

**MINISTRY OF EDUCATION AND SCIENCE OF UKRAINE
WEST UKRAINIAN NATIONAL UNIVERSITY
FACULTY OF LAW**

Approved
Dean of the Faculty of Law

Serhii BANAKH

2024

Approved
Vice-rector for scientific and pedagogical
work

Victor OSTROVERHOV

2024

**WORK PROGRAM
on the discipline
International copyright law**

Higher education degree - bachelor
Field of knowledge – 29 International relations
Specialty – 293 International law
Educational and Professional Program – «International Law»

Department of International Law and Migration Policy

Form of study	Study year	Semester	Lectures	Practical classes	Individual work	Training,	Student Self study	Together	Exam/ Credit
Full-time	4	7	32	14	3	8	93	150	Credit

30.08.2024
[Signature]

Ternopil – WUNU, 2024

The work program was compiled by Associate Professor of the Department of International Law and Migration Policy, Associate Professor, PhD (Law) Hanna Poperechna.

The work program was approved at the meeting of the Department of International Law and Migration Policy, Minutes No. 1 of 26.08.2024

Head of the Department



Yaryna ZHUKORSKA

Considered and approved by the support group for specialty 293 International Law, Minutes No. 2 of 30.08.2024.

Head of the support group
of the specialty



Yaryna ZHUKORSKA

Guarantor of the EP



Lyudmyla SAVANETS

STRUCTURE OF THE WORK PROGRAM OF THE TRAINING DISCIPLINE "INTERNATIONAL COPYRIGHT LAW"

1. DESCRIPTION OF THE DISCIPLINE "INTERNATIONAL COPYRIGHT LAW"

Discipline "International Copyright law"	Field of knowledge, Specialty, Educational and Professional Program, higher education degree	Characteristics of the discipline
Number of credits ECTS - 5	Field of knowledge – 29 International relations	Discipline status: selective Language of study: english
The number of credits modules - 3	Specialty – 293 International law	Year of preparation - 4 Semester: - 7
Number of content modules -1	Educational and Professional Program - International Law	Lectures: 32 Practical classes: 14
Total hours - 150	Higher education degree – bachelor	Student-self study – 93 hours, training – 8 hours Individual work - 3 hours.
Weekly hours - 8 hours, including 3 hours of classroom hours.		Type of final control – credit

2 THE PURPOSE AND TASKS OF STUDYING THE DISCIPLINE “INTERNATIONAL COPYRIGHT LAW”

2.1. The purpose of studying discipline

The aim of the discipline "International Copyright Law" is a deep and thorough study by students of the peculiarities of the legal regulation of personal non-property and property relations in various civil law systems.

2.2. The task of studying the discipline:

To form the ability to: identify, formulate and evaluate problems in the field of international copyright law, apply tools, means and methods of international copyright law to solve them; master and freely operate with special legal terminology in the field of copyright of different countries; know the basic provisions of civil law in the context of intellectual property law of different countries; know the practice of applying civil law.

2.3. Learning outcomes:

As a result of studying student will be able to

- characterize the essence of copyright law;
- interpret the current legislation of different countries;
- apply in practice the rules of copyright law in the field of intellectual property law.

3. PROGRAM OF EDUCATIONAL DISCIPLINE “INTERNATIONAL COPYRIGHT LAW”

Topic 1. General characteristics of international intellectual property law.

Intellectual property law in Ukraine. Origin, formation and development of intellectual property. The concept of intellectual property and its types. The concept of intellectual property rights. The content of intellectual property rights. Legislation of Ukraine on intellectual property.

Recommended sources: 2, 3, 6, 11, 12.

Topic 2. Sources of legal regulation of intellectual property rights.

Concepts and types of sources of intellectual property law. System of sources of intellectual property rights. The Constitution of Ukraine as a source of intellectual property rights. Legal regulation of intellectual property rights by the norms of civil law. Special regulations. International intellectual property regulation system. Paris Convention on Industrial Property. Berne Convention for the Protection of Literary and Artistic Works. Other international conventions and treaties. Convention on the Establishment of the World Intellectual Property Organization.

Recommended sources: 2, 3, 6, 11, 12.

Topic 3. The concept and types of objects and subjects of intellectual property rights.

