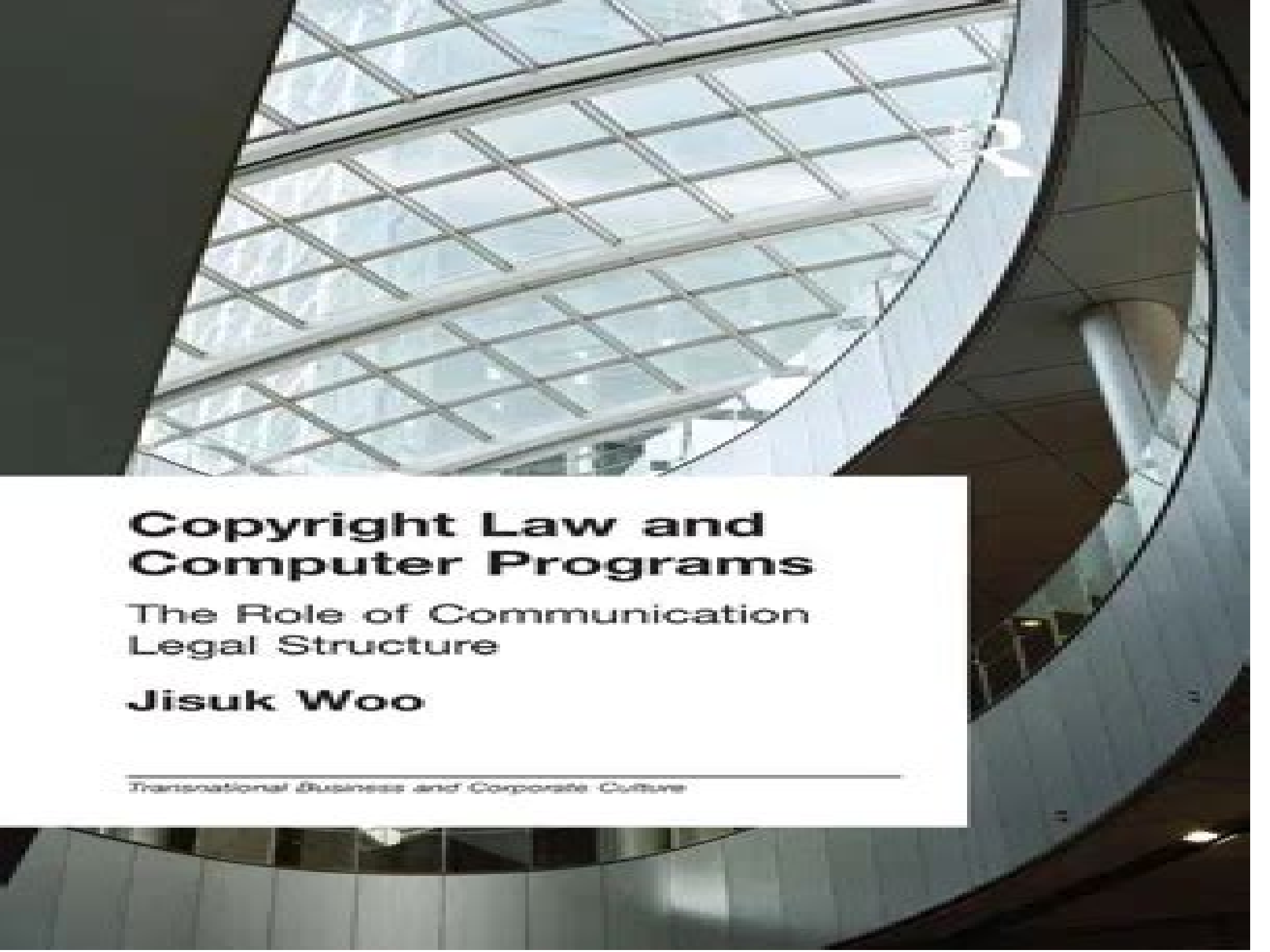




Copyright Law and Computer Programs

The Role of Communication
Legal Structure

Jisuk Woo

Transnational Business and Corporate Culture

Copyright Law And Computer Programs

Ashwin van Rooijen



Copyright Law And Computer Programs:

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Copyright Law and Computer Programs Jisuk Woo, 2000 First Published in 2000 Routledge is an imprint of Taylor Francis an informa company *How to Copyright Software* M. J. Salone, 1984 Textbook commenting on copyright legislation in the USA pertaining to computer programmes discusses protection of derivative works copyright duration registration deposit requirements international agreements Universal Copyright Convention Berne Convention etc and other law providing supplementary protection

