

# Copyright Legislation & Commentary 2005/2006

## LexisNexis Butterworths - Why Are Copyright Laws Important?



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### Pros & Cons of Copyright Laws

With one important exception, you should assume that every work is protected by copyright unless you can establish that it is not. Special thanks to Matthew Kopel for maintaining this document.

### Copyright Term and the Public Domain in the United States

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### U.S. Copyright Office

Tom Chmielewski is a longtime journalist with experience in newspapers, magazines, books, e-books and the Internet. The authors of a joint work are co-owners of a single copyright in the work.

### Copyright law of the United States

The court found that the actions of the school board would have a detrimental effect on the market of the commercially produced programs and that the use was not a fair use.

### Copyright

The downside: the images are often expensive, and Getty is one of the biggest purveyors of cease and desist emails so make sure you pay for them!.

### Copyright

The court, however, distinguished Perfect 10 v. The Second Circuit also noted that while YouTube could be held liable for willful blindness, this standard did not impose an affirmative duty to seek out infringing activity. Second, the parties must expressly agree in a written, signed instrument that the work will be considered a work made for hire.

### **Copyright law of the United States**

The United States signed the Marrakesh Treaty on October 2, 2013 but has yet to ratify it. The compiler, or author of the collection, owns copyright in the expression he or she contributed, which is primarily the selection and arrangement of the separate contributions, but may include such things as a preface, advertisements, etc.

### **Copyright Term and the Public Domain in the United States**

This applies to both a winning plaintiff copyright owner and a winning defendant accused infringer. Based on the limited quotations actually displayed to the user, Google has argued that its use of the books falls under the fair use provision of the Copyright Act. If a work of corporate authorship, 95 years from publication or 120 years from creation, whichever expires first 1925 through 1963 Published with notice but copyright was not renewed None.

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