



List of publications IViR 2009*

Academic publications:

Mr. C.J. Angelopoulos

- [*Creative Commons and Related Rights in Sound Recordings: Are the Two Systems Compatible?*](#), December 2009.

Dr. S.J.R. Bostyn

- 'Patenting human embryonic stem cells in peril: the decision of the Enlarged Board of Appeal in G 2/06', *BioScience Law Review*, 2009-10, p. 13-24.
- 'How biological is essentially biological? The referrals to the Enlarged Board of Appeal G 2/07 and G 1/08', *EIPR* 2009-11, p. 549-558.

Dr. M.M.M. van Eechoud

- (with P.B. Hugenholtz, S.J. van Gompel, L. Guibault & N. Helberger), *Harmonizing European Copyright Law: The Challenges of Better Lawmaking*, Information Law Series 19, Alphen aan den Rijn: Kluwer Law International 2009, 374 pp.

Prof. dr. N.A.N.M. van Eijk

- (with N. Helberger et al.), [*Ups and downs. Economic and cultural effects of file sharing on music, film and games*](#) (authorised translation), February 2009, 128 pp.
- (with S. Bašić Hrvatin), *Analysis and Comments on the Montenegrin draft Law on Electronic Media*, Council of Europe, August 2009, 102 pp.
- '[A Converged Regulatory Model for Search Engines?](#)', *Magazine of the Society for Computers and Law*, 2009-6, p. 1-3.
- '[Search Engines, the New bottleneck for Content Access](#)', in: B. Preissl, J. Haucap & P. Curwen (red.), *Telecommunication Markets, Drivers and Impediments*, London: Springer, 2009, p. 141-157.

* See for full list of publications in Dutch: http://www.ivir.nl/jaarverslagen/2009/publicatielijst_2009.pdf

- (with Joost Poort, SEO), *Economic and Legal Aspects of File sharing in the Netherlands* conference paper, Tilburg, 43 pp.
- *Regulating Cable: balancing between competition and public interest*, paper, 20th European Regional ITS Conference Bahrein, 16 pp.
- *Universal Service and Disabled People*, paper 20th European Regional ITS Conference Bahrein, 26-28 October, 22 pp.
- 'Linear and non-linear audiovisual media services', in: *Ready, Set...Go?, The Audiovisual Media Services Directive*, IRiS special, European Audiovisual Observatory, p. 41-45.

Mr. S.J. van Gompel

- (with M.M.M. van Eechoud, P.B. Hugenholtz, L. Guibault & N. Helberger), *Harmonizing European Copyright Law: The Challenges of Better Lawmaking*, Information Law Series 19, Alphen aan den Rijn: Kluwer Law International 2009, 374 pp.
- (translated by J. Kyseřová in cooperation with T. Dobřichovský and L. Bednář) 'Formality v digitální éře: překážka nebo příležitost?', in: Jan Kříž et al., *Aktuální otázky práva autorského a práv průmyslových - Current Problems of Copyright and Industrial Property*, Praha/Prague: Univerzita Karlova, Nakladatelství Karolinum/Charles University, Karolinum Press 2009, p. 28-48.

Dr. L. Guibault

- (with M.M.M. van Eechoud, P.B. Hugenholtz, S.J. van Gompel & N. Helberger), *Harmonizing European Copyright Law: The Challenges of Better Lawmaking*, Information Law Series 19, Alphen aan den Rijn: Kluwer Law International 2009, 374 pp.
- 'La "fabrication fictive" et la lutte contre la piraterie aux Pays-Bas', *Les cahiers de propriété intellectuelle* 2009-1, p. 229-234.
- 'Relationship between Copyright and Contract Law', in Estelle Derclaye (ed.), *Research Handbook on the Future of EU Copyright*, Edward Elgar, Cheltenham, 2009

Dr. N. Helberger

- (with M.M.M. van Eechoud, P.B. Hugenholtz, S.J. van Gompel & L. Guibault), *Harmonizing European Copyright Law: The Challenges of Better Lawmaking*, Information Law Series 19, Alphen aan den Rijn: Kluwer Law International 2009, 374 pp.
- (with N.A.N.M van Eijk et al.), [Ups and downs. Economic and cultural effects of file sharing on music, film and games](#) (authorised translation), February 2009, 128 pp.

