Since the US Supreme Court’s 1994 adoption of “transformative use” as a criterion for evaluating the first statutory fair use factor ("nature and purpose of the use"), "transformative use" analysis has engulfed all of fair use, becoming transformed, and perhaps deformed, in the process.

First deployed to assess whether the challenged use resulted in a work that transformed the copied material with "new meaning or message," transformative use evolved into transformative purpose, enabling a variety of technological fair uses that copied entire works without accompanying commentary, criticism or other substantive intervention in the work’s content. Lately, however, the fair use pendulum’s outward swing may have arrested, as courts express greater skepticism concerning what uses actually “transform” content copied into new works or repurposed into copyright-voracious systems.

This lecture will examine the flow and eddy of the US fair use trajectory, and will consider whether the US experience might offer useful guidance (or cautionary tales) to other jurisdictions, notably Singapore, which are considering adopting or expanding fair use-type copyright exceptions.

ABOUT THE SPEAKER
Jane C. Ginsburg is the Morton L. Janklow Professor of Literary and Artistic Property Law at Columbia University School of Law, and Faculty Director of its Kernochan Center for Law, Media and the Arts. She teaches Legal Methods, Copyright Law, International Copyright Law, and Trademarks Law, and is the author or co-author of casebooks in all four subjects, as well as of many articles and book chapters on domestic and international copyright and trademark law. A graduate of the University of Chicago (BA 1976, MA 1977), Professor Ginsburg received a JD in 1980 from Harvard, where she was an editor of the Harvard Law Review, and a Diplôme d'études approfondies (1985) and a Doctorate of Law (1995) from the University of Paris II. She is a Corresponding Fellow of the British Academy, a Member of the American Philosophical Society, a Member of theAmerican Academy of Arts and Sciences, and an Honorary Fellow of Emmanuel College, University of Cambridge.

PROGRAME
6.00pm : Registration
6.30pm : Introduction & Welcome
6.45pm : Lecture & Q&A
8.00pm : Dinner Reception

REGISTRATION
There is no registration fee for this lecture but seats are limited.
Visit https://nus.edu/2NbbjWt or Scan the QR Code below to register by 31 October 2019 (Monday) 5.00 PM

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Practice Area: Intellectual Property
Training Level: Foundation

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