

THE ROUTLEDGE HANDBOOK OF EU COPYRIGHT LAW

Edited by Eleonora Rosati

CONTENTS

<i>List of Contributors</i>	<i>viii</i>
<i>Preface: 30 years of EU copyright law</i>	<i>xi</i>
Eleonora Rosati	
<i>Acknowledgments and hope</i>	<i>xiv</i>
Section I	
The law and policy of the EU copyright harmonization project	1
1 The competence and rationale of EU copyright harmonization	3
<i>Ana Ramalho</i>	
2 Fundamental rights in EU copyright law: an overview	18
<i>Tito Rendas</i>	
3 The desirability of unification of European copyright law	39
<i>Tatiana-Eleni Synodinou</i>	
Section II	
Copyright and related rights: when does and should protection arise?	61
4 The authorial works protectable by copyright	63
<i>Justine Pila</i>	
5 The <i>Cofemel</i> revolution – originality, equality and neutrality	82
<i>Marianne Levin</i>	
6 The new related right for press publishers: what way forward?	101
<i>Silvia Scalzini</i>	

Section III

The scope of exclusive rights and liability for the doing of unauthorized acts 121

- 7 The right of reproduction 123
Caterina Sganga
- 8 The distribution right and its exhaustion 151
Ole-Andreas Rognstad
- 9 The EU right of communication to the public – still looking for a good link 173
Justin Koo
- 10 Primary and accessory liability in EU copyright law 193
Christina Angelopoulos
- 11 Proving copyright protection and infringement: lessons from the CJEU 215
Julien Cabay

Section IV

The state of copyright exceptions and limitations 245

- 12 The quotation exception under EU copyright law: paving the way for user rights 247
Stavroula Karapapa
- 13 Exceptions as users’ rights? 263
Maurizio Borghi
- 14 On the wax or wane? The influence of fundamental rights in shaping exceptions and limitations 281
Sabine Jacques
- 15 Artificial intelligence and text and data mining: a copyright carol 299
Alain Strowel and Rossana Ducato
- 16 The treatment of humor in US copyright law with a comparative glance at the EU 317
Bill Patry
- 17 The nature and content of the three-step test in EU copyright law: a reappraisal 338
Daniël Jongsma

Section V	
Copyright enforcement: the technological and cross-border dimensions	355
18 Website blocking under EU copyright law <i>Jan Bernd Nordemann</i>	357
19 Location, location, location! Copyright content moderation at non-content layers <i>Sebastian Felix Schwemer</i>	378
20 Jurisdiction and choice of law in online copyright cases <i>Lydia Lundstedt</i>	396
21 Enforcement of European rights on a global scale <i>Giancarlo Frosio</i>	413
Section VI	
The Court of Justice of the European Union	441
22 The multifaceted influence of the Advocates General on the Court of Justice's copyright case law: legal secretaries, literature and language <i>Estelle Derclaye</i>	443
23 Rationales and litigation strategy of the French government before the CJEU in copyright cases <i>Daniel Segoin</i>	472
24 Reading tea leaves differently? A comparison of the interpretive fingerprint of the CJEU and the US Supreme Court in copyright law <i>Frederic Blockx</i>	486
<i>Index</i>	<i>529</i>