

# Where is Serbia in Copyright & Patent wars?

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# Copyright & Patent legal services

Sounds familiar?

# Copyright vs. Patent

## noun

- the exclusive and assignable **legal right**, given to the originator for a fixed number of years, to print, publish, perform, film, or record literary, artistic, or musical material. **70 years** after death.
- he issued a writ for breach of copyright

## adjective

- protected by copyright.
- permission to reproduce photographs and other copyright material

## verb

- secure copyright for (material).
- copyrighted music downloaded illegally from the Internet

## noun

- a **government** authority or **licence** conferring a right or title for a set period, especially the sole right to exclude others from making, using, or selling an invention. **20 years** after registration.
- he took out a patent for an improved hammer

## adjective

- made and marketed under a patent; proprietary.
- patent milk powder

## verb

- obtain a patent for (an invention).
- an invention is not your own until it is patented

WTF?

Copyright vs. Patent

WTF?

Copyright vs. Patent



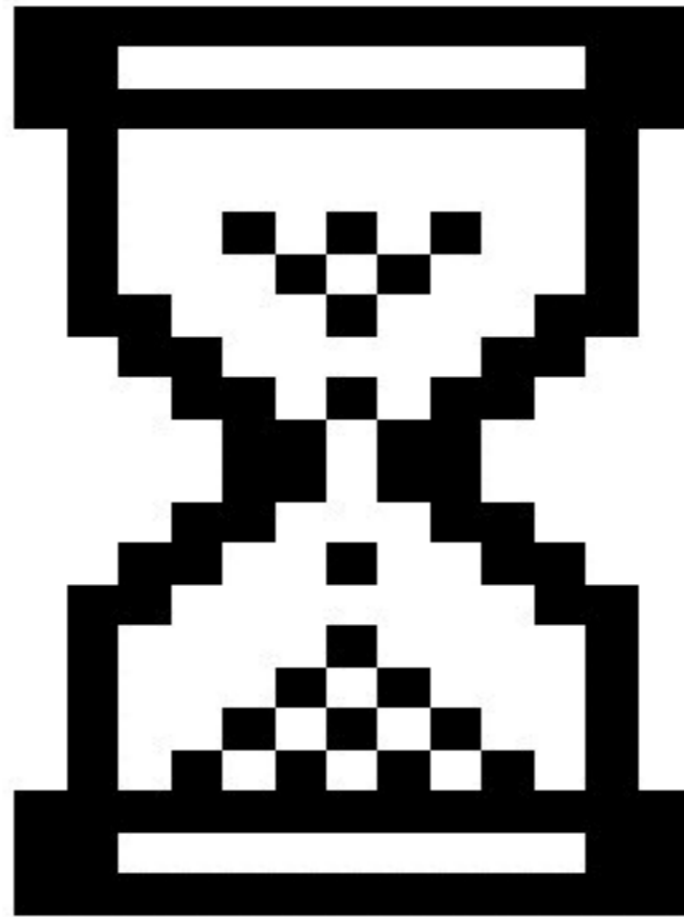
WTF?

