

- 1. Sissejuhatus. Mõiste ja liigitus. Struktuur ja koht õigusüsteemis. Kujunemine ja tähendus.
- 2. Põhimõtted. Õigusallikad. Teabeallikad. Instituutsioonid ja menetlus.
- 3. Kaitsereežiimid ja strateegia. Varalised ja mittevaralised õigused. Kasutamine ja jõustamine.
- 4. Kaitsekriteeriumid. Tööstusomand: kaubanduslikud tähised. Kõlvatu konkurents.
- 5. Leiutised ja disain. Autoriõigus ja kaasnevad õigused.

Kursus

WIPO asutamise konventsioon 1967, art 2: viii) «intellektuaalne omand» sisaldab õigusi seoses:

- kirjandus- ja kunstiteoste ning teadustöödega,
- esituskunstnike poolt teoste esitamisega,
- fonogrammidega, raadio- ja televisiooniülekannetega,
- leiutistega kõigis inimtegevuse valdkondades,
- teaduslike avastustega,
- tööstusnäidistega,
- kaubamärkidega, teenindustunnustega,
- kaubanduslike nimede ja tähistega,
- kaitsega kõlvatu konkurentsi vastu,

ja kõiki teisi õigusi, mis tulenevad intellektuaalsest tegevusest tööstuse, teaduse, kirjanduse ja kunsti alal.

