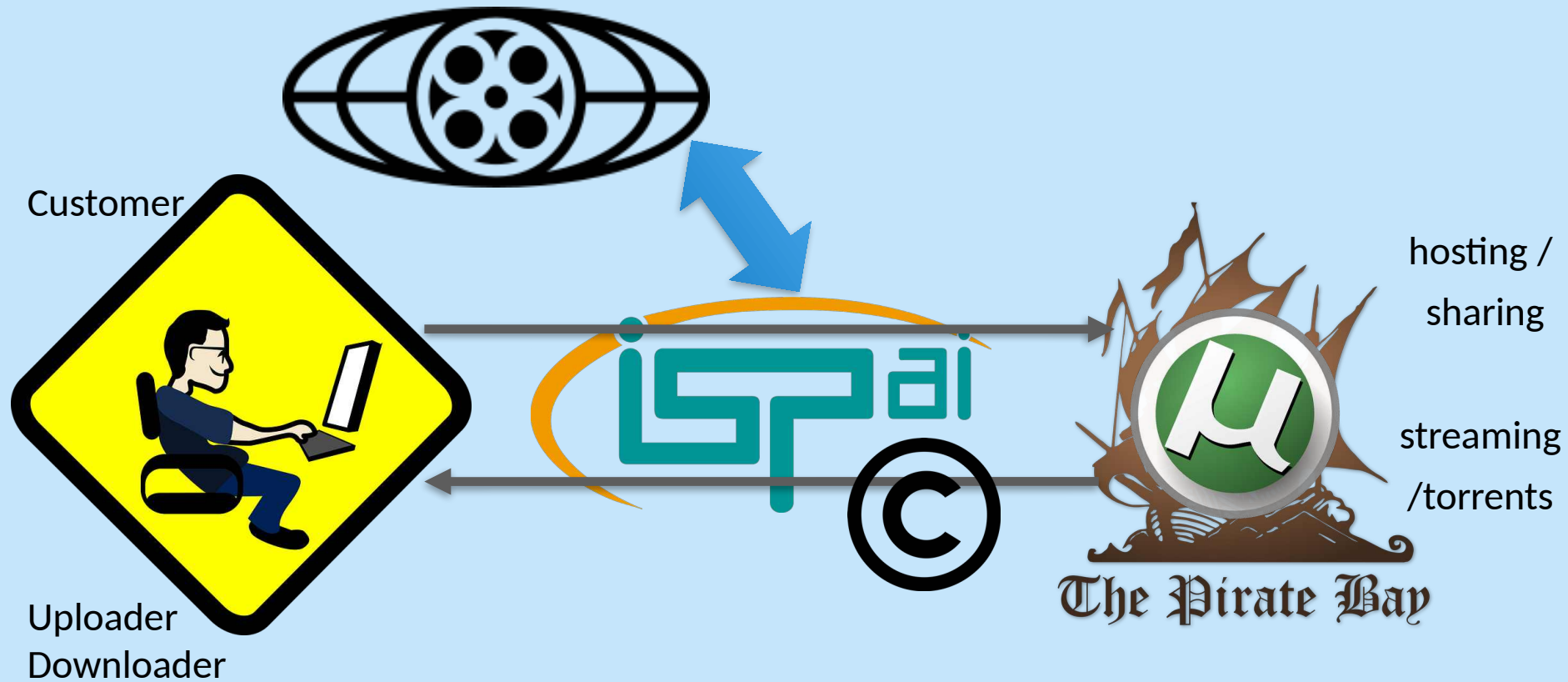


hosting /  
sharing

streaming  
/torrents



# Injunctions



# Concluding Advice



KEEP CALM BUT DON'T BREAK  
ANY COPYRIGHT LAWS!

all rights reserved!!

