

entertainment law review 1997 v 8

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This entry pertains to the Entertainment Law Review, specifically referencing its 1997 publication, Volume 8. It covers articles and critical analyses concerning legal issues within the entertainment industry from that year, providing valuable insights for legal professionals and researchers into the specific legal landscape of media, film, music, and intellectual property during the late 20th century.

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Entertainment Law Review

Entertainment Law Review

Entertainment Law Reporter

Motion pictures, television, radio, music, theater, publishing, sports.

The Media and Entertainment Law Review

Media and Entertainment Law presents a contemporary analysis of the law relating to the media and entertainment industry both in terms of its practical application and its theoretical framework. Looking at key aspects such as TV and radio broadcasting, the print press, the music industry, online news and entertainment and social networking sites, this textbook provides students with detailed coverage of the key principles, cases and legislation as well as a critical analysis of regulatory bodies such as the Press Complaints Commission and OFCOM. Media and Entertainment Law is also the first book to discuss superinjunctions and the phone-hacking scandal involving News of the World.

Media and Entertainment Law

The V-chip is a highly significant part of the discussion about whether television (or broadcasting in general) deserves some special attention in terms of its accessibility to children, its particular power to affect conduct, and its invasiveness. But as this notion of filtering and labeling has caught the imagination of the regulator, the legislator, and all those who wish to consider new ways to alter bargaining over imagery in society, the very idea of the V-chip or its equivalent is moving across other technologies, including the Internet. The V-chip issue has also fueled the ongoing debate about violence and sexual practices in society, and how representations on television relate to those practices. Although the initial concept of the V-chip is simple, its flow into the public realm raises so many extraordinary questions that the introduction and production of the chip virtually serves as a case study

in problems of law and public policy. The very conceptualization of speech in society is being affected by this issue. Accordingly, the place of the V-chip in this debate is increasingly important; indeed, it may be argued that the V-chip's contribution to legal argumentation may be greater than its ultimate contribution to the relationship between children and imagery. Among the questions the contributors address are: *What research basis is necessary to require a framework for labeling and rating? *What relationship between government and the image-producing industries can be characterized--for constitutional and other reasons--as voluntary as opposed to coercive? *Who should evaluate these images? *To what extent should the evaluation process be centralized and/or distributed? *What assessment is appropriate to evaluate whether the experiment is "successful?" In addition to the V-chip's origin's in Canada and its further evolution in the United States, this book discusses the development of the V-chip and television rating systems in Europe, Australia, and throughout the world. It also includes essays which contrast the very different approaches in Canada and the United States in terms of the role of regulatory agency, industry, and government.

The V-chip Debate

Media and Entertainment Law presents a contemporary analysis of the law relating to the media and entertainment industry both in terms of its practical application and its theoretical framework. It provides a clear, current and comprehensive account of this exciting subject. Fully updated and revised, this second edition is one of the first texts to contain a full analysis of the Leveson Inquiry and the implications for our press and media that are arising from it. The new edition contains; a new chapter analysing the Defamation Act 2013; the Digital Economy Act 2010 which aimed to toughen up against copyright infringement online and has been subject to parliamentary review since coming into power; and the liability of internet service providers, including recent cases such as Tamiz vs Google 2012, which goes some way to define the extent to which an ISP may or may not be found liable for their bloggers content. With integrated coverage of Scots and Northern Irish law, Media and Entertainment Law also highlights comparisons with similar overseas jurisdictions, such as with the liability of ISPs where there are differences in both US and European law, in order to help students demonstrate an awareness of media laws, which may then influence UK legislation. Looking at key aspects such as TV and radio broadcasting, the print press, the music industry, online news and entertainment and social networking sites, this text provides detailed coverage of the key principles, cases and legislation as well as a critical analysis of regulatory bodies such as OFCOM and the new regulator for the UK's newspapers and magazines (and online editions), the Independent Press Standards Organisation (Ipso). The text also provides the most comprehensive and up to date coverage of the law relating to Intellectual Property law for the entertainment industry with recent changes in EU law relating to performers' rights. See what goes behind the writing of Media & Entertainment Law: <http://youtu.be/XiCGmnRDvb0>

