

Related Rights

Author of Scientific Editions, Sec. 70 UrhG

Subject matter of protection: editions of works and texts not protected by copyright as a result of scientific sifting activity, which differ substantially from the previously known editions of the works or texts (para. 1).

Holder: Author (para. 2)

Term of protection: 25 years from the production of the edition (para. 3)

Publisher of Posthumous Works, Sec. 71 UrhG

Subject matter of protection: A work that has been published or publicly reproduced with permission and in which copyright no longer exists (para. 1).

Owner: Publisher (case 1) or the person (case 2) who effects the communication to the public (para. 1).

Term of protection: 25 years after publication of the work or after communication to the public, if such communication has taken place previously (para. 3).

Photographer, Sec. 72 UrhG

Subject matter of protection: Photographs are photos of any kind that do not attain the work quality of Sec. 2 (1) No. 5, (2) UrhG. Thus, the purely technical performance is protected. Similar products are those which are produced using radiant energy, e.g. photocopies. Computer images and animations are controversial (para. 1).

Holder: The Photographer (Par. 2)

Term of protection: 50 years after publication of the photograph or its first public reproduction, if this took place beforehand. If neither of these occurred, the right expires 50 years after the production of the photograph (para. 3).

Performer, Sec. 73 - 83 UrhG

Subject of protection: personal rights (Sec. 74, 75 UrhG) and rights of use (Sec. 77, 78 UrhG)

Owner: The performing artist, Sec. 73 UrhG

Term of protection: The personal rights expire 50 years after the death of the artist, Sec. 76 p. 1 UrhG. The rights of use expire according to Sec. 82 p. 1 UrhG in principle 50 years after the first appearance or first public reproduction of the recording. In both cases, the period begins with the expiry of the year in accordance with Section 69 (2) 2 UrhG.

Producer of Audio Recordings, Sec. 85 et seq. UrhG

Object of protection: The performance embodied in the audio recordings as an immaterial good (Sec. 85 (1) UrhG)

Owner: The audio recording producer is the person who bears the economic and organizational responsibility for recording the performance (Sec. 85 (1) UrhG)

Term of protection: 50 years after first appearance or earlier first permitted public reproduction. If neither occurred, 50 years after production. The term begins according to Sec. 69 (2) 2 UrhG at the end of the year (Sec. 85 (3) UrhG).

Broadcasting Organization, Sec. 87 UrhG

Subject matter of protection: Organizational-economic performance of the event or the performance of radio broadcasts (para. 1)

Owner: A broadcasting organization is the company that is organizationally and economically responsible for broadcasting its own programming (Par. 1).

Term of protection: 50 years after the first broadcast, the term begins according to Sec. 69 (2) 2 UrhG only after the end of the year of the first broadcast (para. 3)

Producer of Database, Sec. 87a - 87e UrhG

Subject matter of protection: databases, Sec. 87a I UrhG. In contrast to the database works of Sec. 4 (2) UrhG, it is not the selection or arrangement of the elements contained therein, but the entirety of the content collected, arranged and made individually accessible at substantial investment, that is protected as intangible property.

Owner: database producer, Sec. 87a (2) UrhG

Term of protection: 15 years after publication, or in case of non-publication 15 years after production. The term begins according to Sec. 69 (2) 2 UrhG at the end of the year (Sec. 87d UrhG).

Producer of Press Publications, Sec. 87f - 87k UrhG

Subject matter of protection: press product or parts thereof, Sec. 87g (1) UrhG

Owner: Manufacturer of a press product (press publisher)

Term of protection: Two years after publication, Sec. 87j UrhG

Producer of Cinematographic Works, §§ 88 - 94 UrhG

Object of protection: The film recording performance as an intangible good that is fixed for the first time on the image or image and sound carrier (Sec. 94 (1) UrhG)

Owner: Whoever actually provides the organizational and economic performance of the film production (Sec. 94 (1) UrhG)

Term of protection: 50 years after first appearance or earlier, first permitted public reproduction. If neither occurred, 50 years after production (Sec. 94 (3) UrhG).

Producer of Moving Pictures, Sec. 95 UrhG

Subject matter of protection: Moving pictures are films without work quality within the meaning of Sec. 2 (1) No. 6, (2) UrhG. Sec. 88, 89 (4), 90, 93, 94 UrhG are applied accordingly.

Owner: The person who actually performs the organizational and economic service of creating the moving picture (Sec. 95, 94 (1) UrhG).

Term of protection: 50 years after first appearance or earlier first permitted public reproduction. Otherwise 50 years after production (Sec. 95, 94 (3) UrhG).