

Academic Year: (2019 / 2020)

Review date: 28-04-2020

Department assigned to the subject: Private Law Department

Coordinating teacher: RUIZ MUÑOZ, MIGUEL

Type: Compulsory ECTS Credits : 3.0

Year : 1 Semester : 1

REQUIREMENTS (SUBJECTS THAT ARE ASSUMED TO BE KNOWN)

None

OBJECTIVES

COMPETENCES

CB7, That students know how to apply the acquired knowledge and their ability to solve problems in new or unfamiliar environments within broader (or multidisciplinary) contexts related to their area of study.

CB8, That students are able to integrate knowledge and face the complexity of making judgments based on information that, being incomplete or limited, includes reflections on social and ethical responsibilities linked to the application of their knowledge and judgments.

CE2, To contextualize historically Advertising Communication and the current problems it faces.

LEARNING OUTCOMES

To acquire and apply knowledge about contemporary advertising and communication.

To acquire knowledge about the legal framework for the development of the activity that concerns the implementation of advertising campaigns.

DESCRIPTION OF CONTENTS: PROGRAMME

I-Copyright and advertising creation.

II-Law of unfair competition: Advertising Law.

III-Industrial design law: utilitarian and aesthetic creations

IV-Trademark Law: Creations of corporate distinctive signs

V-Intellectual creations on the internet: use and abuse

LEARNING ACTIVITIES AND METHODOLOGY

LEARNING ACTIVITIES

Theoretical classes

Practical classes

Tutoring

Group work

Individual work

TEACHING METHODOLOGY

-Lectures in class by the lecturer with the support of audiovisual media, in which the main concepts of the course will be developed. Bibliography will be provided in order to complement the knowledge of the students.

-Critical review of readings and audiovisual material suggested by the lecturer: press articles, videos, advertising campaigns, reports, manuals and academic articles, either for class' discussion or for students to amplify and consolidate the course's content.

-Resolution of advertising and communication case studies posed by the lecturer, in an individual or group manner.

-Presentation and discussion in class, under the lecturer's moderation, of topics related to the course as well as case studies.

-Assignments and reports done by students in an individual or group manner.

ASSESSMENT SYSTEM

EVALUATION CRITERIA:

- Participation in class: up to 20%
- Individual or group work: up to 30%
- Final exam: up to 50%

GRADING METHOD:

The grades will be made generally in response to the lecturers and materials provided or recommended by the lecturers. Regarding the participation in class for positive consideration must be substantiated and reasoned. And as for the practical works, they will be qualified basically by the content according to the first criterion, but as long as the presentation is correct and adequate.

In summary, therefore:

- Class participation
- Individual or group work carried out during the course
- Final exam

Evaluation Criteria of the Extraordinary Call:

"The note of the Continuous Assessment is kept"

