



Creative Commons International

LEGAL DAY 2008

Tuesday, July 29th  
Sapporo, Japan

# WELCOME

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DEAR COLLEAGUES,

Welcome to Sapporo! We hope you arrived well and had a safe and comfortable trip. We would like to take this opportunity to welcome you and share our enthusiasm and warm expectations for the events to come.

In particular, we would like to thank you for joining us at the CCI Legal Day 2008. We look forward to the many presentations and discussions about current research and projects, and perhaps more importantly, we look forward to developing a future agenda and strategies with you.

In this vein, the CCI Legal Day in Sapporo builds upon the initiative that began in Rio de Janeiro and continued in Dubrovnik. This event will help set the stage for further detailed collaboration on questions about the international Creative Commons licensing suite.

We hope you will enjoy your time in Sapporo and that you find ample opportunity to meet and discuss with fellow Creative Commons colleagues.

Attached in this packet you will find more information about the CCI Legal Day, its speakers, and some logistical information. If you have any questions or comments, please feel free to contact Michelle or Catharina on our mobile numbers.

All the best,

Catharina, Michelle & Patricia

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# CONTACT

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# LOGISTICS

## **BUS TO LEGAL DAY VENUE**

**The bus will depart from the main entrance of the Sapporo Grand Hotel on Tuesday, July 29th at 8:00am.**

**It will arrive at the Sapporo Convention Center at 8:30am. Please proceed to the registration desk upon arrival.**

## **BUS TO HOTEL AND KICK OFF DINNER**

**The bus will depart at 6:30pm from the Convention Center after the CCI Legal Day. It will stop at the Sapporo Grand Hotel.**

**From the Sapporo Grand Hotel, the bus will depart at 7:10pm for the Kick Off Dinner at the Okurayama Ski Jump.**

**At 9:00pm the bus will depart from the Ski Jump and return to the Grand Hotel.**

## **LEGAL DAY ROOMS**

**The morning session of the Legal Day will be held in the Convention Hall at the Sapporo Convention Center.**

**Following lunch, the afternoon session will be held in the Small Hall of the Convention Center.**

## **CLOSED CCI JURISDICTION MEETING**

**On Wednesday, July 30th from 4:00 - 6:00pm, a closed session for CC affiliates, staff, board members, and selected guests will be held in Room 105 of the Convention Center.**

**Beginning at 3:30pm there is a scheduled conversation break for all iSummit participants. We kindly ask you to use this time to make your way to Room 105 so that we may begin the session without delay.**

# AGENDA

## STATUS QUO

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8:30 - 9:00am

REGISTRATION

9:00 - 9:30am

WELCOME

**Catharina Maracke, Mike Linksvayer & Diane Peters |**  
Creative Commons International & Creative Commons

*Introduction | What happened since Dubrovnik*

*New Jurisdiction Projects | Version 3.0*

*New Protocols – CC+, CC0, ccRel for lawyers*

9:30 - 10:45am

INTERNATIONAL PORTING (PART 1)

**Professor Yoshiyuki Tamura |** Hokkaido University

*Digital Copyright | Peculiarities for Japan*

**Professor Susy Frankel |** Victoria University of Wellington

*Moral Rights*

**Questions & Discussion**

10:45 - 11:15am

*Coffee Break*

11:15 - 1:00pm

INTERNATIONAL PORTING (PART 2)

**Dr. Lucie Guibault |** Institute for Information Law (IViR)

*General remarks regarding license incompatibility*

**Dr. Prodromos Tsiavos |** London School of Economics

*On the porting process*

**Open Discussion**

*International porting | Challenges for different national  
licenses in the next five years*

1:00 - 2:30pm

*Lunch*

*Continued*

## FUTURE VERSIONING

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2:30 - 3:00pm	CC LICENSES WORLDWIDE  <b>Giorgos Cheliotis &amp; Mike Linksvayer</b>   National University of Singapore & Creative Commons
3:00 - 3:30pm	THE INTERNATIONAL ARCHITECTURE  <b>Catharina Maracke</b>   Creative Commons International <i>"Private International Law"   Questions regarding cross border licensing</i>
3:30 - 4:00pm	ON LICENSING DERIVATIVE WORKS  <b>Jessica Coates</b>   Queensland University of Technology <i>How can derivative works be licensed?</i> <i>Questions for the BY and BY-NC</i>
4:00 - 4:30pm	PARALLEL DISTRIBUTION CLAUSE  <b>Tomoaki Watanabe</b>   Creative Commons Japan <i>Japanese digital TV broadcasting – an example or exemption?</i>
4:30 - 5:00pm	DISCUSSION
5:00 - 5:15pm	<i>Tea Break</i>
5:15 - 5:45pm	NON COMMERCIAL  <b>Paul Keller</b>   Kennisland <i>Non commercial definitions used in the collecting society pilots and trials</i>  <b>Diane Peters</b>   Creative Commons <i>Introduction to research study regarding "non commercial"</i>
5:45 - 6:15pm	CC0: WAIVER AND UNIVERSAL PUBLIC DOMAIN ASSERTION TOOLS  <b>Diane Peters</b>   Creative Commons <i>Overview   New wording and next steps</i>  <b>Working Group on Moral Rights</b> <i>Discussion</i>
6:30pm - open	<i>Kick Off Dinner</i>

# SPEAKERS



**JESSICA COATES** is the Project Manager of the Creative Commons Clinic, a program of the ARC Centre of Excellence for Creative Innovation at Queensland University of Technology. Prior to joining the Clinic, Jessica spent most of the last decade as a copyright and communications policy officer with the Commonwealth Department of Communications, Information Technology and the Arts (DCITA - now the Department of Broadband, Communications and the Digital Economy). Whilst with DCITA, Jessica also worked on the ABC and SBS policy and on IT usage by museums. She has a Bachelor of Laws and a Bachelor of Arts (English Hons) from the Australian National University.