Copyright vs. Patent



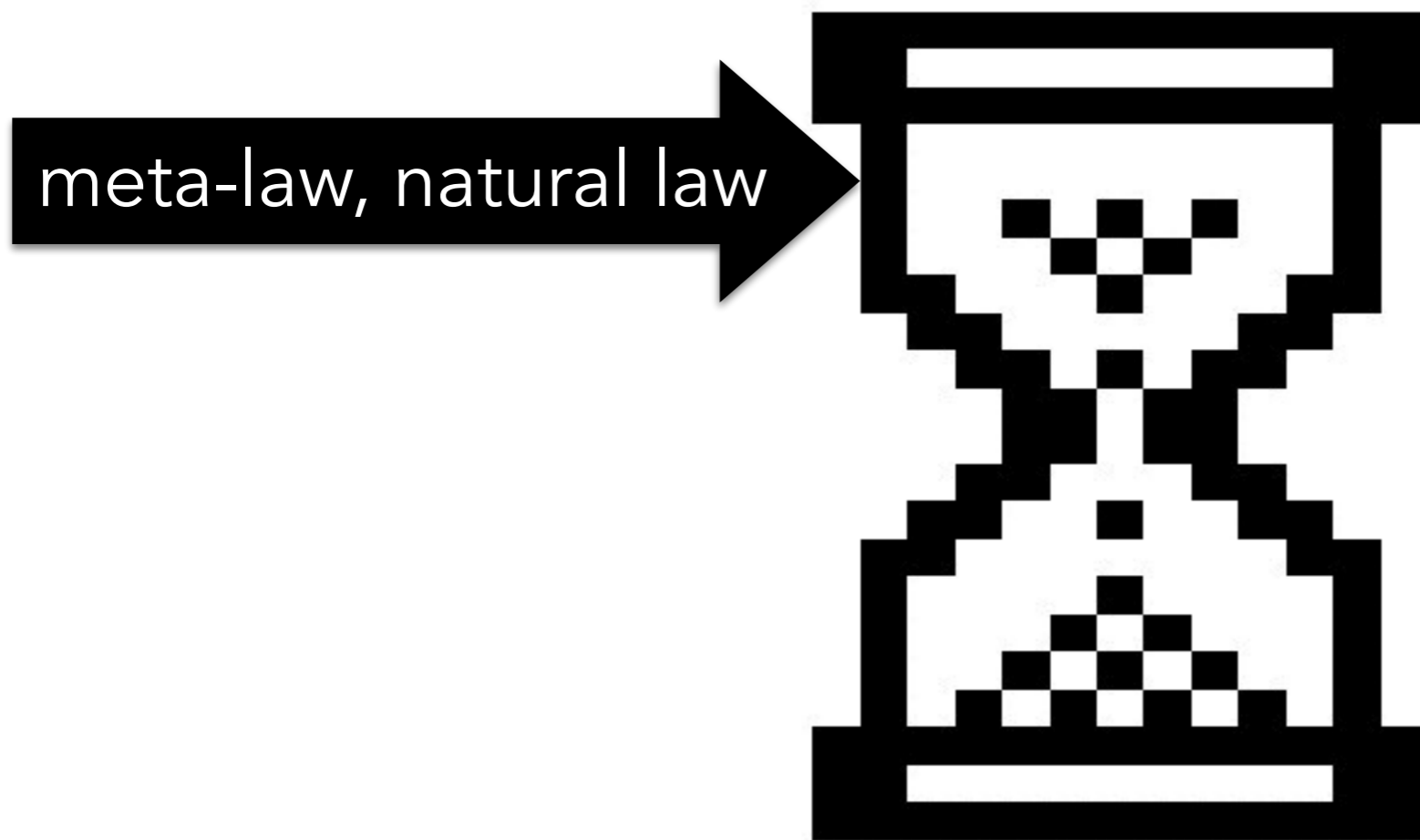
Where does the law come from?

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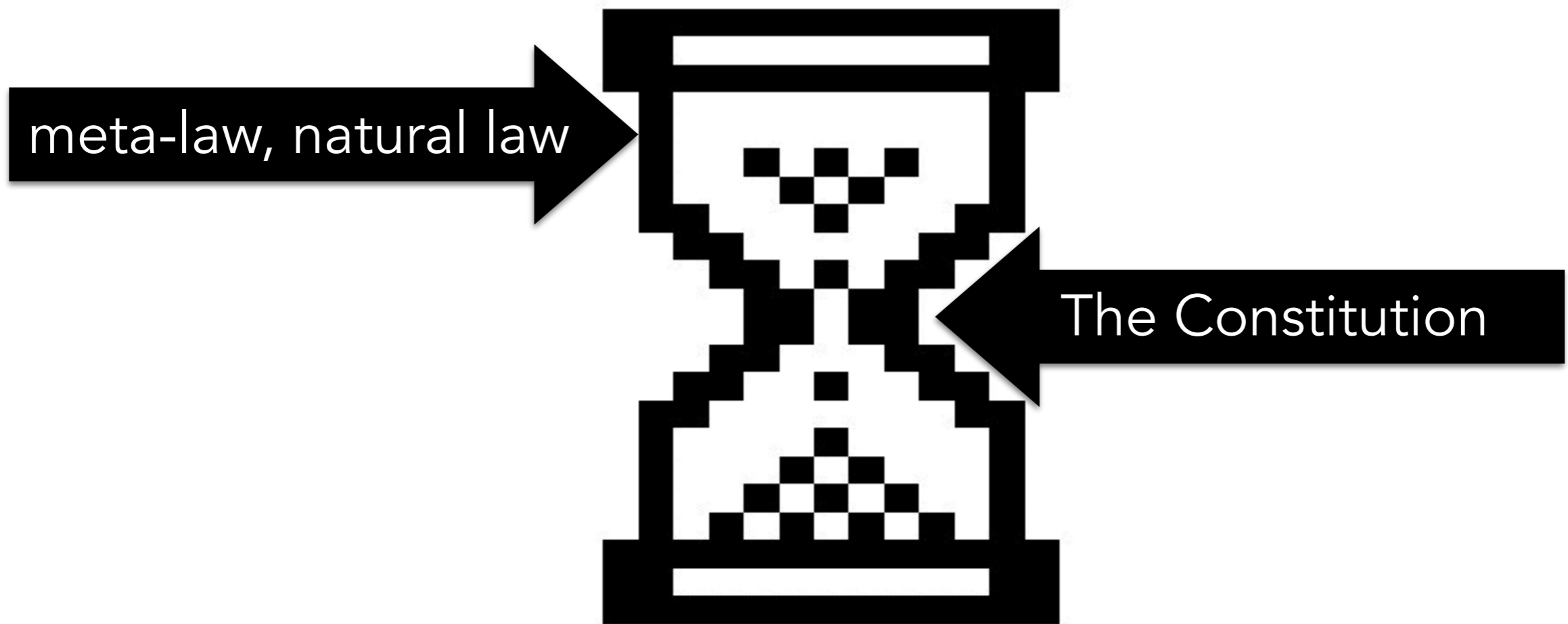