% end-of-term-examination: 50

% of continuous assessment (assignments, laboratory, practicals...): 50

BASIC BIBLIOGRAPHY

- ADI: Marcial Pons/ Actas de Derecho Industrial y Derecho de autor, , Universidad de Santiago de Compostela, -
- Candelario Macías, I., La creatividad e innovación empresarial: la tutela del diseño industrial en el mercado interior., Bilbao: Eurobask, , 2007
- De Miguel Asensio, P.A., Régimen jurídico de la publicidad transfronteriza, , Iustel, Madrid, , 2005
- De Miguel Asensio, PA, Derecho privado de Internet, , 3^a ed., Civitas: Cizur Menor, , 2012
- De la Cuesta Rute, J.M., Curso de Derecho de la Publicidad,, EUNSA, Pamplona,, 2002
- Fernández-Novoa, C., Tratado de derecho de marcas,, 2^a ed., Marcial Pons: Madrid, , 2004
- Fernández-Novoa/Otero Lastres/Botana Agra, Manual de la propiedad industrial, 2^a ed., , Marcial Pons: Madrid,, 2014
- García Vidal, A. (Coord.), El diseño comunitario. Estudios sobre el Reglamento (CE) núm. 6/2002., Cizur Menor: Thomson Reuters/Aranzadi, , 2012
- García Vidal, A., Derecho de marcas en Internet, , Tirant lo blanch: , 2008
- Lara González, R., La denigración en el derecho de la competencia desleal, , Cizur Menor, Aranzadi,, 2007
- Larriba Hinojar, B., La tutela penal del diseño industrial,, Tiant lo Blanch: Valencia, , 2006
- Lastiri Santiago, M., La comercialización del nombre de dominio, , Marcial Pons: Madrid, , 2013
- Lema Devesa, C., Problemas jurídicos de la publicidad,, Marcial Pons, Madrid, 2007
- Lence Reija, C., La protección del diseño en el Derecho español,, Marcial Pons: Madrid, , 2004
- Lobato García, M., Comentario a la Ley 17/2001, de Marcas, , Civitas: Madrid, , 2002.
- Otero Lastres, JM, El diseño industrial según la Ley de 7 de julio de 2003, Tratado de Derecho Mercantil dir. Olivencia, Fernández-Novoa, Jiménez de Parga), T. 19, v. 2º, , Marcial Pons: Madrid, , 2003.
- Pe.i.: Revista de propiedad intelectual, -, -
- Pérez de la Cruz, A., Derecho de la propiedad industrial, intelectual y de la competencia, , Marcial Pons: Madrid, , 2008
- Ramos Herranz, I., La publicidad en el sector audiovisual, , Thomson Reuters/Aranzadi, Cizur Menor,, 2015
- Ramos Herranz, I., Marcas versus nombres de dominio, , Iustel: Madrid, , 2004
- Ruiz Muñoz, M. (Dir.) Derecho de la propiedad intelectual. Derecho de autor y propiedad industrial, Tirant lo Blanch, 2017
- Ruiz Muñoz, M., ¿Derecho de la publicidad y globalización: publicidad transfronteriza, libertad de expresión y derechos aplicables?, , Revista de Derecho Mercantil, 263, p. 115-165., 2007
- Ruiz Muñoz, M., ¿Diseño industrial y derecho de autor en Europa (La acumulación en algunos Derechos nacionales armonizados)?, Actas de derecho industrial y derecho de autor, T. 27 (2006-2007), 2007, p. 381-424., -, 2007

- Ruiz Muñoz, M., ¿Sobre propiedad industrial y exclusión de la responsabilidad de los intermediarios en Internet: enlaces y buscadores (A propósito del conflicto judicial francés Louis Vuitton Malletier v. Google)¿, Revista de la Contratación Electrónica, 99, 2008, p. 61 ss., 2008
- Saiz García, C., ¿La obras audiovisuales de carácter publicitario y derecho de autor, Actas de Derecho Industrial y derecho de autor, T. 19, 1998, p. 245 ss., -, -
- Santaella López, M., Derecho de la publicidad, , Madrid,, 2003
- Stalman, A., Brandoffon. El branding del futuro,, Gestión 2000: Barcelona, , 2014
- Tato Plaza, A., La publicidad comparativa,, Marcial Pons, Madrid, , 1996.
- VVAA, dir. Bercovitz/García Cruces, Comentarios a la Ley de marcas,, 2^a ed., Aranzadi: Cizur Menor,, 2010
- VVAA, Coord. Lázaro Sánchez, Los contratos publicitarios, , Civitas, Cizur Menor,, 2011
- VVAA, coord. R. Bercovitz, Manual de propiedad intelectual, , 6^a ed., Valencia: Tirant lo blanch, , 2015
- VVAA, coords., M.A. Encabo/R. Rolli, Publicidad y derechos de autor en algunos países de Europa,, Ariccia: Aracne, , 2015
- VVAA, dir. García-Cruces, Tratado de derecho de la competencia y de la publicidad,, Tirant lo blanch, Valencia, 2014
- Vivas Tesón, I. ¿La tutela del diseño industrial por el derecho de autor¿,30,, Revista Aranzadi de Derecho patrimonial, 2013, p. 407 ss., 2013

ADDITIONAL BIBLIOGRAPHY

- Mühlendahl/Botis/Maniatis/Wiseman Trade mark law in europe, Oxford University Press, 2016
- Ruiz Muñoz, M. (Dir.) Derecho de la propiedad intelectual. Derecho de autor y propiedad industrial, Tirant lo blanch, 2017