# Censorship

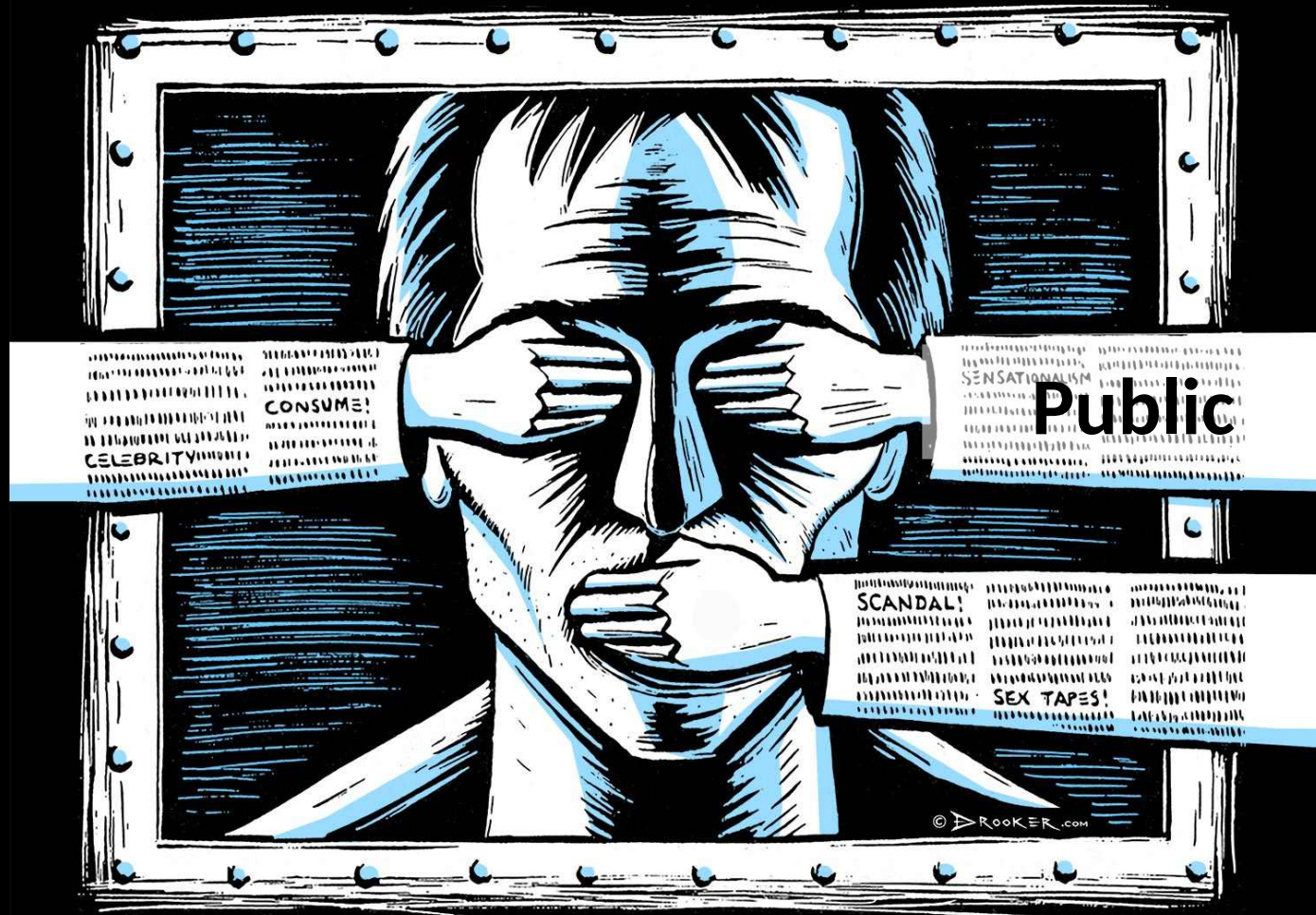




# Censorship



# Censorship





# Censorship



# Freedom of Expression



## BUNREACT NA hÉIREANN CONSTITUTION OF IRELAND

# Freedom of Expression: Article 40(6)

1° The State guarantees liberty for the exercise of the following rights,

(i ) The right of the citizens to express freely their convictions and opinions.

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The publication or utterance of blasphemous, seditious or indecent matter is an offence which shall be punishable in accordance with law.

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# Freedom of Expression: Article 40(6)

1° The State guarantees liberty for the exercise of the following rights, subject to public order and morality: –

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The education of public opinion being, however, a matter of such grave import to the common good, the State shall endeavour to ensure that organs of public opinion, such as the radio, the press, the cinema, while preserving their rightful liberty of expression, including criticism of Government policy, shall not be used to undermine public order or morality or the authority of the State.

The publication or utterance of \_\_\_\_\_ seditious or indecent matter is an offence which shall be punishable in accordance with law.

# Murphy v IRTC

[1991] 1 IR 120, [1998] 2 ILRM 360

## What think ye of Christ?



MAT. 22 - v42



## Whose son is he?

Will you like Peter, boldly say *"I believe He is the son of the living God"*. If so, what is your belief based on? The Apostle Paul said, *"If Christ be not risen our faith is in vain"*. 1 Cor. 15 - v14  
The Resurrection of Christ, therefore, is central to our Christian faith.

