Part I -
data packages
for the domains “Copyright Law” and “Trademarks / Unfair Competition

Financované Európskou úniou NextGenerationEU
PLÁN OBNOVY
ÚRAD PODPREDSEDU VLÁDY SLOVENSKEJ REPUBLIKY PRE PLÁN OBNOVY A ZNALOSTNÚ EKONOMIKU
VAIA VÝSKUMNÁ A INOVAČNÁ AUTORITA
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Data for the domains of Copyright Law and Trademarks are packaged in 17 data packages. The data packages contain documents in HTML format.

The documents were selected for each package based on full-text queries or queries into metadata in our system. Queries to the database were formulated according to the assignees' instructions.

I. ASSIGNMENTS AND REFERENCES TO THE DATA PACKAGES

The following text provides the assignments of the partners - assignees and a remark referring to the package number. In the text below (Part II), each data package is described in more detail – inter alia, it includes the wording of the database queries on the basis of which the package was created.

Copyright Law: 1 OKS 2 – use of works without LA [LZ] 3 /unjust enrichment* 4

Separate search criterion:
* Directive 2001/29/EC of the European Parliament and of the Council of 22 May 2001 on the harmonisation of certain aspects of copyright and related rights in the information society in conjunction with Article 3 paragraph 1 of the Directive 5

* Act No. 185/2015 Coll. 7 (Copyright Act) in conjunction with Section 19 paragraph 4 letter f) points 2 and 3 of AZ
* Act No. 185/2015 Coll. (Copyright Act) in conjunction with Section 164 paragraph 1 of AZ
* Act No. 185/2015 Coll. (Copyright Act) in conjunction with Section 58 paragraph 1 letter i)
* Act No. 185/2015 Coll. (Copyright Act) in conjunction with Section 63 paragraph 2 letter d)

* Act No. 40/1964 Coll. (Civil Code) in conjunction with Section 442a paragraph 2 and Section 458a 8

* Directive 2006/115/EC of the European Parliament and of the Council of 12 December 2006 on rental right and lending right and on certain rights related to copyright in the field of intellectual property in conjunction with Article 8 paragraph 2 and Article 10 paragraph 1

Cumulative criterion:

Judgment of the Court of Justice of the EU of 12 March 2012 in the case Phonographic Performance (Ireland) Limited v. Ireland , Case No. C-162/10 , 9

Judgment of the Court of Justice of the EU of 07 December 2006 in the case Sociedad General de Autores y Editores De España (SGAE) v. Rafael Hoteles SA, Case No. C-306/05 10

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always only in conjunction with the keyword public transmission 11

Act No. 185/2015 Coll. (Copyright Act) in conjunction with Section 152 paragraph 4,

in conjunction with the keyword extended collective licence agreement 12

Directive 2006/115/EC of the European Parliament and of the Council of 12 December 2006 on rental right and lending right and on certain rights related to copyright in the field of intellectual property 6

in conjunction with the keyword appropriate remuneration 13 or cumulative private use

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Trademarks 14 **and unfair competition*** 15

Separate search criteria

* Section 7 letter a) or Section 7 letter b) or Section 7 letter f) of Act No. 506/2009 Coll. 16 on trademarks

* Section 8 or Section 8a of Act No. 506/2009 Coll. on trademarks

*Section 44 or Section 45 or Section 46 or Section 47 or Section 48 of Act No. 513/1991 Coll. Commercial Code

Cumulative search criteria

* Section 8 or Section 8a of Act No. 506/2009 Coll. on trademarks
in conjunction with the keyword: unfair competition

* Section 44 or Section 45 or Section 46 or Section 47 or Section 48 of Act No. 513/1991 Coll. Commercial Code
in conjunction with the keyword: trademark

* Act No. 162/2015 Coll. (Správny súdny poriadok) [Administrative Judicial Code]
in conjunction with the keyword: Industrial Property Office [Úrad priemyselného vlastníctva] 17 or trademark

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II. OVERVIEW OF DATA PACKAGES

package	main domain	assignment	meta-query	full-text query	note on the alternatively reduced set
1	copyright law	copyright law		copyright_law	I recommend focusing on the judicial agenda "Ca" "Co" "Cdo" "ÚS"
2	copyright law	collective management organisation		collective_management_organisation	I recommend focusing on the judicial agenda "Ca" "Co" "Cdo" "ÚS"
		collective management organisation	-	~~"collective management organisation"~~	
		use of works without a licence agreement	-	~~use_of_works_without_a_licence_agreement~~	
3	copyright law	use of works without a licence agreement		use_of_works	I recommend focusing on the judicial agenda "Ca" "Co" "Cdo" "ÚS"
		use of works without a licence agreement		without_a_licence_agreement	
4	copyright law	unjust enrichment		unjust_enrichment copyright	I recommend focusing on the judicial agenda "Ca" "Co" "Cdo" "ÚS"
5	copyright law	Directive 2001/29/EC		2001/29/EC	I recommend focusing on the judicial agenda "Ca" "Co" "Cdo" "ÚS"
		harmonisation of certain aspects of copyright and related rights in the information society		information_society copyright	
		Directive 2001/29/EC	32001L0029 (EU)		
6	copyright law	Directive 2006/115/EC		2006/115/EC	I recommend focusing on the judicial agenda "Ca" "Co" "Cdo" "ÚS"
		on rental right and lending right and on certain rights relating to copyright in the field of intellectual property		lending_right copyright	
		Directive 2006/115/EC	~~32006L0115 (EU)~~	-	
7	copyright law	Copyright Act		copyright_act	I recommend focusing on the judicial agenda "Ca" "Co" "Cdo" "ÚS"
		185/2015 Coll. - meta - relation to	185/2015 Coll.		
		185/2015 Coll.		185/2015_Coll.	