Media & Entertainment Law 2/e

Media & Entertainment Law presents a contemporary analysis of the law relating to the media and entertainment industries both in terms of its practical application and its theoretical framework, providing a broad and comprehensive coverage of these fast changing branches of the law. Fully restructured to complement how media law is taught today in the digital age, this third edition explores recent updates in the law including the outcomes of the Google Spain case and the 'right to be forgotten', the use of drones in breach of privacy laws, internet libel and the boundaries of media freedom and press regulation following the Leveson inquiry. Media & Entertainment Law uses the most up-to-date authorities to explore privacy and confidentiality subjects, such as the Prince Charles 'black spider' letters, the Maximilian Schrems and the celebrity superinjunction PJS v Newsgroup Newspapers cases. The book also covers defamation, contempt of court and freedom of information, plus Scots law. New to this edition: A brand new chapter is dedicated to exploring technology and the media, including contemporary issues such as the dark web, the surveillance state, internet censorship and the law and social media, including bloggers, vloggers and tweeters. The chapters on regulatory authorities have been expanded to provide greater clarification and explanation of broadcasting, press and advertising regulation, including the protection of journalistic sources and comparisons with EU Law. The chapter on intellectual property and entertainment law has been streamlined to match media law courses more effectively. This text provides students with detailed coverage of the key principles, cases and legislation as well as a critical analysis of this vibrant subject.

Media & Entertainment Law

The Internet Encyclopedia in a 3-volume reference work on the internet as a business tool, IT platform, and communications and commerce medium.

The Internet Encyclopedia, Volume 2 (G - O)

This review allows practitioners to stay up to date with litigation and developments in the field of entertainment law. Emphasis is placed on the practical implication of relevant legislative developments and the effects of new technology on artists, rights owners and collecting societies.

Entertainment Law Review 2002

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Global Sport Management

This work takes a look at the cases that have had a significant influence on the game of baseball, such as Flood v. Kuhn and Garvey v. MLB, which either made it to the U.S. Supreme Court or brought up major legal issues in baseball. Also included are cases that explore legal issues in baseball but are not as well known and cases that appear in most sports law books. For each case, the historical and legal significance of the decision is discussed.

Consumers, Competition, and Consolidation in the Video and Broadband Market

Two of the objectives of the Chinese Copyright Law are to protect the copyright of authors to their literary and artistic works and encourage the creation and dissemination of works. In practice, however, in spite of the existence of the Music Copyright Society of China ('MCSC') that was established to assist with exercising copyright, music creators in China remain in need of help to protect and manage their fragmented copyright. The MCSC was the first collective management organisation ('CMO') in mainland China and is the only CMO in the field of musical works. While there is a large music industry and copyright business in China, the MCSC only had 11,356 members at the end of 2021. The third amendment of the Chinese Copyright Law was initiated in 2011 and came into effect in June 2021 after a long debate for almost ten years. The discussion of the third amendment has highlighted the controversial topic of collective management of copyright. This book explores the adequacy of the MCSC as an intermediary representing rights for music creators. The main argument developed in this study is that the work of the MCSC for individual composers and lyricists is hampered by shortcomings in the regulatory regime as well as by a lack of members' rights to participate in the management of their own rights and by the ineffective international cooperation between the MCSC and other musical CMOs overseas. The analysis is undertaken through a case study approach, comparing the collective management systems of music copyright in China, the United States and Australia and addressing the question of how musical CMOs operate in these countries. Specifically, three perspectives are examined: the regulatory systems designed to limit the misuse of those CMOs' monopoly, members' rights in the organisations, and international cooperation between these CMOs. Overall, the main findings of this book suggest that the MCSC in China could work more effectively to protect music creators' interests. In contrast, although the operational frameworks of the American

