

Academic Year: (2022 / 2023)

Review date: 12-05-2022

Department assigned to the subject: Private Law Department

Coordinating teacher: CRESPO MORA, MARIA CARMEN

Type: Compulsory ECTS Credits : 3.0

Year : Semester :

OBJECTIVES

To have an understanding of the knowledge which have the base or have the opportunity of being original in the development and/or application of ideas, often within an investigation context.

- Students have to learn to apply the knowledge acquired and have the capacity to solve problems in new areas or little known areas in broader concepts (or multidiscipline) related to their field of study.
- Students have to be capable of integrate such knowledge and face the complexity of making decisions starting from an information that, being incomplete or limited, includes thinking about the social and ethical responsibilities related to the application of their knowledge, judgements and opinions.
- Students have to know how to communicate their conclusions, knowledge and the ultimate reasons that support specialized and non-specialized public in a clear manner and without ambiguities.
- Students have to acquire the skills of own and autonomous learning.
- Understand all the institutional web of Intellectual Property and master the access and control to its legal sources of information.
- Acquire a systematic knowledge of all the applicable legislation to the subject of the Master Program as well as of the decisions of the Spanish Supreme Court and the Court of the European Union. Students have to know how to analyze, interpret and apply them.
- Identify conflicts of interest in the scope of Intellectual Property and determine the techniques for their solving.
- Elaborate legal text of quality in which the student has to be capable of synthesize the acquired knowledge and make new proposal and solutions in light of the changing social scenario in the field of Intellectual Property.
- Integrate the particularities of Intellectual Property in the general system of acquisition, modification, transfer and extinction of real rights.
- Have a solid background of the founding and principles of Intellectual Property that enables them to develop the knowledge and techniques acquired in an autonomous, personal and direct manner.
- Find the correct legal rule applicable to the cases related to Intellectual Property and find the corresponding legal consequence.
- Elaborate and synthesize in a clear and precise contract the rights and obligations of the parties in the assignment of rights over the works and performances subject to protection, identifying the ways of exploitation within each of them and respecting the imperative Law whether it is expressly stated or not.
- Give legal advice to persons, institutions and corporations that use products or services protected by Intellectual Property with respect to relevant legal facts, understanding the analysis of legal problems, the valuation of risks or possible liabilities and the taking of professional decisions.
- Be able to act professionally in the field of Intellectual Property, whether in advising or transacting activities or in litigious situations, through the exercise of civil, commercial, criminal or administrative actions.
- Determine the applicable Law and the jurisdiction in transnational cases.
- Evaluate the possibilities of fraud that the owners of IP rights can suffer in the digital field and know how to apply the technologic measures for the protection of such rights always respecting the established legal limits.

DESCRIPTION OF CONTENTS: PROGRAMME

The subject analyzes general and basic institutions on Copyright Law that form the heart of the Master's content. The structural elements of the subjective copyright are studied in great depth and detail, i.e., ownership, object and content, as well as its dynamic aspects (rights transfers) and both national and international protection systems.

Civil and criminal actions. Functions mediation, arbitration and safeguarding rights of the Commission Intellectual Property

ASSESSMENT SYSTEM

The continuous assessment system will consist of solving a practical case and the presentation of the comment of a judgment of the Supreme Court. It will have a value of 20%.

The final exam will consist in a test. The final exam will have a value of 80%.

In the extraordinary call, the qualification of the continuous evaluation process will be saved in the event that the student has followed it. If he did not follow it, 100% of the grade will fall exclusively on the test. The special examination or second and final call will have the same characteristics as the ordinary call exam.

% end-of-term-examination:	80
% of continuous assessment (assignments, laboratory, practicals...):	20