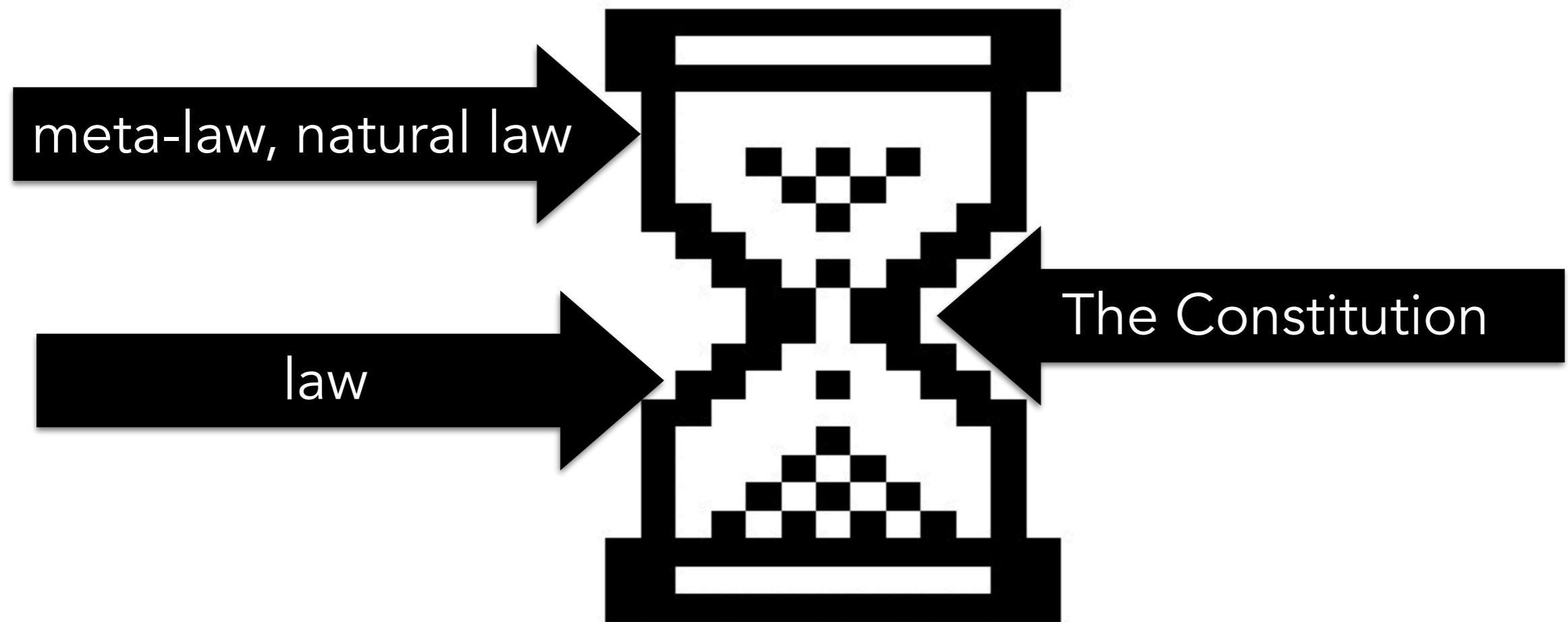
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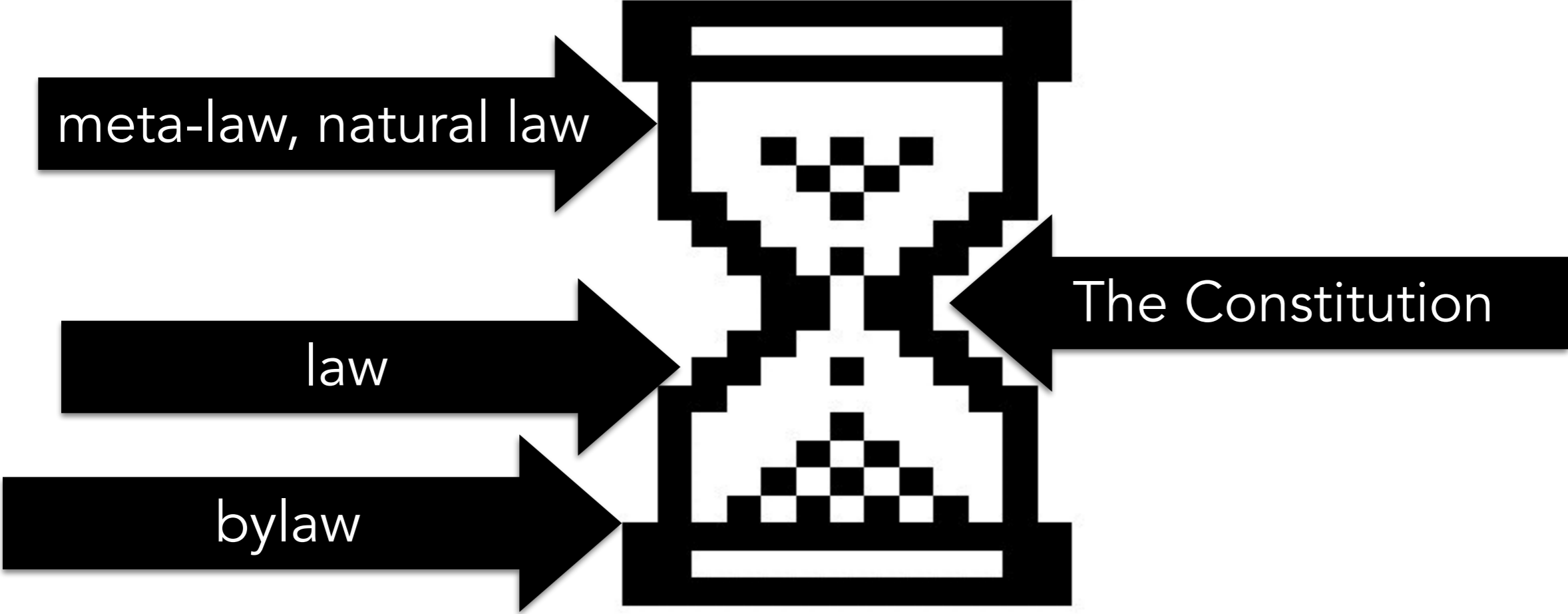