Concepts and types of objects of intellectual property rights. Concepts and types of copyright objects. Concepts and types of objects of related law. Concepts and types of objects of industrial property rights. Concepts and types of non-traditional objects of intellectual property rights. Creator as a subject of intellectual property rights. Types of creators: author, performer, inventor, innovator. Concepts and types of subjective rights of the subject of intellectual property rights. Concepts and types of personal non-property rights. Concepts and types of property rights.

Recommended sources: 4, 12, 15.

Topic 4. Legal protection and protection of intellectual property rights.

The concept of "protection" and "protection" of intellectual property rights. Forms of protection of intellectual property rights. Ways to protect intellectual property rights. The structure of the state system of legal protection of intellectual property.

Recommended sources: 4, 12, 15.

Topic 5. Copyright as an institution of intellectual property law.

History of the formation and development of copyright. Sources of legal regulation of copyright. Copyright objects. Unprotected objects. Origin and realization of copyright, subjects of copyright. Authors and co-authors. Personal intangible rights of the author. Property rights of the author. Free use of copyright objects. Plagiarism and its types. Contractual relations in copyright. Concepts and types of copyright agreements. Concepts and types of copyright agreements on the transfer of a work for use: publishing contract, production contract, screenplay contract, etc. Liability of the parties for breach of copyright agreement.

Recommended sources: : 2, 13, 16.

Topic 6. Related law as an institution of intellectual property law.

History of formation and development of related rights. Sources of legal regulation of related rights. Subjects and objects of related rights. Origin and exercise of related rights. Criteria for the protection of related rights. Rights of performers. Rights of phonogram producers. Rights of broadcasting organizations. Restrictions on the rights of performers, phonogram producers and broadcasting organizations. Organizations of collective management of property rights of authors.

Recommended sources: 5, 7, 9, 10, 14.

Topic 7. Industrial property law as an institution of intellectual property law. The role and importance of the aviation industry in Ukraine and their relationship.

History of formation and development of patent law, its system. Concepts, subject and principles of patent law. Sources of patent law. Objects and subjects of patent law. The concept of protection of patent law objects. The concept of the invention and its types. Terms of legal protection of the invention. Terms of patentability of the invention and their characteristics. Characteristics of patent owners' patents. Rights and responsibilities of patent owners.

The concept of industrial design and its types. Conditions for granting legal protection of an industrial design. Conditions of patentability of an industrial design and their characteristics. Characteristics of patents and patent holders. Rights and obligations of the patent owner. Procedure for obtaining a patent. The concept of utility model. Conditions for granting legal protection to a utility model. Conditions of patentability of a utility model and its characteristics. Characteristics of patents and patent holders. Rights and obligations of the patent owner. Procedure for obtaining a patent.

Recommended sources:

Topic 8. Non-traditional objects of intellectual property rights.

Intellectual property rights to the layout of an integrated circuit. Intellectual property right to an innovation proposal. Intellectual property rights for plant varieties, animal breeds. Intellectual property rights for commercial names. Intellectual property rights to trade secrets.

Recommended sources: 2, 3, 6, 11, 12.

Topic 9. Agreements in the field of intellectual property rights.

Concepts and types of agreements in the field of intellectual property rights. Contracts for the creation of intellectual property. Contracts for the use of intellectual property. License agreements, concepts and types. Exclusive license agreement and non-exclusive license agreement. Conclusion and basic conditions of license agreements for the use of intellectual property. Copyright agreements, concepts and types. Typical copyright agreements. Exemplary copyright agreements. License agreements for the use of scientific, literary and artistic works.

Recommended sources: 7, 12, 15.

4. STRUCTURE OF A CREDIT IN AN EDUCATIONAL DISCIPLINE "INTERNATIONAL COPYRIGHT LAW"

	<i>Number of hours</i>					
	Lectures	Practical classes	Student-self study	Individual work	Training,	Control measures
Topic 1. General characteristics of international intellectual property law. Intellectual property law in Ukraine.	2	1	10	1	4	Tests, questions, cases
Topic 2. Sources of legal regulation of intellectual property	2	1	10			Tests, questions, cases

rights.						
Topic 3. Concepts and types of objects and subjects of intellectual property rights.	4	2	10			Tests, questions, cases
Topic 4. Legal protection and protection of intellectual property rights.	4	2	10			Tests, questions, cases
Topic 5. Copyright as an institution of intellectual property law.	4	2	10			Tests, questions, cases
Topic 6. Related law as an institution of intellectual property law.	4	2	10			Tests, questions, cases
Topic 7. Industrial property law as an institution of intellectual property law. The role and importance of the aviation industry in Ukraine and their relationship.	4	2	10			Tests, questions, cases
Topic 8. Non-traditional objects of intellectual property rights.	4	1	10			Tests, questions, cases
Topic 9. Agreements in the field of intellectual property rights.	4	1	13			Tests, questions, cases
Together	32	14	93	3	8	

5. TOPICS OF PRACTICAL CLASSES ON THE DISCIPLINE "INTERNATIONAL COPYRIGHT LAW"

Practical lesson №1.

