



PRIMER on IPR – COPYRIGHTS

What to do? When to
do? And Why?

INK IDEÉ
ink your idea

PATENT AND TRADEMARK ATTORNEYS

FORMS OF IP

TRADEMARKS: ownership of brand name, company name, logo

PATENTS : ownership of technology and science

COPYRIGHTS : ownership of content, creative work

DESIGN REGISTRATIONS : ownership of aesthetic work on products

1

WHERE DO COPYRIGHTS HELP?

A copyright is a type of intellectual property protection that covers works of art and similar things. This includes writing, illustrations, music, films, and just about any other artistic expression of ideas or concepts. Copyright is an automatic right. It may not be registered. However, registration paves an easier way in cases of infringement in order to determine creator of the work.

Website layouts, source codes, graphical user interfaces; all form a part of copyrights.

2

FREE SEARCH

Search Portal, India: <http://copyright.gov.in/>

Search Portal, USA: <http://www.copyright.gov/records/>

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PROFESSIONAL HELP

A TRADE MARK AGENT or a TRADE MARK ATTORNEY is licensed to represent a client before the State (Copyright Office and Offices of that state).

4

SECURING RIGHTS

Copyrights protect important aspects of a website or an application.

The following may be protected under copyright law:

- Literary works (e.g., written works, graphical user interfaces, website layouts, source codes of computer programs)
- Dramatic works (e.g., scripts for films and dramas)
- Musical works (e.g., melodies)
- Artistic works (e.g., paintings, photographs)
- Published editions of the above works
- Presentations
- Business Plan
- Brochures
- Sound recordings
- Films and movies
- Television and radio broadcasts
- Television programmes
- Performances

5

HOW TO DETERMINE INFRINGEMENT?

Keep a tab on the market; people in similar of allied fields. Be extremely cautious while outsourcing your 'creative' work or while hiring a contractor. Copyright resides with the creator or author. Hence, legal agreements need to be pre-decided in order to allow transfer of copyright before expiration of contract. Agree with contract workers, before hands.

6

ACTS ASSOCIATED WITH COPYRIGHTS

Copyright Act, 1957 and the Copyright Rules, 1958

7

SYMBOLS

© - copyright, upon creation of original matter

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