Society of Composers, Authors and Publishers ('ASCAP') and the Broadcasting Broadcast Music, Inc. ('BMI') in the United States and the Australasian Performing Right Association ('APRA') in Australia are not perfect models, the systems in these two countries may at least provide reference points for potential improvement of the regime of the MCSC. The research recommends three courses of action: strengthening the regulatory design overseeing the MCSC's monopoly, clarifying the relationship between the MCSC and its members while providing the members with the right to manage their own copyright, and improving the international cooperation between the MCSC and CMOs in other countries.

Legal Decisions That Shaped Modern Baseball

This book offers an original analysis of private copying and determines its actual scope as an area of end-user freedom. The basis of this examination is Article 5(2)(b) of the Copyright Directive. Despite the fact that copying for private and non-commercial use is permitted by virtue of this article and the national laws that implemented it, there is no mandate that this privilege should not be technologically or contractually restricted. Because the legal nature of private copying is not settled, users may consider that they have a 'right' to private copying, whereas rightholders are in position to prohibit the exercise of this 'right'. With digital technology and the internet, this tension has become prominent: the conceptual contours of permissible private copying, namely the private and non-commercial character of the use, do not translate well, and tend to be less clear in the digital context. With the permissible limits of private copying being contested and without clarity as to the legal nature of the private copying limitation, the scope of user freedom is being challenged. Private use, however, has always remained free in copyright law. Not only is it synonymous with user autonomy via the exhaustion doctrine, but it also finds protection under privacy considerations which come into play at the stage of copyright enforcement. The author of this book argues that the rationale for a private copying limitation remains unaltered in the digital world and maintains there is nothing to prevent national judges from interpreting the legal nature of private copying as a 'sacred' privilege that can be enforced against possible restrictions. Private Copying will be of particular interest to academics, students and practitioners of intellectual property law.

Current Law Index

Global Perspectives in Information Security, compiled by renowned expert and professor Hossein Bidgoli, offers an expansive view of current issues in information security. Written by leading academics and practitioners from around the world, this thorough resource explores and examines a wide range of issues and perspectives in this rapidly expanding field. Perfect for students, researchers, and practitioners alike, Professor Bidgoli's book offers definitive coverage of established and cutting-edge theory and application in information security.

Searching the Law - The States

'This book is an invaluable contribution to our understanding of the issues relating to the protection of broadcasters' rights. The book provides a comprehensive analysis of the protection of broadcasters' rights based on the differing approaches adopted by the common law and civil law systems'. (From the foreword by The Honourable Sir Anthony Mason AC KBE CBE).

Collective Management of Music Copyright

Global Communication: A Multicultural Perspective, Third Edition is intended to explore, inform, and incite discussions about globalization and global communication. With chapters by some of the foremost global communication scholars, this book covers essential concepts of international communication and contemporary and emerging topics.

Private Copying

An impassioned, darkly amusing look at how corporations misuse copyright law to stifle creativity and free speech. If you want to make fun of Mickey or Barbie on your Web site, you may be hearing from some corporate lawyers. You should also think twice about calling something "fair and balanced" or publicly using Martin Luther King Jr.'s "I Have a Dream" speech. It may be illegal. Or it may be entirely legal, but the distinction doesn't matter if you can't afford a lawyer. More and more, corporations are grabbing and asserting rights over every idea and creation in our world, regardless of the law's intent.

or the public interest. But beyond the humorous absurdity of all this, there lies a darker problem, as David Bollier shows in this important new book. Lawsuits and legal bullying clearly prevent the creation of legitimate new software, new art and music, new literature, new businesses, and worst of all, new scientific and medical research. David Bollier (Amherst, MA) is cofounder of Public Knowledge and Senior Fellow at the Norman Lear Center, USC Annenberg School for Communication. His books include *Silent Theft*.

