

## Media Law and Copyright (K001186)

Course size (nominal values; actual values may depend on programme)

Credits 5.0 Study time 150 h Contact hrs 45.0 h

Course offerings and teaching methods in academic year 2018-2019

A (semester 1) Dutch self-reliant study activities 0.0 h

Lecturers in academic year 2018-2019

Van der Perre, Katrien PS01 lecturer-in-charge

Offered in the following programmes in 2018-2019

|  | crdts | offering |
|--|-------|----------|
| <a href="#">Bachelor of Science in Communication Science</a>   | 5     | A        |
| <a href="#">Bachelor of Science in Political Science</a>   | 5     | A        |
| <a href="#">Linking Course Master of Science in Communication Science (main subject Communication Management)</a>        | 5     | A        |
| <a href="#">Linking Course Master of Science in Communication Science (main subject Film and Television Studies)</a>     | 5     | A        |
| <a href="#">Linking Course Master of Science in Communication Science (main subject Journalism)</a>                      | 5     | A        |
| <a href="#">Linking Course Master of Science in Communication Science (main subject New Media and Society)</a>           | 5     | A        |
| <a href="#">Preparatory Course Master of Science in Communication Science (main subject Communication Management)</a>    | 5     | A        |
| <a href="#">Preparatory Course Master of Science in Communication Science (main subject Film and Television Studies)</a> | 5     | A        |
| <a href="#">Preparatory Course Master of Science in Communication Science (main subject Journalism)</a>                  | 5     | A        |
| <a href="#">Preparatory Course Master of Science in Communication Science (main subject New Media and Society)</a>       | 5     | A        |

Teaching languages

Dutch

Keywords

Copyright law, media law, fundamentals of law, exploitation rights, moral rights, journalism and copyright law, copyright law and the internet, freedom of speech, portrait rights, right of privacy, media policy, regulation and monitoring of audiovisual media services, accountability, self-regulation in the sectors of journalism and publicity.

Position of the course

Situated in the 2Ba Communication Sciences.

The goal is to make the students acquainted with the fundamentals and principal characteristics of copyright law, media law and regulation of several forms, canals and platforms of public communication.

This course wants the students to gain insight into and to make them alert for the applications of the developments concerning copyright law, both from the perspective of the maker or the copyright holder as from the perspective of the user and the operator of the by copyright protected works (film, music, books, newspaper articles, TV-formats).

The students also gain basic knowledge and insight into the application of important limitations on the freedom of speech, especially in the sectors of media, journalism, film, commercial communication and internet.

At the same time, this course offers basic knowledge to the students about the most important provisions of the Flemish media decree, also from the perspective of the EU-directive audiovisual media services. The goal of this course is to provide the students

with insight into several principles and mechanism of self-regulation in the field of journalism and advertisement.

This course is situated in the curriculum of Law and Ethics.

## Contents

- Introduction: fundamentals of law.
- The object (author's work), the subject (author) and the duration of the copyright.
- The different exploitation rights (reproduction law, public notification law) and the moral rights of the author.
- The exceptions to copyright law.
- The study of some current developments and issues of copyright law, with among other things reprography (copying rights), private copy of home copy, digital copy for education and science, the public lending rights, piracy, cable distribution and copyright law, contract rights.
- European harmonization concerning copyright law.
- The constitutional protection of the freedom of speech, based on art. 19, 25 and 150 Cx and art. 10 ECtHR and the limitations on the freedom of speech (including the punishment of encouraging racism and discrimination, negationism, violation of morality, protection of minors).
- The protection of the right of privacy on a national and European level (GDPR)
- The general location of the Flemish media decree and study of regulation concerning public broadcasting, private broadcasting, radio and television services, publicity, sponsoring, product placement and teleshopping on radio or television, the supervisory body concerning the broadcast legislation (Flemish Regulator for Media), services and networks.
- Journalistic deontology and the Council for Journalism.
- The advertising code and the Jury for Publicity Ethics.

## Initial competences

Students have successfully completed the course 'Social and political doctrines' (1Ba Communication Sciences) or have acquired the competences targeted in these components in another way.

## Final competences

- 1 To have basic knowledge of the characteristics and the applications of copyright law and media law.
- 2 To have knowledge of the developments, implications and current issues of copyright law and media law, especially in the field of mass media, journalism, film and television, culture, advertising and internet.
- 3 To analyze concrete and abstract issues of copyright and media law.
- 4 To form an argumentative verdict and to formulate a viewpoint about a specific issue in copyright or media law.
- 5 To develop an inquisitive attitude to remain up to date about the developments and new applications in copyright and media law, also in relation to the copyright and media policy and the social debate about role and impact of media and copyright law (e.g. in the telecom sector, digital single market,...)

## Conditions for credit contract

Access to this course unit via a credit contract is determined after successful competences assessment

## Conditions for exam contract

This course unit cannot be taken via an exam contract

## Teaching methods

Group work, self-reliant study activities

## Extra information on the teaching methods

- Lectures, with a number of current illustrations and examples from the legal practice, among other things based on topical jurisdiction and the current state of affairs.
- Some lectures focus on current developments and/or practical applications of copyright law and media law.
- Independent assignment: preparing topics about recent applications or issues with respect to copyright law and media law (journalism, advertising and media policy) to present and discuss during the lectures. Students also prepare chapters and given literature as a base for the lessons with an interactive approach.

## Learning materials and price

- For this course, there's a syllabus in preparation.
- PowerPoint presentations, legislation and text material will be available via Minerva.
- Law book Auteurs-en Mediarecht.

## References

- K. VAN DER PERRE, D. VOORHOOF en E. LIEVENS, Handboek Auteursrecht, Academia Press, Gent, annual update.
- D. Voorhoof en P. Valcke, Handboek Mediarecht, Larcier, Brussel, biennial update.
- The journals Auteurs & Media; Mediaforum, Tijdschrift voor Media- en Communicatierecht; AMI/Informatierecht; Communications Law; Légipresse; Légicom; Journal of Media Law and Iris, Legal Observations of the European Audiovisual Observatory

## Course content-related study coaching

Coaching via Minerva (schedule, additional documentation, links, FAQ).  
Appointment with lecturer possible, via mail.  
Individual feedback of examination.

## Evaluation methods

end-of-term evaluation

## Examination methods in case of periodic evaluation during the first examination period

Written examination

## Examination methods in case of periodic evaluation during the second examination period

Written examination

## Examination methods in case of permanent evaluation

## Possibilities of retake in case of permanent evaluation

not applicable

## Extra information on the examination methods

- Independent assignment: Independently processing the provided literature for interactive lessons and preparing topics about recent applications or issues with respect to copyright law media law in order to present during the lectures.
- Written examination: with access to sources of legislation concerning copyright and media law. The written examination is a combination of knowledge questions, application questions and insight questions, including some multiple choice questions.

## Calculation of the examination mark

90 % periodic assessment: written exam (with documentation of legislation)  
10 % non periodic: independent assignment

## Facilities for Working Students

After contact with the lecturer