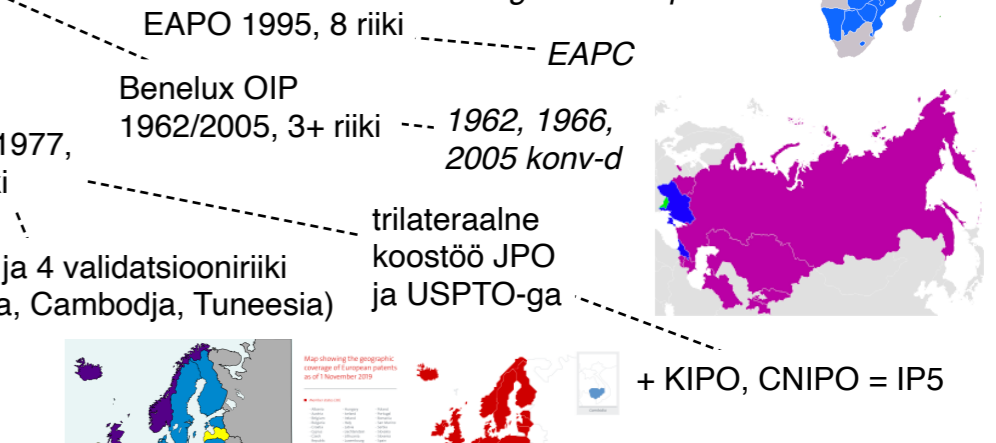
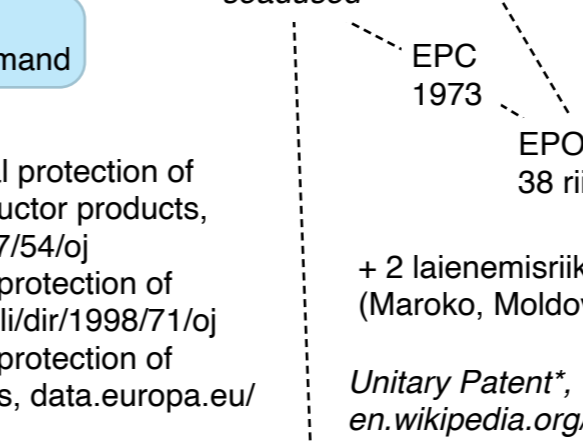
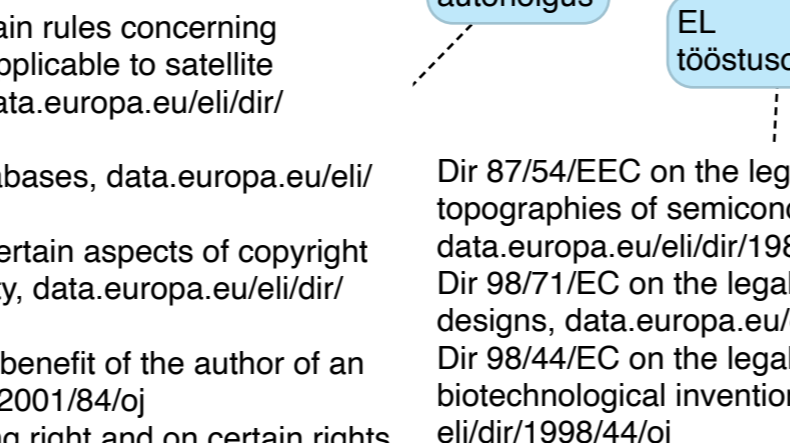
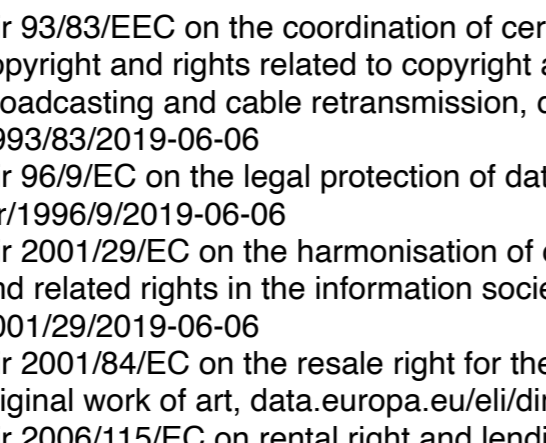
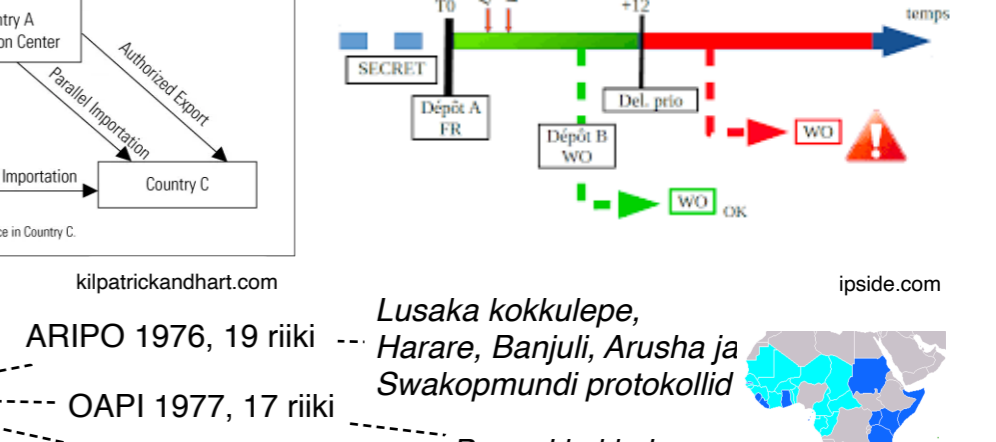
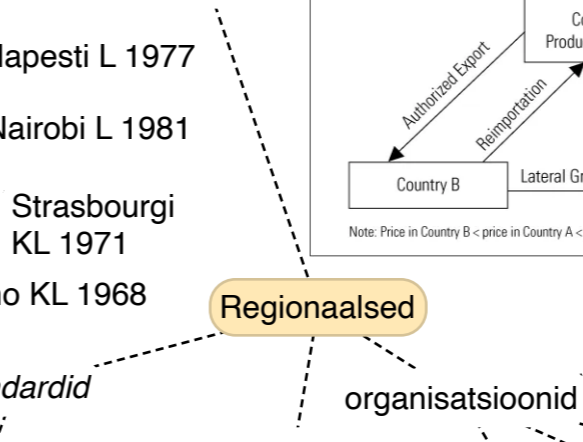
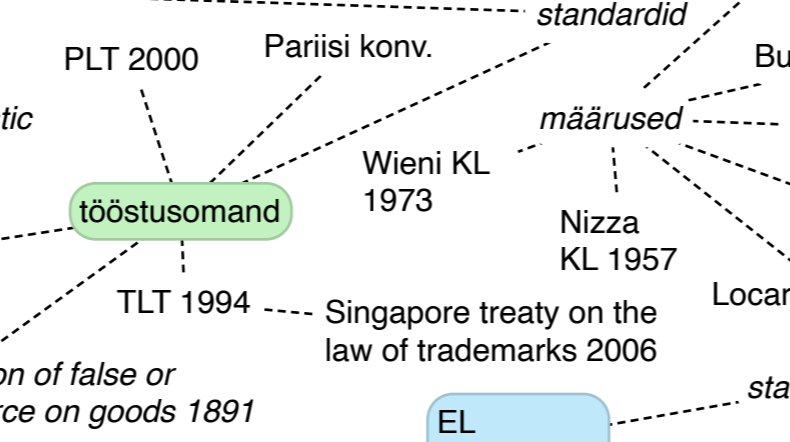
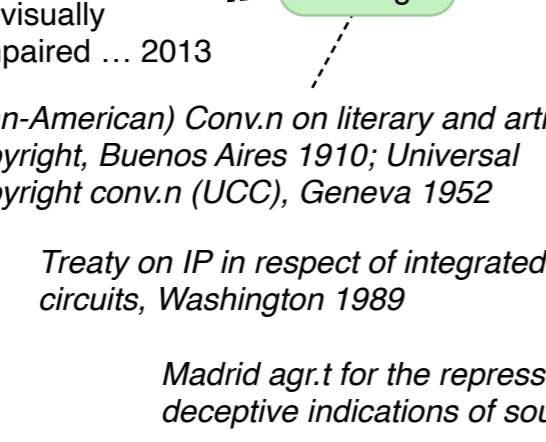
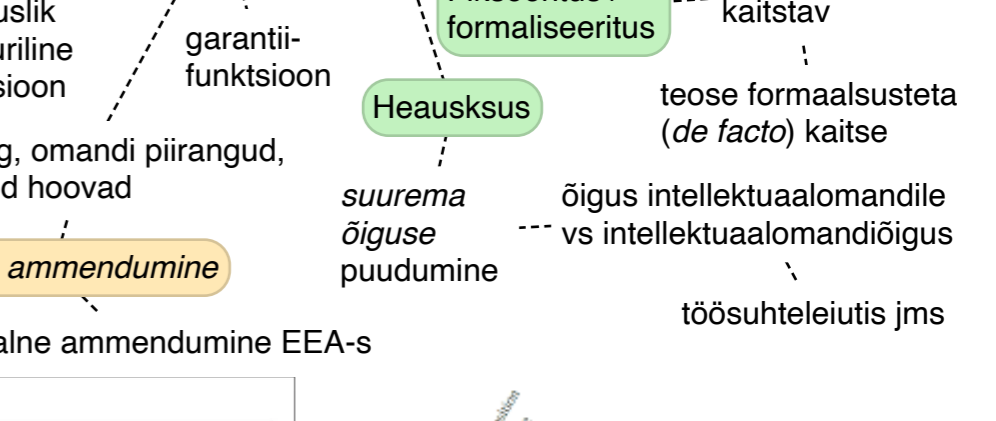
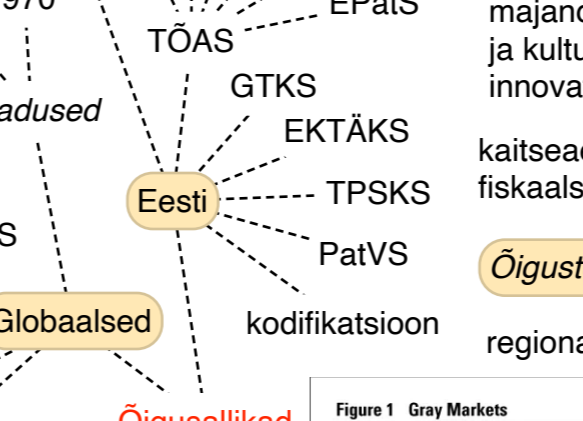
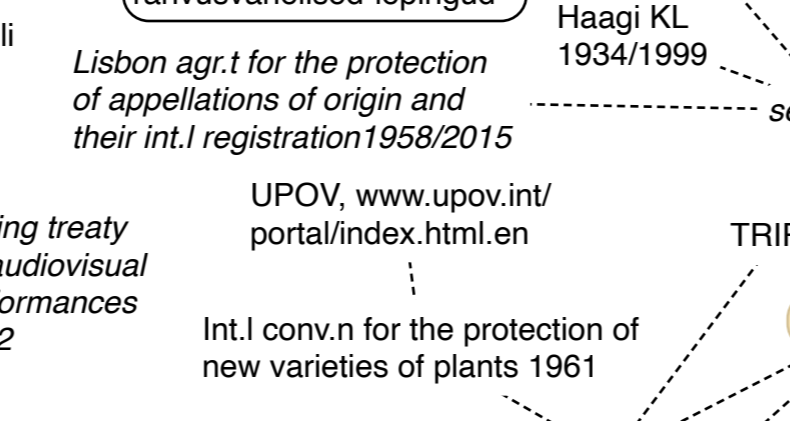
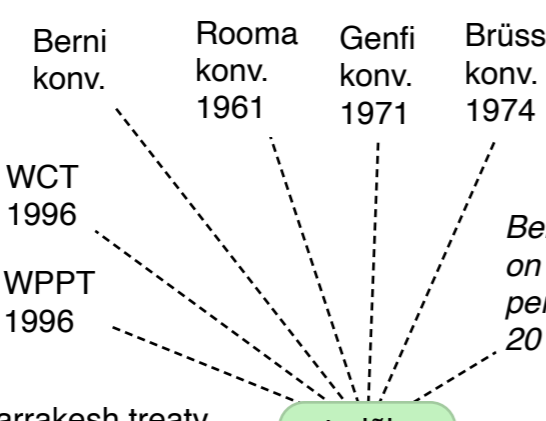