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package	main domain	assignment	meta-query	full-text query	note on the alternatively reduced set
8	copyright law	Section 442a paragraph 2 of the Civil Code [Občiansky zákonník]	~~40/1964 Coll.: Section 442a paragraph 2~~	-	I recommend focusing on the judicial agenda "Ca" "Co" "Cdo"
		Section 442a paragraph 2 of the Civil Code [Občiansky zákonník]	40/1964 Coll.: Section 442a		
		Section 442a paragraph 2 of the Civil Code [Občiansky zákonník]		Section_442a_paragraph_2_of_the_Civil_Code_[Občiansky_zákonník]	
		Section 442a paragraph 2 of the Civil Code [Občiansky zákonník]		Section_442a_paragraph_2_OZ	
		Section 442a paragraph 2 of the Civil Code [Občiansky zákonník]		Section_442a_paragraph_2_of_Act_No._40/1964_Coll.	
		Section 458a of the Civil Code [Občiansky zákonník]	40/1964 Coll.: Section 458a		
		Section 458a of the Civil Code [Občiansky zákonník]		Section_458a_of_the_Civil_Code_[Občiansky_zákonník]	
		Section 458a of the Civil Code [Občiansky zákonník]		Section_458a_CC_[OZ]	
		Section 458a of the Civil Code [Občiansky zákonník]		Section_458a_of_Act_No._40/1964_Coll.	
9	copyright law	Phonographic Performance		Phonographic Performance	I recommend focusing on the judicial agenda "Ca" "Co" "Cdo"
		C-162/10		C-162/10	
10	copyright law	Judgment of the Court of Justice of the EU of 07 December 2006 in the case Sociedad General de Autores y Editores De España (SGAE) v. Rafael Hoteles SA, Case No. C-306/05		SGAE	I recommend focusing on the judicial agenda "Ca" "Co" "Cdo"
		Judgment of the Court of Justice of the EU of 07 December 2006 in the case Sociedad General de Autores y Editores De España (SGAE) v. Rafael Hoteles SA, Case No. C-306/05		Rafael_Hoteles	
		C-306/05		C-306/05	
11	copyright law	public transmission		public_transmission copyright	I recommend focusing on the judicial agenda "Ca" "Co" "Cdo"
12	copyright law	extended collective licence agreement		extended_collective_licence_agreement	I recommend focusing on the judicial agenda "Ca" "Co" "Cdo"
		extended collective licence agreement		collective_licence_agreement	
13	copyright law	appropriate remuneration		appropriate_remuneration copyright	I recommend focusing on the judicial agenda "Ca" "Co" "Cdo"
		~~cumulative private use~~	-	~~cumulative_private_use~~	

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package	main domain	assignment	meta-query	full-text query	note on the alternatively reduced set
14	trademarks	trademark		trademark	I recommend focusing on the judicial agenda "CbPV" "CoPV" "Cdo" "ÚS"
15	trademarks	unfair competition		unfair_competition	
16	trademarks	506/2009 Coll. 506/2009 Coll. - meta - relation to	506/2009 Coll.	506/2009_Coll.	I recommend focusing on the judicial agenda "CbPV" "CoPV" "Cdo" "ÚS"
17	trademarks	Industrial Property Office		Industrial_Property_Office	I recommend focusing on the judicial agenda "CbPV" "CoPV" "Cdo" "ÚS"

Note:
If the text above is struck through – it means that the search result for the given query was 0 or insignificant.

III. RESULT SETS IN OVERVIEWS

Each data package is accompanied by an overview of the basic information about the individual documents included in the package, the so-called result set in overviews (attached - *datovy-balik-1.xlsx* to *datovy-balik-17.xlsx*).
These are lists of documents that constitute the data package, together with additional metadata necessary for filtering of the results.

For example, the data package labelled "1" corresponds to the overview labelled *datovy-balik-1.xlsx*.

The individual overviews are designed so that other assignees can filter and possibly select documents based on these lists.

In each overview (.xlsx) there is a sheet called "altaml" that describes all documents from the data package.
In most .xlsx files, there is also a sheet "po_redukcii" containing a selection of documents – we used a reduction by analysing the case reference.
This means that, for example, for the Copyright Law and Trademarks domains, decisions from the criminal agenda or enforcement agenda were excluded from the selection.
Alternatively, if there was a specific court register reference for the given agenda related to the domain, it was used for the reduction.
For example, in the field of copyright law, the "Ca" and "Co" register references are used in the case reference, and for the trademark field, "CbPV" and "CoPV" are used.

It is up to the other assignees whether they will work with full sets or with the reduced sets.

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Overview of the columns in the result sets:

A	query	A query on the basis of which the document was included in the result set. If the value contains the phrase “meta-....”, it means that we searched the metadata. The remaining queries are full-text. If there is an underscore “_” in the full-text query, it indicates an occurrence in immediate proximity.
B	number	case reference in a normalised format
C	title	title (if the decision has one)
D	aspi_id	our ID in the database
E	author	
F	type	
G	date	date of the decision
H	full_source	the full name of the source
I	relation	relationships of the document derived from metadata, e.g. it is possible to filter for relationships to the EU by using text filters – in this case I search for the string (EU)
J	area	classification of the document into a field of law (if the decision has it)
K	register	Register (if the decision has it)
L	file	the name of the document under which it is in the relevant data package
M	ecli	ECLI (if the decision has it)

IV. Annexes

- 17 result sets in overviews (*datovy-balik-1.xlsx* to *datovy-balik-17.xlsx*)
- 17 data packages

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