The Irish Faith Centre will present, for the whole of Easter Week, an hour long video by Dr. Gene Scott Ph.D., on the evidence for the Resurrection, commencing on:  
Monday 14th April to Saturday 19th April every night at 8.30pm and Sunday 20th April at 11.30am  
All are welcome to come and see it.

### Irish Faith Centre

360a Nth. Circular Rd, Doyles Corner,  
Phibsborough, Dublin 7.  
[WWW.IRISHFAITHCENTRE.IE](http://WWW.IRISHFAITHCENTRE.IE)

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## Restriction



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**R**estriction

**R**ight



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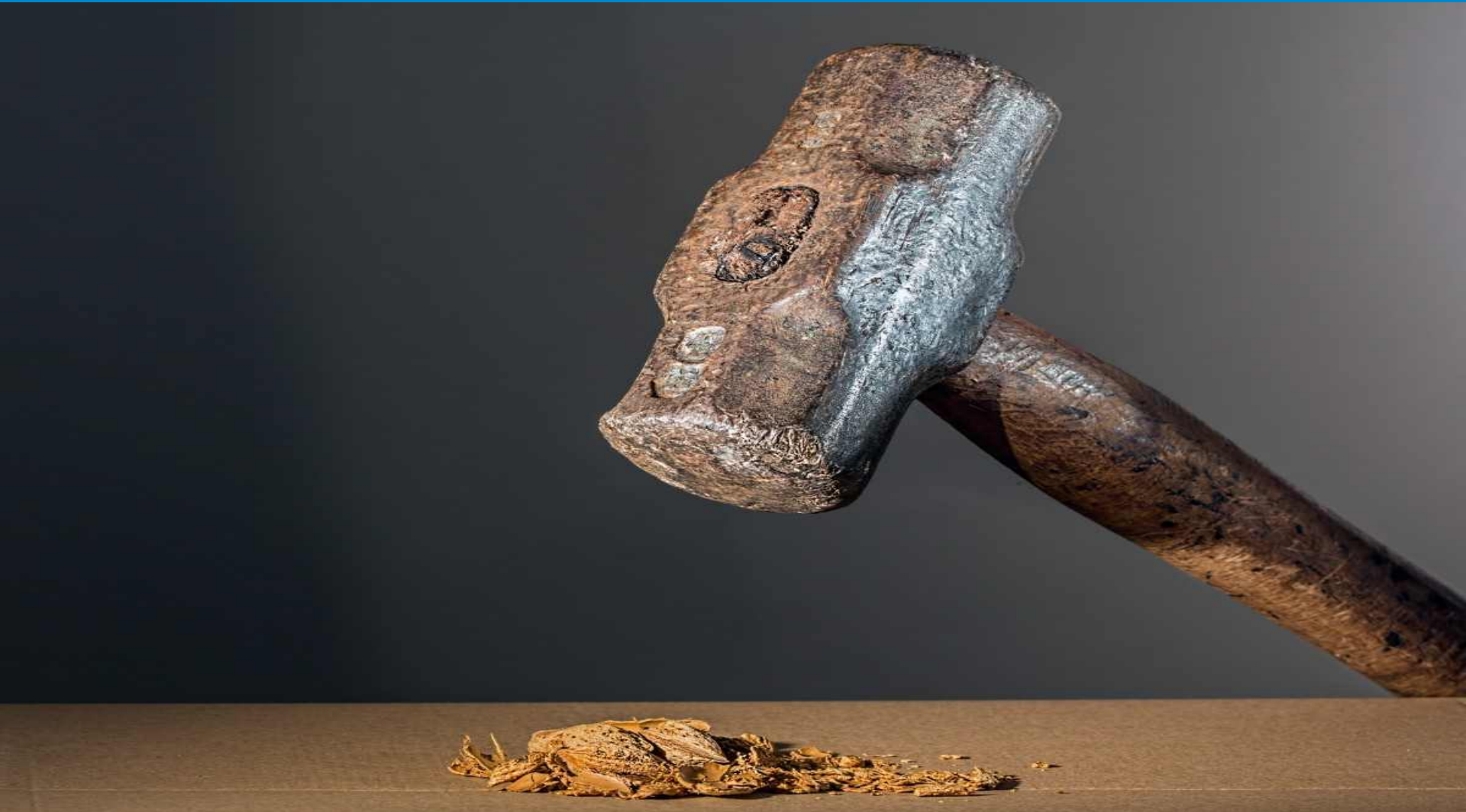
Restriction

Right

Reason

Review

# Review Proportionality



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[1991] 1 IR 120, [1998] 2 ILRM 360

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4 Rs

Restriction

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# What is this?



# *What I'd miss?*





Any questions?