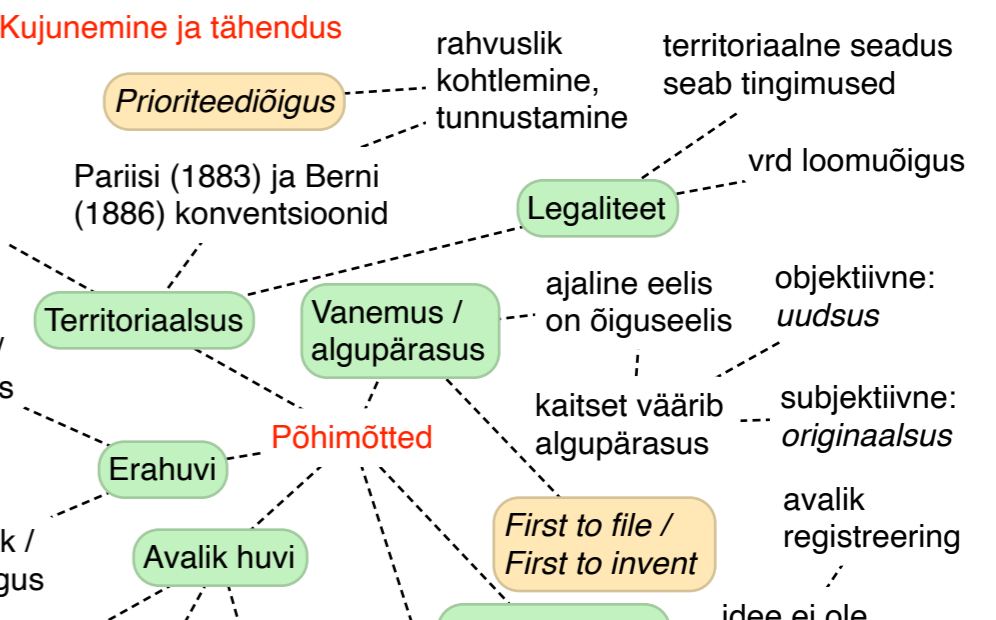
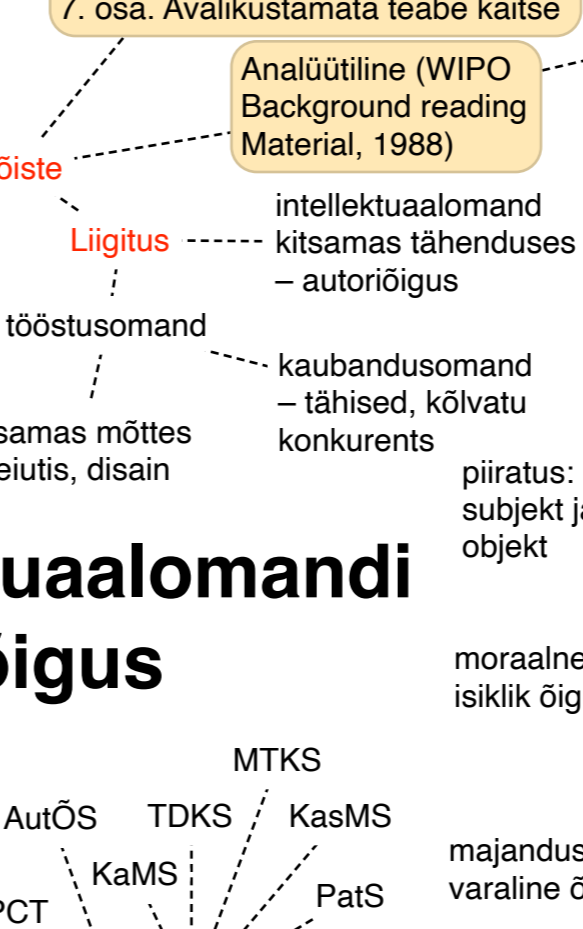
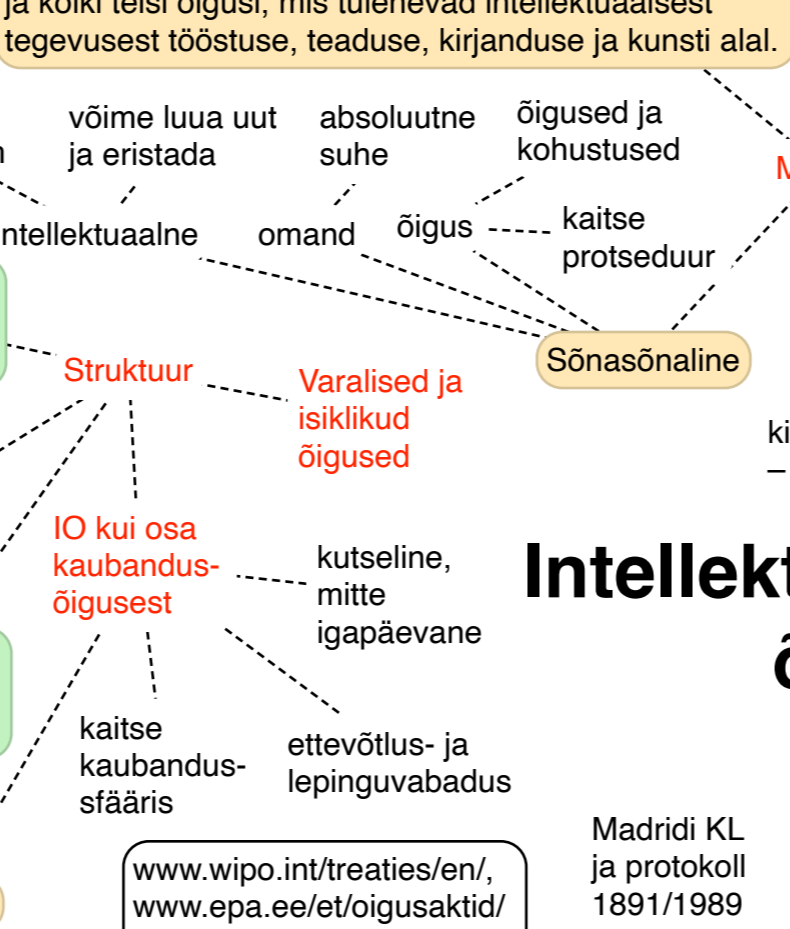
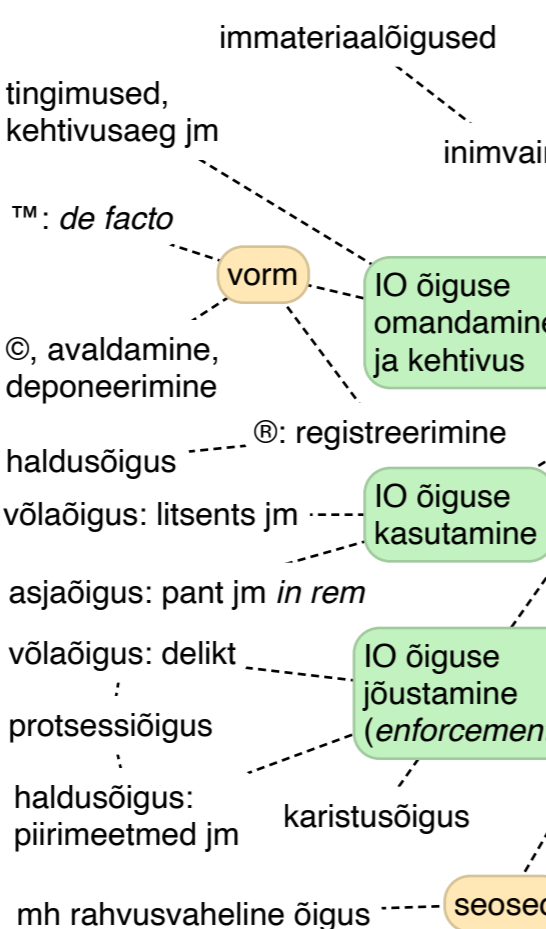
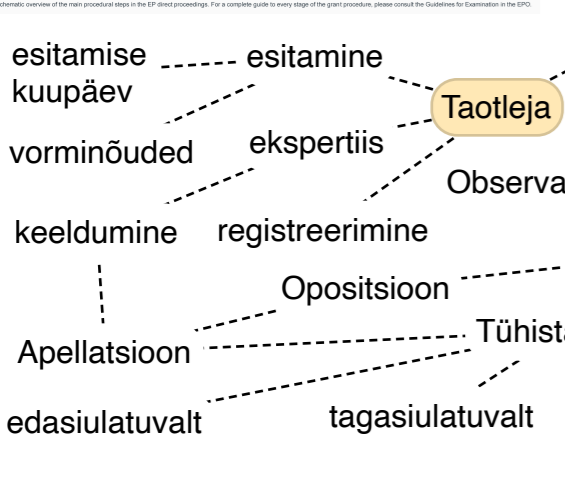
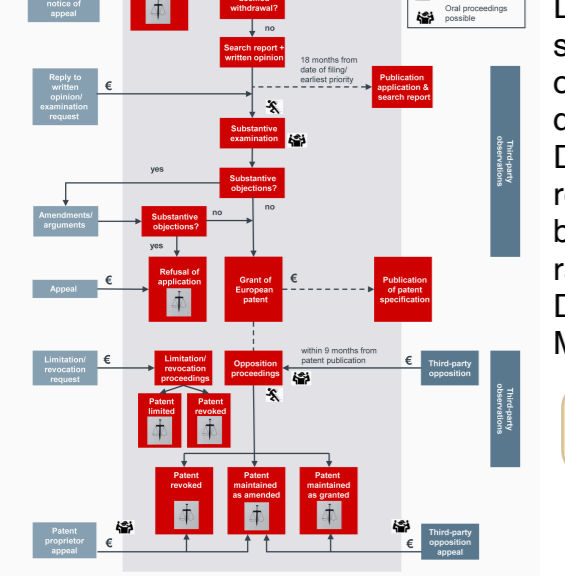
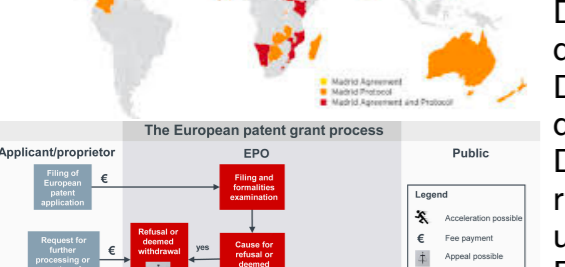
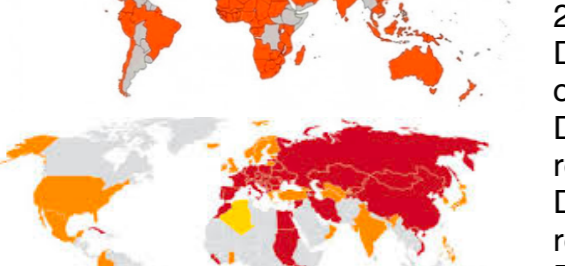
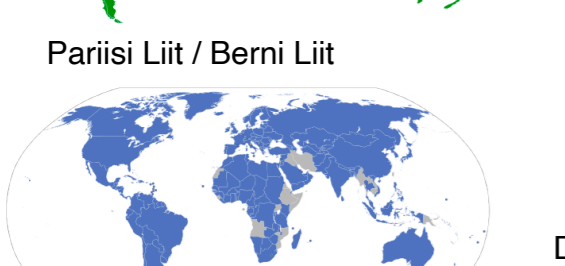
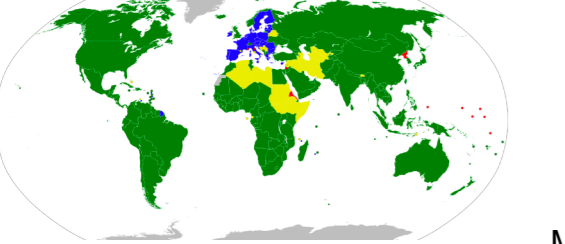
Intellektuaalomandi õiguste kaubandusaspektide leping (TRIPS) (WTO Asutamislepingu lisa 1C) 1994, II jagu

1. osa. Autoriõigus ja sellega kaasnevad õigused
2. osa. Kaubamärgid
3. osa. Geograafilised tähised
4. osa. Tööstusdisainilahendused
5. osa. Patendid
6. osa. Mikrolülituste topograafia
7. osa. Avalikustamata teabe kaitse

Generally speaking, there are three kinds of property: (1) Property consisting of movable things, such as a wristwatch or a car. No one except the owner of the wristwatch or the car may use those objects. This is a legal situation which is called an exclusive right ... Naturally, the proprietor may authorize others to use his property ... and use without the owner's authorization is illegal. ... (2) Immovable property, namely, land and things permanently fixed on it, such as houses. ... (3) Intellectual property. The objects of intellectual property are the creation of the human mind, the human intellect. This is why this kind of property is called 'intellectual' property. In a somewhat simplified way, one can state that intellectual property relates to pieces of information which can be incorporated in tangible objects at the same time in an unlimited number of copies at different locations anywhere in the world. The property is not in those copies but in the information reflected in those copies. Similar to property in movable things and immovable property, intellectual property, too, is characterized by certain limitations, for example, limited duration in the case of copyrights and patents.