Global Perspectives In Information Security

This book examines the challenges posed to Australian copyright law by streaming, from the end-user perspective. It compares the Australian position with the European Union and United States to draw lessons from them, regarding how they have dealt with streaming and copyright. By critically examining the technological functionality of streaming and the failure of copyright enforcement against the masses, it argues for strengthening end-user rights. The rising popularity of streaming has resulted in a revolutionary change to how digital content, such as sound recordings, cinematographic films, and radio and television broadcasts, is used on the internet. Superseding the conventional method of downloading, using streaming to access digital content has challenged copyright law, because it is not clear whether end-user acts of streaming constitute copyright infringement. These prevailing grey areas between copyright and streaming often make end-users feel doubtful about accessing digital content through streaming. It is uncertain whether exercising the right of reproduction is appropriately suited for streaming, given the ambiguities of "embodiment" and scope of "substantial part". Conversely, the fair dealing defence in Australia cannot be used aptly to defend end-users' acts of streaming digital content, because end-users who use streaming to access digital content can rarely rely on the defence of fair dealing for the purposes of criticism or review, news reporting, parody or satire, or research or study. When considering a temporary copy exception, end-users are at risk of being held liable for infringement when using streaming to access a website that contains infringing digital content, even if they lack any knowledge about the content's infringing nature. Moreover, the grey areas in circumventing geo-blocking have made end-users hesitant to access websites through streaming because it is not clear whether technological protection measures apply to geo-blocking. End-users have a severe lack of knowledge about whether they can use circumvention methods, such as virtual private networks, to access streaming websites without being held liable for copyright infringement. Despite the intricacies between copyright and access to digital content, the recently implemented website-blocking laws have emboldened copyright owners while suppressing end-users' access to digital content. This is because the principles of proportionality and public interest have been given less attention when determining website-blocking injunctions.

Protection of Broadcasters' Rights

This collection of scholarly essays examines reality television. The first show, *Survivor*, inspired a national craze when it aired in the summer of 2000. Ever since, successors and copycats have been on each of the four largest networks. The basics stay the same: put a group of people into situations bound to cause conflict, and watch them squirm. Rather than criticize the series' voyeuristic appeal, this work evaluates what goes on within the text of such shows and how they reflect or affect our larger culture. Contributors include researchers from communications, sociology, political science, and psychology. The contributions cover such topics as reality television's relationships with cultural identity, publicity rights, historical perspectives, trust, decision-making strategies, political rationality, office politics, and primitivism. Each chapter includes a bibliography. Instructors considering this book for use in a course may request an examination copy here.

Global Communication

This book explores the impact of the Internet on scholarly research across and beyond the social sciences. The contributors - leading figures in a broad spectrum of disciplines - explain how their fields of inquiry are being redefined, and what issues of social change are salient as new information technologies increasingly become the subject of scholarly analysis. They have rendered a conceptual photograph of how their disciplines are coping with the impact of information technology by covering policy approaches, empirical research, and theoretical questions. *Academy & the Internet* highlights significant zones of inquiry and provides a critical perspective on the direction each discipline is traveling.

Brand Name Bullies

The Handbook of Information Security is a definitive 3-volume handbook that offers coverage of both established and cutting-edge theories and developments on information and computer security. The text contains 180 articles from over 200 leading experts, providing the benchmark resource for information security, network security, information privacy, and information warfare.

