ALAI CONGRESS 2014 BRUSSELS

Moral rights in the 21st Century

The changing role of the moral rights in an era of information overload

SCIENTIFIC PROGRAM

September 18, 2014 : MORAL RIGHTS « REVISITED »

09.00–09.30 Welcome and tribute to Stig Stromholm by Victor Nabhan, President of the ALAI

Welcome by Jan Corbet, honorary member of the ABA/BVA, former President of the ABA/BVA that organised the ABA/BVA congress on moral rights in 1993

Presentation of the congress by Fabienne Brison, President of the ABA/BVA

1st Session : Getting up to speed : where and why did it start?

09.30–10.40 Introduced by Morten Rosenmeier, Professor Københavns Universitet, Denmark

« L’historique et la philosophie des droits moraux » by Mireille Buydens, Professor Université Libre de Bruxelles and Attorney, Belgium

« The nature of moral rights: a property right? » by Eleonara Rosati, Research Associate University Cambridge and IPKat blogster, United Kingdom

Discussion led by Morten Rosenmeier

Coffee break

2nd Session : A clash between theory and practice?

11.00-12.30 Introduced by Paul Torremans, Professor University Nottingham, United Kingdom

General report : « Le droit moral dans les différents régimes du droit d’auteur » by Agnès Lucas, Akademische Oberrätin Université Ludwig-Maximilian de Munich, Germany

Program established by the Scientific Committee of the Congress composed by: Prof. dr. Fabienne Brison, Prof. dr. Séverine Dusollier, Prof. dr. Marie-Christine Janssens and Prof. dr. Hendrik Vanhees, with the collaboration of Prof. dr. Frank Gotzen and Prof. dr. Alain Strowel (the Scientific Committee wants to thank Victor Nabhan and Prof. dr. Jane Ginsburg for their very valuable comments).
Panel discussion on selected issues, such as waivability, transferability, public domain, alternative protection modes, etc., with:

- « Le droit moral du point de vue du continent » by Jacques de Werra, Professor University of Geneva, Switzerland

- « Moral right from a copyright perspective » by Jonathan Griffiths, Reader Queen Mary University of London, United Kingdom

Discussion led by Paul Torremans

Lunch

3rd Session: Trying to find a balance
14.00-15.30 Introduced by Antoon Quaedvlieg, Professor Nijmegen, the Netherlands

« L’abus du droit moral » by Philippe Gaudrat, Professor University of Poitiers, France

« The conflicts with material property » by Juan Cordoba, Associate Professor Universidad de La Sabana, Colombia

« Is it a pressing social need or shall freedom of expression prevail? » by Bernt Hugenholtz, Professor University of Amsterdam, the Netherlands

Discussion led by Antoon Quaedvlieg

Coffee break

4th Session The « collective » practice: the audiovisual sector as a study-case
16.00-17.30 Introduced by Ted Shapiro, Attorney, Belgium

Panel discussion with:

- Dominick Luquer, General Secretary of FIA – International Federation of Actors, Belgium
- Hubert Tilliet, Directeur juridique de la SACD, France
- representative of author’s guilds in the USA

Discussion led by Ted Shapiro

17.30-18.00 General Assembly
September 19, 2014: MORAL RIGHTS IN A GLOBALISED WORLD

1st Session: Moral rights aspects in new forms of use
09.00 – 10.30 Introduced and general report by Pierre Sirinelli, Professor Paris I, France

Panel discussion with contributions on:
- “The Nexus and Disconnect of Moral Rights and the Protection of Traditional Knowledge” by Susy Frankel, Professor Victoria University Wellington, New Zealand
- “Increasing impact of aspects of international private law” by Raquel Xalabarder, Professor Universitat Oberta de Catalunya, Spain

Discussion led by Pierre Sirinelli

Coffee break

2nd Session: The application of moral rights in the digital era
11.00-12.30 Introduced by Mihaly Ficsor, Member/Honorary President of the Hungarian Copyright Council, Hungary

Panel discussion with contributions on:
- “Creative commons” by Mélanie Clément-Fontaine, Professor Université Versailles Saint-Quentin, France
- “Orphan Works” by Marco Ricolfi, Professor University Torino, Italy
- “Cloud computing” by Tatsuhiro Ueno, Professor Waseda University, Japan
- “Le contenu généré par les utilisateurs demande-t-il des adaptations législatives ?” by Ysolde Gendreau, Professor Université Montréal, Canada

Discussion led by Mihaly Ficsor

Lunch
3rd Session:  The avatars of the moral rights

14.00-16.00 Introduced by Thomas Dreier, Professor University Karlsruhe, Germany:

Panel discussion on « From the right of divulgation to a right of privacy, from the right to paternity to a right of attribution and from the right to integrity to a right of authenticity? » with:

- Mira Sundara Rajan, Professor University of Glasgow, United Kingdom
- Valérie-Laure Benabou, Professor Université Versailles-Saint-Quentin, France
- Jane Ginsburg, Professor Columbia University, United States of America

Discussion led by Thomas Dreier

Panel discussion on « From personality rights to related interests of the industry? » with the point of view of:

- broadcasters by Heijo Ruijsenaars, Head IP EBU Geneva
- publishers by Carlo Lavizzari, Attorney, Switzerland/South-Africa.
- journalists by Mike Holderness, European Federation of Journalists, UK.

Discussion led by Thomas Dreier

Coffee break

4th Session Future perspectives?

16.30-18.00 Introduced by Daniel Gervais, Professor Vanderbilt University, USA (under reservation)

Panel discussion with:

- N., WIPO
- Maria Martin-Prat, Head of Copyright Unit in the Department Intellectual Property of DG Internal Market and Services of the European Commission
- Paul Goldstein, Professor Stanford University, United States of America

Discussion led by Daniel Gervais
Conclusions by Frank Gotzen, Professor em. KULeuven, Belgium

Closing remarks by Victor Nabhan, President of the ALAI