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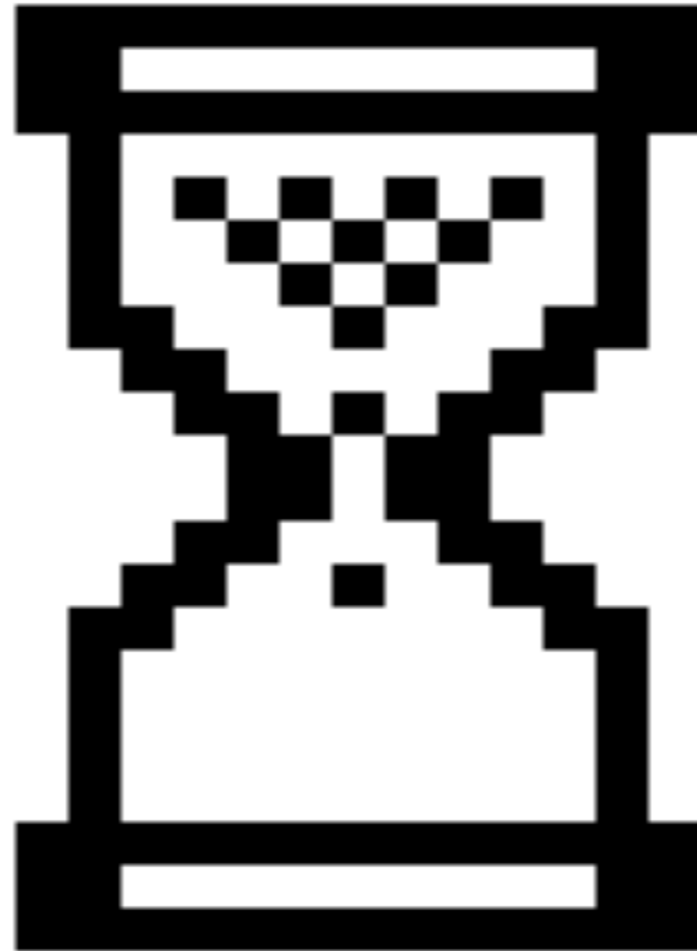
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