Topic: General characteristics of international intellectual property law.
Intellectual property law in Ukraine.

Questions for discussion:

1. The emergence, formation and development of intellectual property.
2. The concept of intellectual property and its types.
3. The concept of intellectual property rights.
4. The content of intellectual property rights. Legislation of Ukraine on intellectual property.

Recommended sources: 2, 3, 6, 11, 12.

Topic: Sources of legal regulation of intellectual property rights.

Questions for discussion:

1. The concept and types of sources of intellectual property rights.
2. The system of sources of intellectual property rights.
3. The Constitution of Ukraine as a source of intellectual property rights.
4. Legal regulation of intellectual property rights by civil law. Special regulations.
5. International system of intellectual property regulation.
6. Paris Convention on Industrial Property.
7. Berne Convention for the Protection of Literary and Artistic Works.
8. Other international conventions and treaties.
9. Convention on the Establishment of the World Intellectual Property Organization.

Recommended sources: 2, 3, 6, 11, 12.

Practical lesson № 2.

Topic: Concepts and types of objects and subjects of intellectual property rights.

Questions for discussion:

1. Concepts and types of objects of intellectual property rights.
2. Concepts and types of copyright objects.
3. Concepts and types of objects of related law.
4. Concepts and types of objects of industrial property rights.
5. Concepts and types of non-traditional objects of intellectual property rights.
6. Creator as a subject of intellectual property rights.
7. Types of creators: author, performer, inventor, innovator.
8. The concept and types of subjective rights of the subject of intellectual property rights.
9. The concept and types of personal non-property rights.
10. The concept and types of property rights.

Recommended sources: 4, 12, 15.

Practical lesson № 3.

Topic: Legal protection and protection of intellectual property rights.

Questions for discussion:

1. The concept of "protection" and "protection" of intellectual property rights.
2. Forms of protection of intellectual property rights.
3. Ways to protect intellectual property rights.
4. The structure of the state system of legal protection of intellectual property.

Recommended sources: 4, 12, 15.

Practical lesson № 4.

Topic: Copyright as an institution of intellectual property law.

Questions for discussion:

1. History of the formation and development of copyright.
2. Sources of legal regulation of copyright.
3. Copyright objects.
4. Unprotected objects.
5. Origin and exercise of copyright, subjects of copyright.
6. Authors and co-authors.
7. Personal intangible rights of the author.
8. Property rights of the author.
9. Free use of copyright objects

10. Plagiarism and its types. Contractual relations in copyright.
11. The concept and types of copyright agreements.
12. Concepts and types of copyright agreements on the transfer of a work for use: publishing contract, production contract, screenplay contract, etc.
13. Liability of the parties for breach of copyright agreement.

Recommended sources: 2, 13, 16.

Practical lesson № 5.

Topic: Related law as an institution of intellectual property law.

Questions for discussion:

1. History of the formation and development of related rights.
2. Sources of legal regulation of related rights
3. Subjects and objects of related rights.
4. The emergence and exercise of related rights.
5. Criteria for the protection of related rights.
6. Rights of performers. Rights of phonogram producers.
7. Rights of broadcasting organizations.
8. Restrictions on the rights of performers, phonogram producers and broadcasting organizations.
9. Organizations of collective management of property rights of authors.

Recommended sources: 5, 7, 9, 10, 14.

Practical lesson № 6.

Topic: Industrial property law as an institution of intellectual property law. The role and importance of the aviation industry in Ukraine and their relationship.

Questions for discussion:

1. The concept, subject and principles of patent law Sources of patent law.
2. Objects and subjects of patent law.
3. The concept of protection of patent law.
4. The concept of the invention and its types.
5. Conditions for granting legal protection of the invention.
6. Conditions of patentability of the invention and their characteristics.
7. Characteristics of the patent of patent owners.