WIPO IP Handbook: Policy, Law and Use
 WIPO, www.wipo.int/about-ip/en/iprm
 Ülemaailmne Intellektuaalomandi Organisatsioon, www.wipo.int/wipolex/en/index.html
 Maailmakaubanduse Organisatsioon, www.wto.org/english/tratop_e/trips_e/trips_e.htm
 Euroopa Patendiamet, www.epo.org/Euroopa Liidu Intellektuaalomandi Amet, euipo.europa.eu/ohimportal/en
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 Õigusallikad ja praktika

WIPO liikmed: 190 ÜRO liikmesriiki, Püha Aujärg, Cooki saared, Niue. Liikmed ei ole Kosovo, Mikroneesia, Palau, Lõuna-Sudaan. Palestiina on vaatleja.



Dir 93/83/EEC on the coordination of certain rules concerning copyright and rights related to copyright applicable to satellite broadcasting and cable retransmission, data.europa.eu/eli/dir/1993/83/2019-06-06
 Dir 96/9/EC on the legal protection of databases, data.europa.eu/eli/dir/1996/9/2019-06-06
 Dir 2001/29/EC on the harmonisation of certain aspects of copyright and related rights in the information society, data.europa.eu/eli/dir/2001/29/2019-06-06
 Dir 2001/84/EC on the resale right for the benefit of the author of an original work of art, data.europa.eu/eli/dir/2001/84/01
 Dir 2006/115/EC on rental right and lending right and on certain rights related to copyright in the field of IP, data.europa.eu/eli/dir/2006/115/01
 Dir 2006/116/EC on the term of protection of copyright and certain related rights, data.europa.eu/eli/dir/2006/116/2011-10-31
 Dir 2009/24/EC on the legal protection of computer programs, data.europa.eu/eli/dir/2009/24/01
 Dir 2012/28/EU on certain permitted uses of orphan works, data.europa.eu/eli/dir/2012/28/01
 Dir 2014/26/EU on collective management of copyright and related rights and multi-territorial licensing of rights in musical works for online use in the internal market, data.europa.eu/eli/dir/2014/26/01
 Dir 2017/1564 on certain permitted uses of certain works and other subject matter protected by copyright and related rights for the benefit of persons who are blind, visually impaired or otherwise print-disabled, data.europa.eu/eli/dir/2017/1564/01
 Dir 2019/789 laying down rules on the exercise of copyright and related rights applicable to certain online transmissions of broadcasting organisations and retransmissions of television and radio programmes, data.europa.eu/eli/reg/2019/789/01
 Dir 2019/790 on copyright and related rights in the Digital Single Market, data.europa.eu/eli/dir/2019/790/01

Dir 87/54/EEC on the legal protection of topographies of semiconductor products, data.europa.eu/eli/dir/1987/54/01
 Dir 98/71/EC on the legal protection of designs, data.europa.eu/eli/dir/1998/71/01
 Dir 98/44/EC on the legal protection of biotechnological inventions, data.europa.eu/eli/dir/1998/44/01
 Dir 2009/43/EC simplifying terms and conditions of transfers of defence products within the Community, data.europa.eu/eli/dir/2009/43/2019-07-26
 Dir 2015/2436 to approximate the laws of the Member States relating to trade marks, data.europa.eu/eli/dir/2015/2436/2015-12-23

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 Reg 469/2009 concerning the SPC for medicinal products, data.europa.eu/eli/reg/2009/469/2019-07-01; Reg 1610/96 concerning the creation of a SPC for plant protection products, data.europa.eu/eli/reg/1996/1610/2013-07-01; Reg 1901/2006 on products for paediatric use, data.europa.eu/eli/reg/2006/1901/2019-01-28

CPVO 1994, www.cpvo.europa.eu/