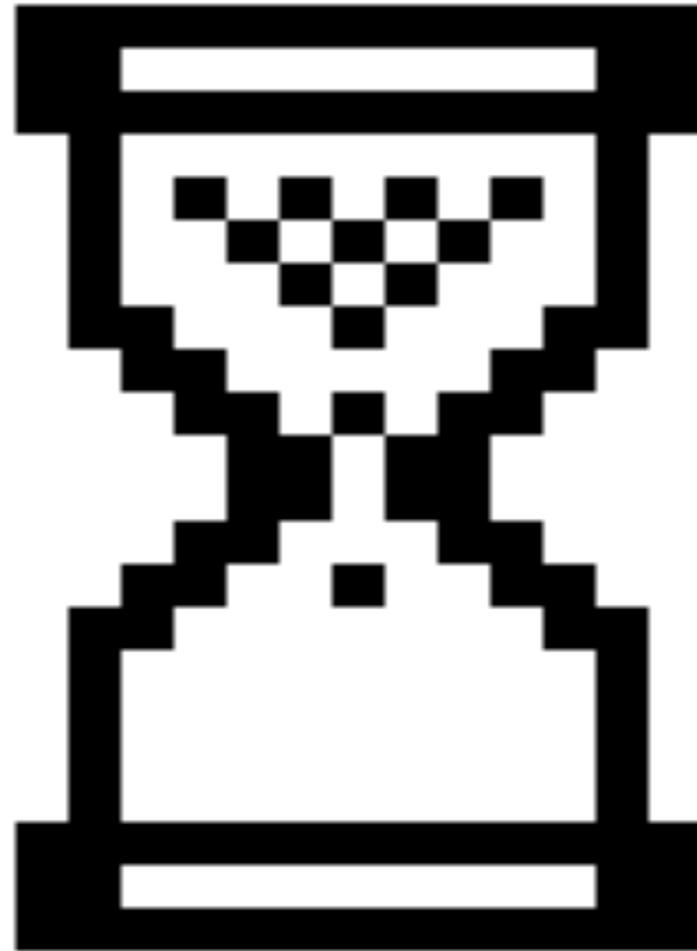
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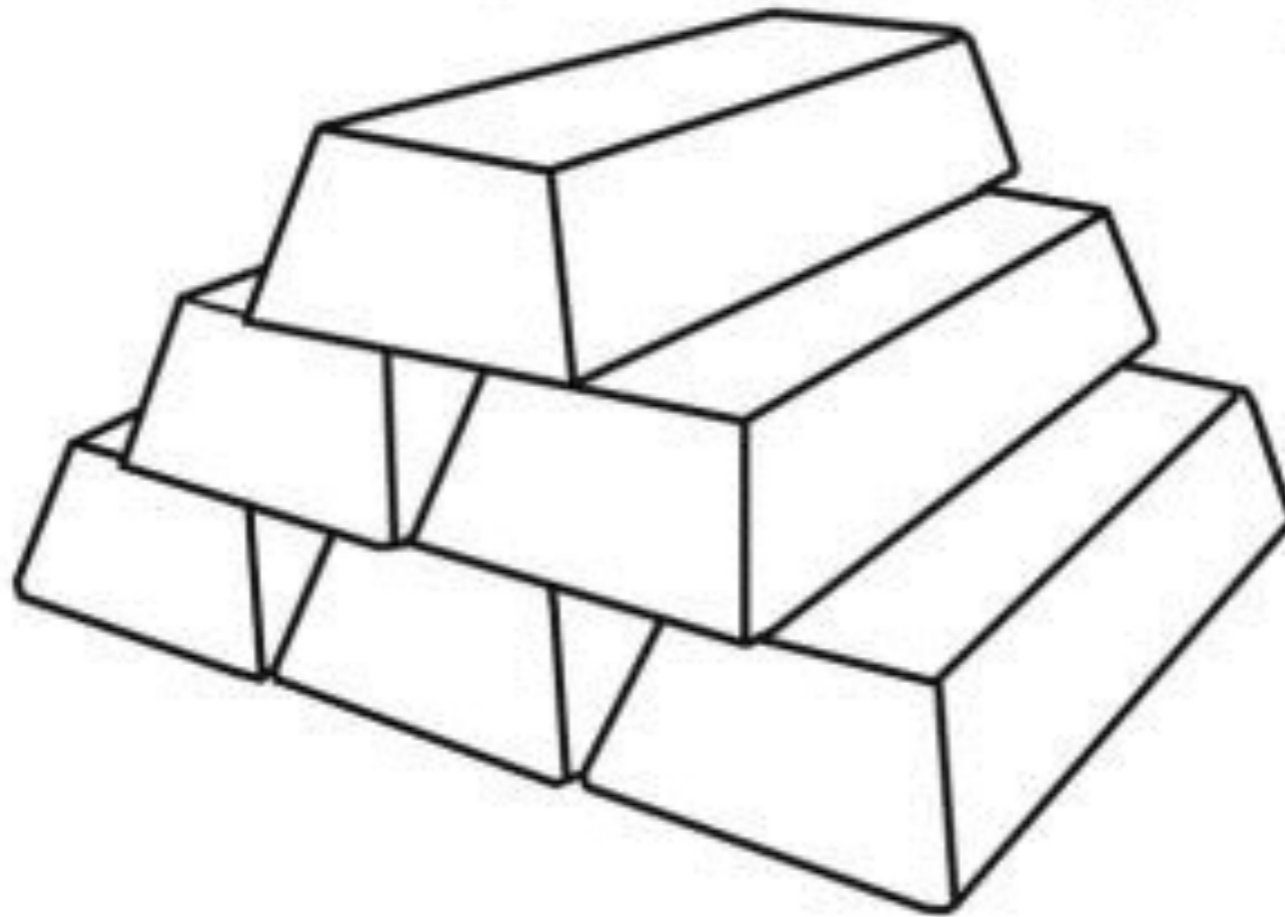