Streaming and Copyright Law

The business of sports has become a multi-million dollar industry with legalities in sports leading the way. Sports Law looks at major court cases, statutes, and regulations that explore a variety of legal issues in the sports industry. The early chapters provide an overview of sports law in general terms and explore its impact on race, politics, r

Survivor Lessons

Featuring expert contributors from around the world, this book offers insight into the vital theoretical and practical aspects of the economics of copyright. Topics discussed include fair use, performers' rights, copyright and trade, online music strea

Academy & the Internet

Groundbreaking cases in the American legal system. Through its interpretations of the Constitution and Bill of Rights, the Supreme Court issues decisions that shape American law, define the functioning of government and society,

Handbook of Information Security, Information Warfare, Social, Legal, and International Issues and Security Foundations

Inhaltsangabe:Abstract: With the coming into force of Directive 97/55/EC, one of the issues that arose was as to how EU Member States will choose to implement the provisions concerning admissibility of comparative advertising. This dissertation will focus on the Directive's transposition into English and German law with special regard to price comparisons, each model of implementation being situated at the extreme end of the scale. English law, having traditionally supported comparative advertising now has had to face a much stricter approach put forward by the Directive. We shall enquire into the extent to which, in absence of an English law of unfair competition, s.10(6) of the 1994 Trade Marks Act, the torts of passing off and injurious falsehood, and the British Code of Advertising provide for compliance in that sphere. German law, on the other hand, having long opposed comparative advertising, has readily incorporated Directive 97/55 into §§2 and 3 of its 1909 Act Against Unfair Competition (UWG). German literature on the Act's compliance with the Directive has been widespread and the respective analysis will thus be limited to assessing opinions of academics, lawyers, judges, and members of the German government. I then compared those two models of implementation from the wider angle of the civil law/common law divide and general principles underlying Community law, before finally making proposals for amendments and assessing the impact the Directive had on each national law system. Effectively, German law has thus, in my view, provided for implementation to a fuller extent, as well as being the Member State which has felt the Directive's impact much more strongly than England. Inhaltsverzeichnis:Table of Contents: Introduction1 Chapter 1.The Law of Comparative Advertising in England7 1.1Rejection of a Law of Unfair Competition9 1.2The Law of Comparative Advertising11 1.3Implementation of Directive 97/55/EC14 Chapter 2.The Law of Comparative Advertising in Germany22 2.1The Law of Unfair Competition under the 1909 Act Against Unfair Competition22 2.2Implementation of Directive 97/55/EC26 Chapter 3.Analysis: Implementation of Directive 97/55/EC in England and Germany compared33 Conclusion43 Annex47 Bibliography47 Table of cases52 Statutory material53

Sports Law

9.1 A Pragmatic Cultural Framework for Legal Analysis -- 9.2 Concluding Remarks -- Bibliography -- Index

Handbook on the Economics of Copyright

Cultural diversity, in all its forms, poses a challenge to traditional cultural policy. This report discusses the issues of citizenship and the nature of democratic public policy in culturally diverse societies. It takes a comparative international perspective, and focuses on ethnic-based cultural differences. The report considers five policy contexts which have a significant bearing on the general direction of cultural policy, and identifies four principles of cultural entitlements based on heterogeneity. It recommends a number of steps that the Council of Europe and its member states should take in order to further promote cultural diversity.

Landmark Supreme Court Cases

Featuring foreword from Maciej Szpunar, First Advocate General at the Court of Justice of the European Union and Professor at the University of Silesia in Katowice This book delivers a comprehensive examination of the legal systems that regulate the responsibilities of intermediaries for illegal online content in both the EU and the US. It assesses whether existing systems are capable of tackling modern challenges, ultimately advocating for the introduction of a double-sided duty of care, requiring online intermediaries to do more to tackle illegal content whilst also better protecting their users' rights.

Comparative advertising and price: Implementation of Directive 97/55/EC in Germany and England compared

Ban it! the initial arguments for campus speech codes -- Wayne dick's plea: the critics fight back -- See you in court: the campus hate speech cases -- Hostile environment takes a front seat -- The attack on hostile environment -- And the verdict is -- The debate: 1998-2008.

