Intellectual Property
Today’s Lecture – Intellectual Property

- Types of Copyright
- Computer copyright issues
- Copyright and the Internet
- Fair Dealing in Australia
- Patents
- International IP
- University Policy
- Common Problems
Types of Copyright

- Literary Works – including source code
- Artistic Works
- Dramatic Works
- Musical Works in written form
- Sound Recordings
- Films

- Broadcasts
- Online Transmission
- Right of Reproduction
Computer Copyright Issues

- Operating System
- Applications
- Enhancements
- Programs
- Menus
- “Look and Feel”
- Data
- Data Formats
- Re-Sale
- Software may be a copyright work and a patent
Copyright and the Internet

- Site Licences
- Public Domain declarations
- Infringing online copyrights
- Password areas
- Warez sites
- Jurisdiction
- Deep-Linking
- Creative Commons
Fair dealing in Australia

- Fair dealing and sampling
- Copyright clearances
- Crediting contributors
- Reproduction rights
- Responsibilities of Networks (ISPs, Universities, Colleges, Businesses)
- AU-USA FTA, Anti-Counterfeiting TA (ACTA)
Patents

- Different law to copyright
- Must be a novel manufacture or process
- 20 years exclusive economic rights
- Country by country, except the Internet
- Patent trolls
- New US laws on patent trolls
International IP Laws

- Original Paris and Berne Conventions now WIPO
- Trade agreements (TRIPS, Free Trade, Trans-Pacific Partnership)
- New rights for owners – longer terms, ban on reverse-engineering, criminalising copying, ISP liability, broadcasting right, border checks.
- European Union vs USA – Moral rights, software patents, anti-bundling
- Fair use in the USA vs Fair Dealing in Australia
- Zone pricing – books, software, movies, music
UWA IP Policy

- Default position – Students own their own IP
- Academic Board Policy on taping & transmitting lectures
- Ownership and Free Licences
- Staff and Student collaborations
- Contracted research
- MOOCs
- Theses
Common problems

- Collaborative Works
- Educational Purposes
- Out of print
- Photographs
- Translations and interoperability
- Updates (texts and software)
- Copyright agreements
Thank you – any questions?

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