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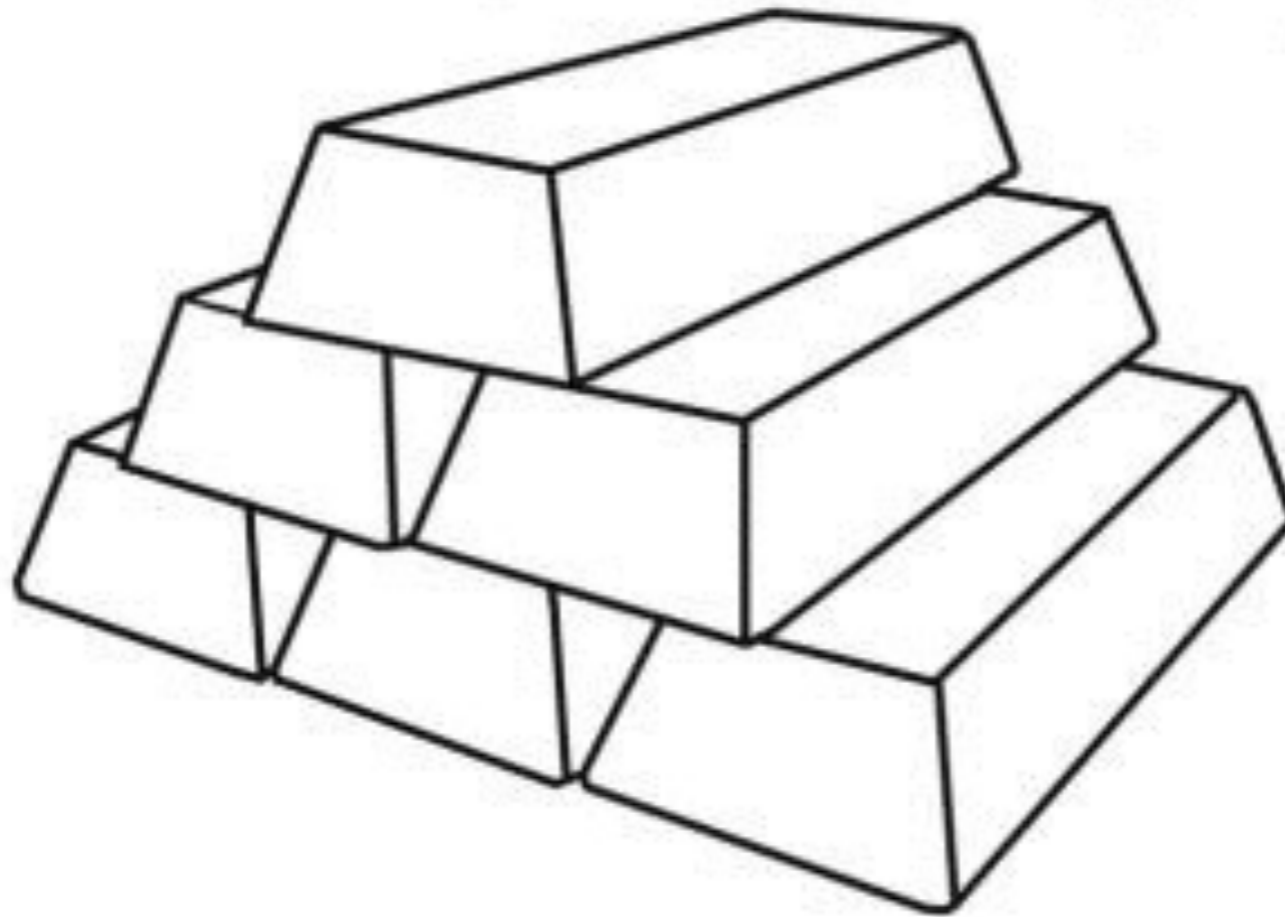
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Golden Rule:

