Formalities, Term Useful Articles

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Remember Pickett v. Prince ?

Formalities

- Notice
- Publication
- Registration
- Deposit

Two key sets of changes 1/1/1978, effective date of 1976 Act 3/1/1989, Berne Convention Implementation Act

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		e work that is not protected by copy		
he term of copyright.	or the work has exp	vessions that the work is not printed west; (2) the author to led to somety work is a work of the U.S. Governm	strictory	
NATIONAL DESCRIPTION OF THE	copyright or (1) the	MIN IN WAS A PARTY CO.	A STANDARY	
041	E OF WORK	PROTECTED FROM	TERM	
C:u	ited 1 1 78 or after	When work is fixed in tangible medium of expression	Life + /il years* (or if work of corporate authoratio, the shorter of 95 years from publication, or 120 years from creation?	
Pub	ished before 1923	In public domain	None	
Pub	lished from 1923 .	When published with notice ³	28 years + could be renewed for 47 years, now extended by 20 years for a total renewed of 67 years. If not so renewed, now in public domein	
77	ished from 1964 -	When published with notice	28 years for first term; now automatic extension of 67 years for second term	
Crosted before but not publish	tted before 1-1-78 tol published	1.1-78, the effective date of the 1976 Act which eliminated common law copyright	Life + 70 years or 12-31-2002, whichever is greater	
1-1-	rod before 78 but published room them and 1,2002	1-1-78, the effective date of the 1978 Act which winningled common law copyright	Life • 70 years or 12:31 2047 whichever is greater	
12:		***************************************	manuscrip is greater	

Copyright term chart

- Copyright terms, from Prof. Gasaway
- http://www.unc.edu/~unclng/public-d.htm



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Rent seeking PRESENT VALUE OF ADDITIONAL COMPENSATION \$19.60 \$0.25 \$10.00 For a work for hire: Interest Rate Compressation, Additional Percent Years 1-75. Compressation, Increase Years 75-95. 1.65% 0.47% \$14.20 \$0.07

Mazer v. Stein physical separability



§ 102(a): Works of authorship include the following categories.

- (1) literary works;
- (2) musical works; (3) dramatic works, . . .;
- (4) pantomimes and choreographic works;
- (5) pictorial, graphic, and sculptural
- (6) motion pictures and other audiovisual works;
- (7) sound recordings; and
- (8) architectural works.

§ 101. "Pictorial, graphic, and sculptural works" include two-dimensional and three-dimensional works of fine, graphic, and applied art, photographs, prints and art reproductions, maps, globes, charts, diagrams, models, and technical drawings, including architectural plans. Such works shall include works of artistic craftsmanship insofar as their form but not their mechanical or utilitarian aspects are concerned; the design of a useful article, as defined in this section, shall be considered a nictorial graphic or sculptural considered a pictorial, graphic, or sculptural work only if, and only to the extent that, such design incorporates pictorial, graphic, or sculptural features that can be identified separately from, and are capable of existing independently of, the utilitarian aspects of the article.

§ 101. A "useful article" is an article having an intrinsic utilitarian function that is not merely to portray the appearance of the article or to convey information. An article that is normally a part of a useful article is considered a "useful article".