Copyright Law and Computer Programs Jisuk Woo, 2014-06-03 This book analyzes U S federal cases on the copyright protection of computer software programs to examine the role of communication in legal decision making process It is the first to apply Anthony Giddens theory of structuration to analyze law in a systematic and empirical way Previous studies considered law to be independent objective and neutral and even those that considered social structures and actors focused on economic and political factors Employing the framework of the author the work and the use this study attempts to show how relationships and struggles of the parties are actually manifested through communication and how the strategic communication of the parties influences the structural environment of copyright law There has been a long running debate over whether and how the copyright law evolved from the era of the print technology should be applied to computer programs a new work of authorship Contrary to some cautionary arguments that modern copyright law tends to protect copyright holders while disregarding authors rights the struggle between developers and non developers rather than between copyright holders and non copyright holders was clearly manifested in legal arguments The construct of authorship has been modified yet remained central in copyright discourse On the other hand the concept of the user despite the significance of users in copyright regime has yet to be developed to play an important role in the legal arguments Moreover the factor of whether the party was a developing entity was found to be a single most important factor influencing the courts decisions But only when the party could successfully present itself as the one involved with developing activities the court was more likely to accept its argument than the other party s Therefore it was the legitimacy gained by communicating the nature of the party rather than the nature of the party itself that made the difference in the ways the courts made decisions This book presents how in this process of strategic communication the structure of copyright law was reproduced and

transformed Computer software & intellectual property. United States. Congress. Office of Technology Assessment, 1990

Software, Copyright, and Competition Anthony L. Clapes, 1989-11-06 This book deals comprehensively with the question of the scope of copyright protection for computer programs Offering a unique blend of scholarship technical rigor and readability it dispels the confusion and controversy that surround the application of copyright law to computer programs Through an orderly development of facts and analysis it shows why the copyright law is the appropriate regime for software protection and explains the nature of copyright protection for software Alternating between essay format and case study the book provides expert counsel to those interested in this interface between technology and law Software Copyright and Competition The Look and Feel of the Law is undoubtedly one of the best pieces of legal scholarship in any subject this editor has ever had the pleasure to read As to its subject matter it is the best analysis of look and feel written to date The book is very readable Not only does the author explain the law for the non lawyer but he explains the zen of computer programming to the non programmer With wit and insight he puts to rest the many old wives tales the legal community believes about programmers In the best of all possible worlds this book would be mandatory reading for any judge or arbitrator faced with a look and feel case The Software Law Bulletin January 1990 Two forces innovation and imitation fuel the intense competition that underlies the dramatic technological progress taking place in the computer industry As the competitive battleground shifts increasingly to the software sector a vigorous debate has arisen over whether the principal legal regime for protecting the asset value of computer programs the copyright law encourages or inhibits that competition Industry executives computer lawyers law professors and lawmakers alike are participating in the debate the outcome of which will quite literally shape the future of the computer industry This book deals comprehensively with the question of the scope of copyright protection for computer programs Offering a unique blend of scholarship technical rigor and readability it dispels the confusion and controversy that surround the application of copyright law to computer programs Through an orderly development of facts and analysis it shows why the copyright law is the appropriate regime for software protection and explains the nature of copyright protection for software Alternating between essay format and case study the book provides expert counsel to those interested in this interface between technology and law **Intellectual Property Rights in**

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International Copyright in Computer Program Technology Brian Bandey, 1996 By taking readers through the processes by which software is developed and operates the author is able to highlight the various stages at which copyright issues may arise and to suggest solutions to them In the world of information technology all lawyers advising the company and corporate sectors are increasingly finding that they are faced with issues of computer program copyright protection that demand from them an understanding of both developing technologies and law This definitive text examines all of the principal technologies employed in the development manufacture use and general exploitation of computer programs and thereafter deploying the Law of Copyright in the UK USA and within the EU Whatever the size of company involved this work provides clear insight into a complex area of law impacting on all critical areas of company commercial and industrial practice

Copyright Protection of Computer Software in the United Kingdom Stanley Lai, 2000-06-26 This work analyses the scope of copyright protection for computer software in the United Kingdom and examines challenges for the future The work presents the case for the adoption and application of infringement methodology emanating from the courts in the United States resulting in a narrower scope of protection than is presently argued for by many UK academics practitioners and judges alike The work makes a careful evaluation of the efficacy of the various prevailing tests for infringement of copyright in software and their progenies suggesting an improved formula and advocating the utility of limiting doctrines to assist in the determination of substantial similarity of particular non literal software elements user interfaces and screen display protection The monograph also contains a detailed study of reverse engineering copyright defences permitted acts database protection and the copyright contract interface in the

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Computer Software L. J. Kutten,2002 **Protection of Computer Programs Under Japanese Copyright Law** Dennis S. Karjala,2014 The 1985 amendments to the Japanese Copyright Act represent one of the more detailed statutory approaches to computer program protection now in existence and it deals implicitly with a number of important problems that are already a source of dispute in other countries arising out of the decision to protect programs under copyright law There are good grounds for concluding that microcode is not protected at all under the revised Act and even if it is protected as a program work it can probably be copied to the extent necessary to design and build digital logic circuitry presenting an identical hardware appearance to the outside programmer While computer operating systems in general are program works protection in program works does not extend to program languages An operating system program can probably be copied to the extent necessary to present the application programmer with a programming language identical to that created by the copyrighted program This ensures that the first creator of a popular operating system does not achieve a de facto monopoly on all third party software written for that system The protection of program works does not extend to algorithms used in their creation which seems to mean that the organization and structure of a program are in the public domain and may be freely copied This ensures that program technology can develop freely like all other areas of technology While the Japanese Copyright Act recognizes an algorithm exception a liberal interpretation of the copying provisions is necessary to ensure the existence in practice of the opportunity to make effective use of the ideas contained in programs The statute expressly permits copying programs without the consent of the copyright holder only in very limited circumstances and putting them in human readable form for the purpose of extracting their ideas is not among them *Copyright Law Symposium* ,1992

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