Who has gold - makes the rules.

# What is the "law", almost?

## **SOPA - Stop Online Piracy Act**

- Provisions included the requesting of court orders to bar advertising networks and payment facilities from conducting business with infringing websites, and search engines from linking to the websites, and court orders requiring Internet service providers to block access to the websites. **Five-years prison time for streaming.**

## **PIPA - Preventing Real Online Threats to Economic Creativity and Theft of Intellectual Property Act**

- is proposed law with the stated goal of giving the US government and copyright holders additional tools to curb access to "**rogue websites dedicated to the sale of infringing or counterfeit goods**", especially those registered outside the U.S.

# What was ACTA?

## **ACTA - Anti-Counterfeiting Trade Agreement**

- is a multinational treaty for the purpose of establishing international standards for intellectual property rights enforcement. The agreement aims to establish an **international legal framework** for targeting counterfeit goods, generic medicines and copyright infringement on the Internet, and would create a **new governing body** outside existing forums, such as the World Trade Organisation, the World Intellectual Property Organisation, or the United Nations.

What is the result?



# Will ACTA come back?

## **TPP - Trans-Pacific Partnership**

- Member countries set the goal of wrapping up negotiations in 2012, but contentious issues such as agriculture, **intellectual property**, and services and investments have caused negotiations to continue into the present. Passage of the TPP is one of the primary goals of the Obama administration's trade agenda

# Direct approach!

## **Twitpic is shutting down**

- Posted yesterday!
- Twitpic will be shutting down September 25th.
- A few weeks ago Twitter contacted Twitpic legal demanding that they abandon their trademark application or risk losing access to Twitter API. This came as a shock, since Twitpic has been around since early 2008, and Twitpic trademark application has been in the USPTO since 2009.