The Commercial Appropriation of Fame

Written for courses within Sports Law, Legal Aspects of Sports, Second Edition provides a modern, case-based approach to this changing area of sports management and administration. The text provides a breadth of coverage that is specifically written for Sport Management majors who need to understand the relationship between sport administration and the law and as such provides an accessible level of detail. It urges students to think critically about course material and apply material to an in-depth study of legal aspects of sport through the use of cases to real-world scenarios and questions at the end of each chapter. The Second Edition has been reorganized to improve the flow of content and all case studies have been added to Navigate 2 to help students stay organized and prepare for class. The topic of discrimination in sports has been updated and expanded to include age, race, religion, and gender discrimination.

Differing Diversities

Tort law is a good thing (whatever it is....).

The Trade-mark Reporter

An examination of subjectivity in copyright law, analyzing authors, users, and pirates through a relational framework. In current debates over copyright law, the author, the user, and the pirate are almost always invoked. Some in the creative industries call for more legal protection for authors; activists and academics promote user rights and user-generated content; and online pirates openly challenge the strict enforcement of copyright law. In this book, James Meese offers a new way to think about these three central subjects of copyright law, proposing a relational framework that encompasses all three. Meese views authors, users, and pirates as interconnected subjects, analyzing them as a relational triad. He argues that addressing the relationships among the three subjects will shed light on how the key conceptual underpinnings of copyright law are justified in practice. Meese presents a series of historical and contemporary examples, from nineteenth-century cases of book abridgement to recent controversies over the reuse of Instagram photos. He not only considers the author, user, and pirate in terms of copyright law, but also explores the experiential element of subjectivity—how people understand and construct their own subjectivity in relation to these three subject positions. Meese maps the emergence of the author, user, and pirate over the first two centuries of copyright's existence; describes how regulation and technological limitations turned people from creators to consumers; considers relational authorship; explores practices in sampling, music licensing, and contemporary art; examines provisions in copyright law for user-generated content; and reimagines the pirate as an innovator.

The Responsibility of Online Intermediaries for Illegal User Content in the EU and the US

"This book presents quality articles focused on key issues concerning technology in business"--Provided by publisher.

Campus Hate Speech on Trial

Information Security is usually achieved through a mix of technical, organizational and legal measures. These may include the application of cryptography, the hierarchical modeling of organizations in order to assure confidentiality, or the distribution of accountability and responsibility by law, among interested parties. The history of Information Security reaches back to ancient times and starts with the emergence of bureaucracy in administration and warfare. Some aspects, such as the interception of encrypted messages during World War II, have attracted huge attention, whereas other aspects have remained largely uncovered. There has never been any effort to write a comprehensive history. This is most unfortunate, because Information Security should be perceived as a set of communicating vessels, where technical innovations can make existing legal or organisational frame-works obsolete and a breakdown of political authority may cause an exclusive reliance on technical means. This book is intended as a first field-survey. It consists of twenty-eight contributions, written by experts in such diverse fields as computer science, law, or history and political science, dealing with episodes, organisations and technical developments that may considered to be exemplary or have played a key role in the development of this field. These include: the emergence of cryptology as a discipline during the Renaissance, the Black Chambers in 18th century Europe, the breaking of German military codes during World War II, the histories of the NSA and its Soviet counterparts and contemporary cryptology. Other subjects are: computer security standards, viruses and worms on the Internet, computer transparency and free software, computer crime, export regulations for encryption software and the privacy debate. - Interdisciplinary coverage of the history Information Security - Written by top experts in law, history, computer and information science - First comprehensive work in Information Security

Legal Aspects of Sports

The rise of Web 2.0 has pushed the amateur to the forefront of public discourse, public policy and media scholarship. Typically non-salaried, non-specialist and untrained in media production, amateur producers are now seen as key drivers of the creative economy. This edited collection provides a much-needed interdisciplinary contextualisation of amateur media before and after Web 2.0. Surveying the institutional, economic and legal construction of the amateur media producer via a series of case studies, it features contributions from experts in the fields of law, economics, media studies and literary studies based in the US and Australia.

In Defense of Tort Law

Authors, Users, and Pirates