**GIORGOS CHELIOTIS** is an Assistant Professor of Communications and New Media at the National University of Singapore. Giorgos has initiated and is leading the CC-Monitor project, a collaboration between the Schools of Law and Information Systems of Singapore Management University and the Creative Commons headquarters in San Francisco. He is an Associate Fellow of the Center for Asia Pacific Technology Law and Policy (CAPTEL) at Nanyang Technological University, a leading member of Creative Commons Singapore and a member of the ACM, INFORMS and ISAST. Giorgos is the chair of Free Culture 2008, the first interdisciplinary research workshop on free culture.



**SUSY FRANKEL**'s main research is in Intellectual Property Law and International Trade Law. Before joining Victoria University in 1997, Susy practiced law in New Zealand and London. Susy holds an LLM in Intellectual Property from the University of London. She is a member of the Editorial Board of the Journal of World Intellectual Property Law and Co-Director of the New Zealand Centre of International Economic Law, as well as an Assistant Commissioner of Trade Marks, Patents and Designs for the Intellectual Property Office of New Zealand. She also holds an appointment as an arbitrator and mediator for the World Intellectual Property Organisation Arbitration and Mediation Center, Geneva.



**LUCIE GUIBAULT** is an Assistant Professor of Copyright and Intellectual Property Law at the Institute for Information Law of the University of Amsterdam (UvA). Born and raised in Canada, she studied Law at the Université de Montréal [LL.B. (1988) and LL.M. (1995)] and received her doctorate from the University of Amsterdam in 2002, where she defended her thesis on Copyright Limitations and Contracts. Dr. Guibault is specialized in International and Comparative Copyright and Intellectual Property Law, and she takes part in conferences on topics ranging from the intersection between copyright and contracts, the protection of the public domain, open source and open content licensing. She is the coordinator of the CC-Netherlands legal team.

# SPEAKERS



**PAUL KELLER** *In 2003 Paul started work at the Waag Society as head of the program line Public Research. During his time there, he was in touch with Kennisland on a regular basis; first for the Disc Project, later in connection with Creative Commons Netherlands.*

*Coordinating the Waag Sarai Exchange Program, a collaborative project between the Waag Society and the new media centre Sarai in Delhi, India, meant many travels to South-America, Asia, and more recently the Middle East. In June 2007 Paul left the Waag Society to join Kennisland as Senior Project-Leader for – among others – Digital Pioniers, Creative Commons Netherlands and P2P Fusion. For Creative Commons, he mainly occupies himself with the relationship between individual and collective rights management.*



**MIKE LINKSVAYER** *joined Creative Commons as CTO. Previously he co-founded Bitzi. He has over ten years of experience as an enterprise software, web, and multimedia developer and consultant. He holds a B.A. in economics from the University of Illinois at Urbana-Champaign.*



**CATHARINA MARACKE** *studied law in Germany and graduated from the University of Kiel and the Hamburg Court of Appeal with the first and second state examination. While studying she obtained a scholarship from the Max-Planck-Institute for Foreign and International Patent, Copyright and Competition Law in Munich to write her PhD*

*thesis on the History of the German Copyright Act of 1965. During the legal preparatory service she worked for several German courts, the German Patent Office and the Canadian German Chamber of Industry and Commerce in Toronto. After finishing her legal education, Catharina worked for the law firm Shearman & Sterling LLP in their Munich office. Afterwards she spent three months at the Institute of Intellectual Property in Tokyo where she did research and taught design protection and copyright law.*



**DIANE PETERS** *As General Counsel for Creative Commons, Diane oversees the organization's legal strategy, affairs and projects. She serves on the board of the Software Freedom Law Center. Prior to joining CC, she served as General Counsel for Open Source Development Labs (now, the Linux Foundation), and thereafter was Legal Counsel to*

*Mozilla. She is experienced at providing strategic advice and leadership on an array of Intellectual Property issues impacting communities and the technology industry, including open source projects, FOSS licensing, and Intellectual Property reform efforts and policy. Diane received a B.A. from Grinnell College in 1986 and a J.D. from Washington University in 1989. She is based in Portland, Oregon.*



# SPEAKERS



**YOSHIYUKI TAMURA** is a Professor of Law at Hokkaido University. He is also a Director of Research at the Institute for Information Law & Policy and a Program Leader of the Global COE Program “New Global Law and Policy for Multi-Agential Governance”. His research interests cover the overall field of Intellectual Property Rights. He has published many books focused on Copyright Law, Patent Law, Trade Mark Law, Intellectual Property Law, Unfair Competition Law and so on.



**PRODROMOS TSIAVOS** studied law at the University of Athens. He received his LL.M. in Information Technology and Telecommunications Law from Queen Mary, Uni. of London, his M.Sc. in Analysis Design and Management of Information Systems from London School of Economics (LSE) and his Doctorate (Ph.D.) from the Management Department of LSE. Prodromos is the Legal Project Co-Lead for the Creative Commons -England and Wales (CC-EW) and Greece (CC-Greece) projects, an advisor for the CC-Norway project and a partner at the Open Business project. He is a post doctorate researcher at the Innovation Centre of Oslo University and works as a freelance consultant for the Strategic Content Alliance in the UK. Prodromos has worked as an advisor for the European Commission and Oxford University. He is currently teaching Open Source and Innovation Management issues at the University of Oslo and is a fellow at the Information Systems and Innovation Group of the Management Department at the London School of Economics.



**TOMOAKI WATANABE** is a member of the Creative Commons Japan team. He is based in Tokyo and is the Japanese Program Coordinator at the iSummit.

# NOTES

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