# How much does it cost?

## **The ultimate cost is your freedom.**

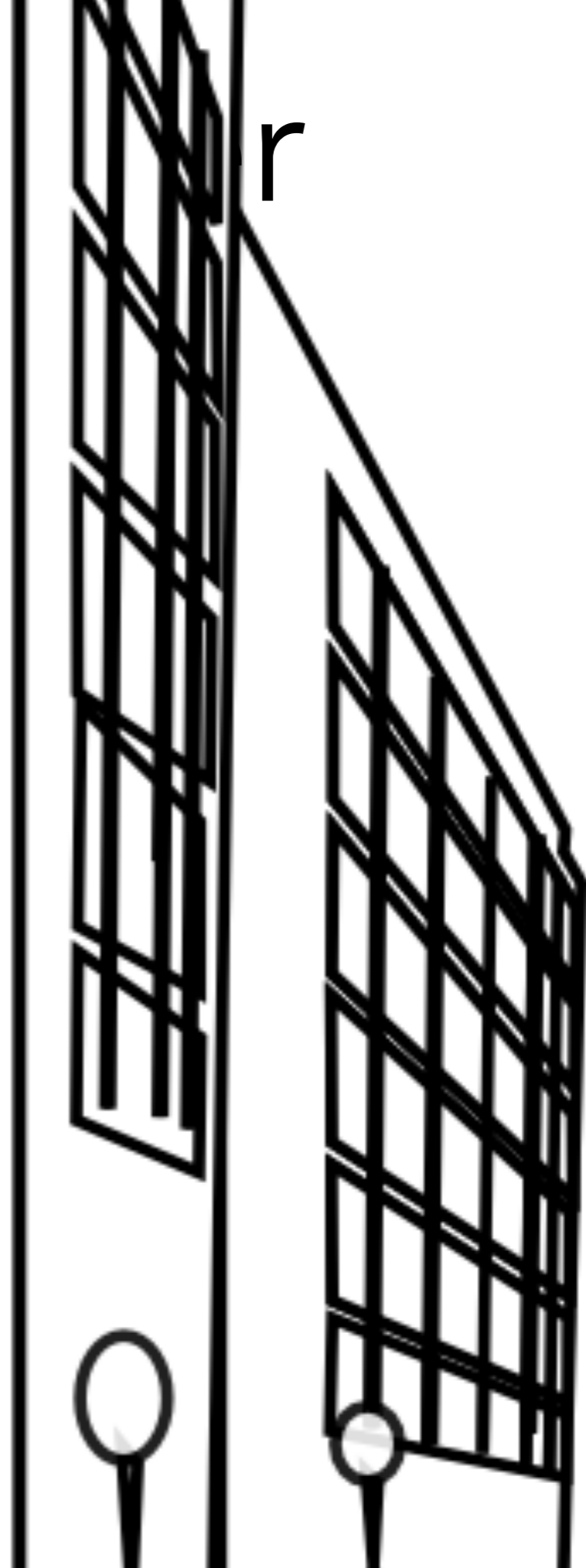
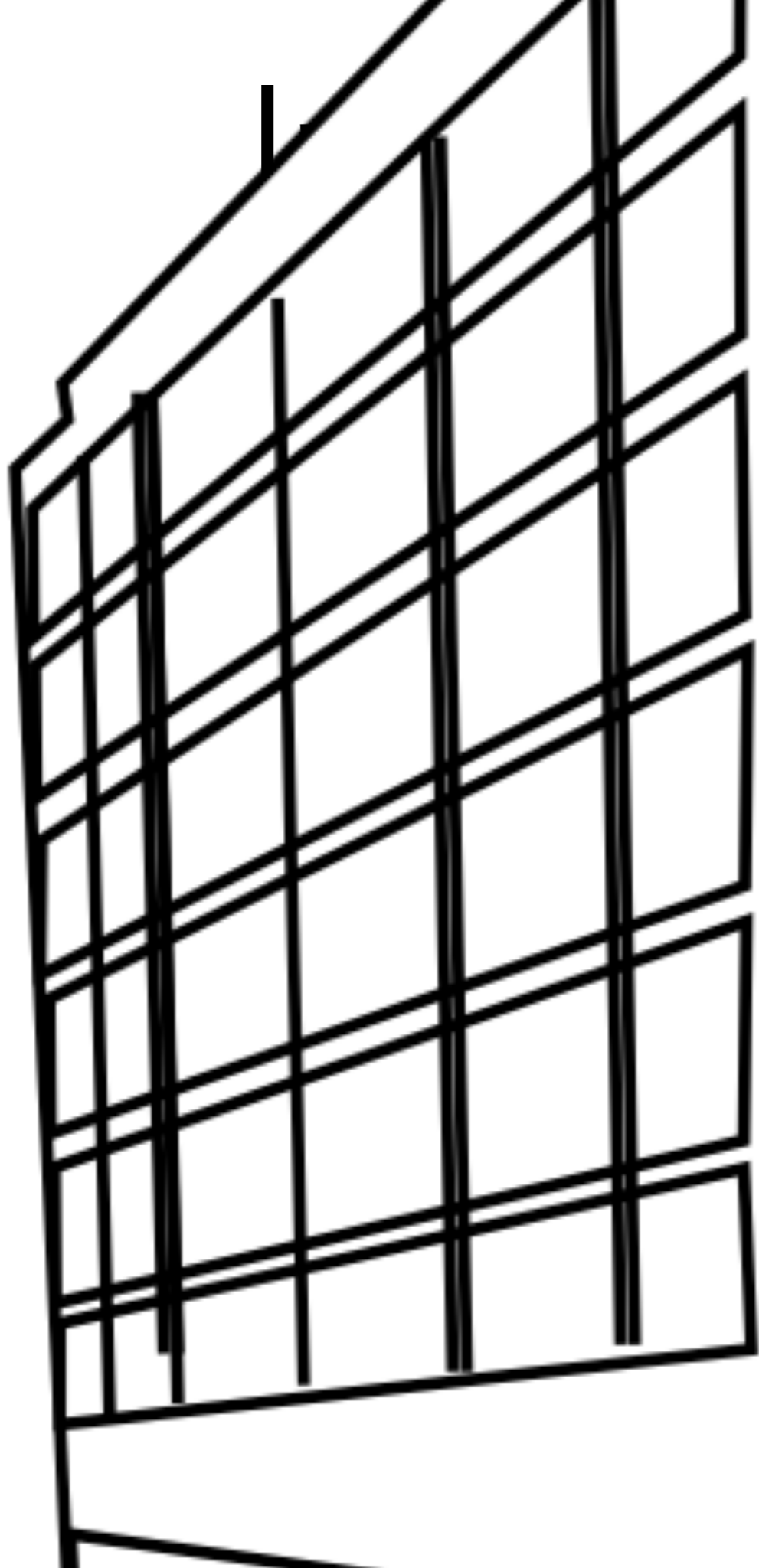
- Economic power?! Who actually has the money?
- “Imaginary layer in-between artist and consumer”  
- Ognjen Uzelac
- “Personally when it comes to rights, I think one of two things is true: either we have unlimited rights, or we have no rights at all.”  
- George Carlin

Imaginary layer



# Imaginary layer

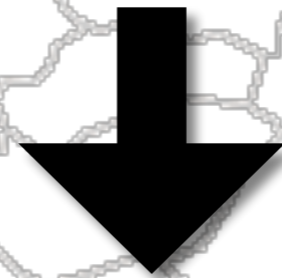




An outline map of Europe with country borders shown as thin grey lines. The map is centered on the continent, showing the British Isles to the west, Scandinavia to the north, and the Mediterranean coast to the south.

Where is Serbia?

Here.



# Serbian law

## **Original intellectual (spiritual) creation of an author**

- What is "original"?
- What is "intellectual (spiritual)"?
- "Legal standard" or "general clause".
- Disputes are resolved from case-to-case.

# Who will win?

## **New economic (read: legal) model**

- Artist-to-consumer based.
- No middle-man.
- Mass platforms for individual needs.

Thank you for the attention!

**@ptiki**