Recommended sources: : 2, 3, 6, 11, 12.

Practical lesson № 7.

Topic: Non-traditional objects of intellectual property rights.

Questions for discussion:

1. Intellectual property rights to the layout of an integrated circuit.
2. Intellectual property rights to the innovation proposal.
3. Intellectual property rights to plant varieties, animal breeds, intellectual property rights to commercial names.
4. Intellectual property rights to trade secrets.

Recommended sources: : 7, 12, 15.

Topic: Agreements in the field of intellectual property rights.

Questions for discussion:

1. The concept and types of agreements in the field of intellectual property rights.
2. Contracts for the creation of intellectual property.
3. Contracts for the use of intellectual property.
4. License agreements, concepts and types.
5. Exclusive license agreement and non-exclusive license agreement.
6. Conclusion and basic conditions of license agreements for the use of intellectual property.
7. Copyright agreements, concepts and types.
8. Typical copyright agreements.
9. Exemplary copyright agreements.
10. License agreements for the use of scientific, literary and artistic works.

Recommended sources: 8, 13, 14

6. STUDENT-SELF STUDY ON THE DISCIPLINE "INTERNATIONAL COPYRIGHT LAW"

Student self-study is, as one of the forms of assimilation of educational material in the time free from compulsory classes and without the participation of a teacher, involves the personal-oriented organization of the student's self-education. The organization of student self-study requires special attention, because part of the questions of each topic are submitted for student self-study by students, and the material intended for learning during student self-study is submitted for the exam. Student self-study is ensured by the necessary educational and methodical means (including lecture notes, educational and methodical developments for student self-study of the discipline, periodicals). Students have the opportunity to study the educational material independently in the library, study rooms and computer classes using the Internet, as well as at home (when receiving the appropriate package of educational and methodological literature).

Student-self study is a type of extracurricular individual work of a student of an educational, educational and research nature, which is used in the process of studying the program material of an educational discipline and ends with an assessment. The goal is student self-study of part of the program material, systematization, deepening, generalization, consolidation and practical application of the student's knowledge from the training course and development of independent work skills.

Student self-study is aimed at deepening the student's knowledge, teaching him to think original, non-standard, independently, creatively. For this purpose, various tasks are offered regarding the preparation of scientific work (essays, scientific articles, theses), annotations to scientific articles, and participation in scientific conferences. The "Student self-study" module can be credited upon confirmation by a relevant certificate of participation in the School of Polish and European Law, the School of Law of the European Union, the School of European Contract Law.

Scientific work (essay, scientific article, theses) on the narrow issues of the course (the topic of the scientific work can be proposed by the student himself and agreed with the scientific supervisor) or selected from the following:

1. The concept of intellectual property rights. Differences between intellectual property objects and property rights objects.
2. Institutions of intellectual property law. Their brief description.
3. Personal and property rights of intellectual property subjects.
4. Methods and procedure for protecting patent rights.
5. Patent terms of the invention.
6. Rights and responsibilities of the patent owner: the concept and characteristics.
7. Commercialization of intellectual property as part of the circulation of intellectual capital.
8. Concepts, objects and subjects of copyright. The emergence of copyright and the conditions for granting legal protection.
9. Protection of industrial property. Patents: types, terms of grant, validity.
10. License agreement: structure, rights and obligations of the parties. Types of license agreements.

7. TRAINING ON THE DISCIPLINE "INTERNATIONAL COPYRIGHT LAW"

Organizing and conducting training

Training is a planned process of modifying (changing) the learner's attitude, knowledge or behavioral skills through the acquisition of learning experience in order to achieve effective performance in one activity or in a particular field.

The order of training

1. The introductory part is held in order to acquaint students with the topic of the training session.
2. The organizational part is to create a working mood in the team of students, determining the rules of the training session. It is possible to have handouts in the form of tables, forms of documents.
3. The practical part is implemented by performing tasks in groups of students on certain problematic issues of the training session.
4. Summing up. The results of completed tasks in groups are discussed. Exchange of views on issues raised at the training sessions.

Training topics

1. Contracts for the creation of intellectual property.
2. Contracts for the use of intellectual property.

Teaching methods

In the educational process are used: lectures, practical and individual lessons, group work, abstracting, as well as methods of questioning, testing, business games and more.

