

*Посвящается памяти
Елены Виссарионовны
Кулагиной*

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INTELLECTUAL
PROPERTY LAW
IN DIGITAL AGE

PARADIGM OF BALANCE
AND FLEXIBILITY

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Jurisprudence
2013

Е.А. Войниканис

ПРАВО
ИНТЕЛЛЕКТУАЛЬНОЙ
СОБСТВЕННОСТИ
В ЦИФРОВУЮ ЭПОХУ

ПАРАДИГМА
БАЛАНСА И ГИБКОСТИ

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Настоящая книга является первым в российском и зарубежном праве исследованием, посвященным формированию новой парадигмы права интеллектуальной собственности под влиянием экономики информационного общества.

Автором обосновывается тезис о свободном потоке информации как ценности, требующей правовой защиты, а также о двух базовых принципах новой парадигмы – балансе интересов множественных субъектов и гибкости методов регулирования. Вывод о потребности в системном преобразовании права интеллектуальной собственности опирается на результаты анализа обширного фактического материала и тенденций в развитии международной практики регулирования.

Рекомендовано специалистам в праве интеллектуальной собственности, ученым и студентам, а также всем интересующимся проблемами правовых условий развития науки и культуры в цифровую эпоху.

This book is the first research monograph in Russian and foreign law to map out the formation of a new paradigm of intellectual property law within the information economy.

The author considers the free flow of information as a social value which has to be protected, and puts forward the basic principles of the new paradigm – balance of interests between multiple subjects and flexibility of regulation. The conclusion about the need for systemic change of intellectual property law rests on the analysis of extensive factual material and of trends in the international regulatory practice.

The book can be recommended to specialists in intellectual property law, academics and students, as well as to all those interested in understanding the legal aspects of scientific and cultural progress in the digital age.

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CONTENTS

| | |
|---------------------------|---|
| INTRODUCTION | 3 |
|---------------------------|---|

Part 1 **THE PARADIGM SHIFT IN THE MODERN LAW**

| | |
|--|-----|
| Chapter 1. Modern law and the socioeconomic context | 11 |
| § 1. Globalization and law | 11 |
| § 2. Economy and law in the digital age | 27 |
| Preliminary notes | 27 |
| Network society and network effects | 32 |
| Web 2.0 and new economic models | 40 |
| Gift economy and its role within the modern world | 55 |
| § 3. Information technologies and law | 71 |
| Introduction | 72 |
| Information as the object of scientific knowledge and the pseudo-problem of legal definitions | 75 |
| The law and/or technologies? | 84 |
| Neutrality as the principle of legal regulation | 91 |
| Two sides of the same coin: information and intellectual property . . . | 105 |
| Chapter 2. Paradigms in the law: theory and practice | 114 |
| § 1. The notion of paradigm in natural and human sciences | 115 |
| § 2. What is the real meaning of «paradigm shift»? | 123 |
| § 3. The paradigm shift in modern law: statement of the problem | 127 |
| Chapter 3. The formation of intellectual property law: the lessons of history | 135 |
| § 1. Privileges: at the origins of patent and copyright law | 139 |
| § 2. The history of enactment of the first laws | 144 |
| § 3. The images of romantic author and genius inventor: the formation and evolution | 152 |
| § 4. Patents and the progress of science and technology | 165 |

| | |
|---|-----|
| Chapter 4. The current paradigm of intellectual property law | 175 |
| § 1. General description of the current legal paradigm | 175 |
| § 2. The symptoms of crisis: preliminary notes. | 194 |

Part 2
«PHENOMENOLOGY»
OF THE INTELLECTUAL PROPERTY LAW
IN THE DIGITAL AGE

| | |
|---|-----|
| Chapter 1. Examples of problems and contradictions of the current system of regulation | 210 |
| § 1. Intellectual property law and human rights in information society | 210 |
| § 2. The dichotomy of form and content: self-evident legal concept applied in new conditions | 218 |
| § 3. Free reproduction for personal use: conventional notion and new problems | 237 |
| History of the issue | 237 |
| A «modern approach» or a necessary correlation between free reproduction for personal use and the author's remuneration | 239 |
| Free reproduction for personal use and advanced data transfer technologies: recent initiatives | 252 |
| Conclusions. | 263 |
| § 4. Legal protection of news. | 265 |
| The core of the problem | 266 |
| International regulatory practices | 267 |
| The current situation in Russia | 272 |
| Conclusions. | 278 |
| § 5. How to protect computer programs? | 278 |
| § 6. Internet intermediaries – «the burden of obligations». | 288 |
| General observations | 288 |
| International regulatory practices for Internet intermediaries liability | 290 |
| Monitoring and blocking of access to information in Internet. | 299 |
| The problems of protection of intellectual products in p2p networks | 305 |
| The review of recent legislative initiatives | 315 |
| § 7. Digitization as problem and task. | 352 |

| | |
|---|-----|
| Chapter 2. Competition regulation and intellectual property law | 361 |
| Problem statement | 362 |
| Information technologies and competition | 365 |
| Competition law and patents | 367 |
| Competition law and copyright | 369 |
| Competition and intellectual property law: international regulation | 371 |
| Competition Law and License Agreements in the European Union and United States | 373 |
| Conclusions | 378 |
| | |
| Chapter 3. Free licenses: legal nonsense or a step towards the new paradigm? | 379 |
| § 1. Introduction | 379 |
| § 2. Free software | 382 |
| Brief historical introduction | 382 |
| The «philosophy» of free software | 385 |
| The free software phenomenon: social, economic and legal dimensions | 389 |
| The benefits and problems of the use of free software by government agencies and organizations | 402 |
| § 3. The system of Creative Commons licenses | 408 |
| The place of Creative Commons licenses in the legal system | 408 |
| National modifications of Creative Commons licenses | 411 |
| Judicial practice | 419 |
| The legal status of Creative Commons licenses in the current Russian law | 421 |
| The new version of licenses: Creative Commons 4.0 | 433 |
| § 4. Legalization of free licenses in Russian Federation | 437 |

Part 3
THE FORMATION OF NEW PARADIGM
OF INTELLECTUAL PROPERTY LAW

| | |
|---|-----|
| Chapter 1. Breach of balance between the interests of authors (inventors), business and society | 454 |
| | |
| Chapter 2. The interests of modern society and the intellectual property law: on the threshold of change | 463 |
| § 1. Commercialization of knowledge and open science | 463 |

| | |
|--|------------|
| § 2. Libraries and museums: realizing their own interests | 486 |
| § 3. Main declarations related to the reform of intellectual property law | 490 |
| § 4. European experience: recent initiatives | 494 |
| § 5. Russia: between words and actions | 500 |
| Chapter 3. The paradigm of balance of interests and flexibility of regulation | 504 |
| § 1. «Balance of interests» as criteria for effective regulation | 505 |
| § 2. Conclusion | 510 |
| LIST OF REFERENCES | 525 |