Drs. mr. J.V.J. van Hoboken

- 'Search Engine Law and Freedom of Expression: A European Perspective', in: K. Becker, F. Stalder (eds.), *Deep Search. The Politics of Search Beyond Google*, Innsbruck: Studienverlag & Transaction Publishers 2009, p. 85-97.

Prof. mr. P.B. Hugenholtz

- (with M.M.M. van Eechoud, S.J. van Gompel, L. Guibault & N. Helberger), *Harmonizing European Copyright Law: The Challenges of Better Lawmaking*, Information Law Series 19, Alphen aan den Rijn: Kluwer Law International 2009, 374 pp.
- ‘Copyright Without Frontiers: the Problem of Territoriality in European Copyright Law’, in: E. Derclaye (ed.), *Research Handbook on the Future of EU Copyright*, Cheltenham: Edward Elgar Publishing 2009, p. 12-26.

Dr. T. McGonagle

- (with T. Moring), ‘[Analysis of Information provided by DH-MIN members on the Questionnaire on the access of national minorities to new media in the information society](#)’, report commissioned by Committee of Experts on Issues Relating to the Protection of National Minorities (DH-MIN), Council of Europe, 9 March 2009, Doc. No. DH-MIN(2009)003, 38 pp.
- ‘Free expression and respect for others’, in: Y. Lange (ed.), *Living Together: a handbook on Council of Europe standards on media’s contribution to social cohesion, intercultural dialogue, understanding, tolerance and democratic participation*, Strasbourg: Council of Europe 2009, p. 7-20.
- ‘Participation in democratic society’, in: Y. Lange (ed.), *Living Together: a handbook on Council of Europe standards on media’s contribution to social cohesion, intercultural dialogue, understanding, tolerance and democratic participation*, Strasbourg: Council of Europe 2009, p. 35-47.
- ‘[Representation of Minorities: Rights of Access](#)’, in: *Media and Human Rights*, Londen: Clemens Nathan Research Centre 2009, p. 106-126.

Mr. A.B. Ramalho

- Parody in Trademarks and Copyright: Has Humour Gone Too Far?, *Cambridge Student Law Review*, 2009-1, p. 58-74
- Silent Ethics in the Mobile Phone Sector? The Case of the ‘por qué no te callas?’ Ringtone, *European Intellectual Property Review*, 2009-4, p. 218-221.
- Marks, Forfeiture and a Constitutional Conundrum, *World Trademark Review*, 2009-18, p. 41-43
- Portugal – Vorläufige Patentanmeldungen: Eine erfolgreiche Neuerung, *GRUR International*, 2009-10, p. 882.
- Intellectual Property and Social Justice, in A. Kakanowski & M. Narusevich (eds.), *Handbook of Social Justice*, New York: Nova Publishers 2009, p. 245-256

Professional publications:

Mr. C.J. Angelopoulos

- 'Filtering the Internet for Copyrighted Content in Europe', *IRIS plus* (Supplement to *IRIS*) 2009-4.

Prof. dr. N.A.N.M. van Eijk

- (with others) [Statement by European academics on the inappropriateness of imposing increased internet regulation in the EU](#), 8 January 2009, 3 pp.
- (with others) [An open letter to Google's CEO, Eric Schmidt: Ensuring adequate security in Google's cloud based services](#), 16 June 2009, 6 pp.

Mr. S.J. van Gompel

- Contributions to *IRIS*.
- Contributions to Kluwer Case Law (Chellomedia).

Drs. mr. J.V.J. van Hoboken

- 'Dutch torrent website Mininova has to remove all torrents for copyright protected works', *IRIS* 2009-9, p. 23.

Prof. mr. P.B. Hugenholtz

- '[SatCab Revisited: The Past, Presence and Future of the Satellite and Cable Directive](#)', *IRIS Plus* 2009-8, p. 7-19.

Dr. T. McGonagle

- 11 contributions to *IRIS* and *IRIS Merlin* (database/online archive).

Mr. A.B. Ramalho

- Contribution to *IRIS*