8. ASSESSMENT TOOLS AND METHODS OF DEMONSTRATION OF LEARNING RESULTS

In the process of studying the discipline "International Copyright law" the following methods are used to evaluate the student's academic work:

- current testing and surveys;
- module tests and surveys;
- presentations of the results of completed tasks and research;
- assessment of independent work;
- student presentations and speeches at scientific events;
- essays;
- trainings;
- other.

10. CRITERIA, FORMS OF CURRENT AND FINAL CONTROL

The final score (on a 100-point scale) in the discipline "International Copyright law" is defined as a weighted average, depending on the proportion of each component of the credit:

For credit

Module 1		Module 2	Module 3
40%	40%	5%	15%
Ongoing evaluation	Modular control 1	Training	Independent work

<p>The grade is determined as the arithmetic mean of the grades obtained during practical classes (classes 1 to 7). Each student must be assessed at least once every two classes and receive at least three grades. Missed practical classes must be made up during consultation hours, otherwise they are considered a grade of '0' and are taken into account when determining the arithmetic mean. For applicants studying on an individual schedule, the current assessment is carried out during consultations and by completing tasks in the Moodle system. Current assessment is carried out through oral questioning, preparation of scientific reports, problem solving, testing through the Moodle system in practical classes</p>	<p>Module control is planned after 7 practical classes and covers topics 1 to 9, and involves completing 20 test tasks and two tasks</p>	<p>The grade is determined as the arithmetic mean of the grades received for completing the training tasks.</p>	<p>The grade is determined as the arithmetic mean of the grades obtained for completing various tasks related to the preparation of a research paper (essay, research article, abstract), an abstract to a research article, and participation in scientific conferences. The module 'Independent work' can be credited upon confirmation of the results of the relevant certificate of participation in the School of Polish and European Law, the School of European Union Law, the School of European Contract Law.</p>
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Rating scale:

On the WUNU scale	On a national scale	ECTS scale:
90–100	excellent	A (excellent)
85–89	good	B (very good)
75–84		C (good)
65–74	satisfactory	D (satisfactory)
60–64		E (enough)
35–59	non-satisfactory	FX (non-satisfactory with possibility of repeated passing)
1–34		F (non-satisfactory with repeated course of lectures)

11. Tools, equipment and software, the use of which provides for the discipline

№	Name	Topic
1.	Flipchart	1-9
2.	Laptop	1-9
3.	Projector	1-9
4.	Smart-TV	1-9

List of recommended literature:

1. Ahluwalia P. Politics and post-colonial theory: African inflections / P. Ahluwalia – New York/London: Routledge, 2019. – 164 p.
2. Boutros Ghali. The League of Arab States // Karel Vasak. Dimensions of human rights. Westport: Greenwood Press, 2020. Vol. 1). P. 575.
3. Brown L. N. General principles of law and the English legal system// New16 perspective for a common law of Europe. - Leyden, 2019. P. 238.
4. Brownlie I. The Protection of Individuals and Groups // Principles of Public International Law. – 6th ed. – Oxford: University Press, 2019. – P. 497-578.
5. Human Rights in International Law (ed. T. Meron), 2 vols. –Oxford, 2021.
6. Ibhawoh B. Cultural relativism and human rights: reconsidering the African discourse / B. Ibhawoh // Netherlands quarterly of human rights. – 2021. – Vol. 19. – Issue 1 (March 2021). – p. 43-62. 29.
7. Johann Bair. The International Covenant on Civil and Political Rights and its (first) optional protocol: a short commentary based on views, general comments, and concluding observations by the Human Rights Committee. – Frankfurt am Main; New York: P. Lang, 2020.
8. Kanu M. A. The indispensability of the basic social values in African tradition: a
9. Mubiala M. The contribution of African human rights law traditions and norms to United Nations human rights law / M. Mubiala // Human rights and international legal discourse. – 2021. – Vol. 4. – p. 210-240.
10. Mwenda K. K. Deconstructing the concept of human rights in Africa / K. K. Mwenda // Alternative law journal. – 2020. – Vol. 25. – Issue 6. – p. 292-302.
11. Optional Protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment New York, 18 December 2002 // GA Resolution A/RES/57/199 of 9 January 2020.
12. The International Covenant on Economic, Social, and Cultural Rights: a perspective on its development.. – Oxford: Clarendon Press Published, 2019.
13. The Universal Declaration of Human Rights. A common standard of achievement / Ed.Gudmundur Alfredsson. – The Hague, 2021.