

One year advanced diploma in Media Laws 2022-23 (Regulating online content)

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NALSAR
University of Law, Hyderabad
(Accredited with 'A' grade by NAAC)

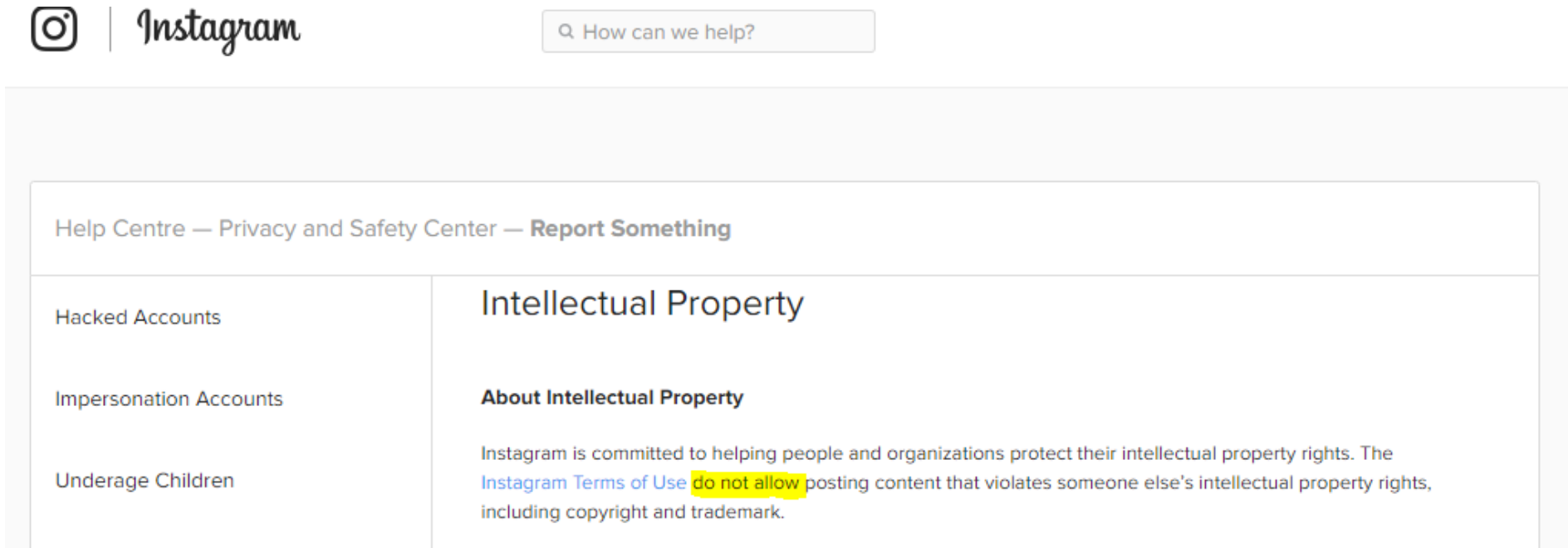
n|a|l|s|a|r *pro*
e-nexus for Law
Directorate of Distance Education



The notification dated November 9, 2020, has added two entries – 22A and 22B to the Government of India (Allocation of Business) Rules, 1961. These two entries are:

- Films and audiovisual programs made available by online content providers.
- News and current affairs on online platforms.

Copyright & User Generated Content



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Facebook 1.4m likes 1.4m followers 1.4m followers Friday, Apr 26, 2017 11:51 AM 11:51 AM 5-day forecast

Daily Mail.com

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Miami heat! Kourtney Kardashian flashes flesh in a TINY lingerie-style slip dress as she steps out with Khloe...after arriving to Florida with ex Scott Disick

By DAVID J. PHILLIPS FOR DAILYMAIL.COM
PUBLISHED: 10:50 EST, 16 September 2016 | UPDATED: 10:57 EST, 16 September 2016

241 photos 184 likes

She has made sure to be on good terms with her ex Scott Disick.
And perhaps Kourtney Kardashian left her three children at home with The Lord while stepping out for a night on the town with Khloe after arriving in Miami earlier that day.
The 37-year-old, who arrived in Florida earlier that day with her ex, looked phenomenal in a tiny white slip dress, showing off her bronzed tummy.



as left her three children at home with The Lord while



Image source: <https://petapixel.com/2017/04/28/knoe-kardashian-sued-posting-copyrighted-photo-instagram/>



doedeere • Follow



doedeere Figured I might as well post this since everyone is texting me. Yes, my portrait is currently displayed at the Frieze Gallery in NYC. Yes, it's just a screenshot (not a painting) of my original post. No, I did not give my permission and yes, the controversial artist Richard Prince put it up anyway. It's already sold (\$90K I've been told) during the VIP preview. No, I'm not gonna go after him. And nope, I have no idea who ended up with it! 🤔
#lifeisstrange #modernart
#wannabuyaninstagrampicture

290w



9,299 likes

MAY 17, 2015

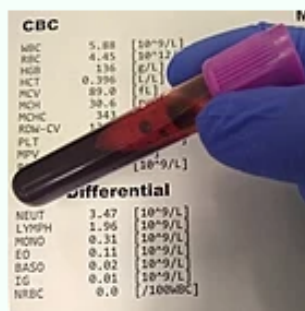
In lining

Welcome to Wikipedia,

the free encyclopedia that anyone can edit.
6,206,127 articles in English

- The arts
- Biography
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- All portals

From today's featured article



CBC		
WBC	5.88	[10 ⁹ /L]
RBC	4.45	[10 ¹² /L]
HGB	136	[g/L]
HCT	0.396	[L/L]
MCV	89.9	[fL]
MCH	30.6	[pg]
MCHC	34.1	[g/dL]
RDW-CV	14.9	[%]
PLT	1.50	[10 ⁹ /L]
MPV	104	[fL]
Differential		
NEUT	3.47	[10 ⁹ /L]
LYMPH	1.96	[10 ⁹ /L]
MONO	0.31	[10 ⁹ /L]
EO	0.11	[10 ⁹ /L]
BAZO	0.02	[10 ⁹ /L]
IG	0.01	[10 ⁹ /L]
NRBC	0.0	[/100WBC]

Blood specimen with CBC and differential results

A **complete blood count** (CBC) is a set of medical laboratory tests that provide information about the cells in a person's blood. The CBC indicates the counts of white blood cells, red blood cells and platelets, the concentration of hemoglobin, and the hematocrit (the volume percentage of red blood cells). The CBC is often carried out as part of a medical assessment, and can be used to monitor health or diagnose diseases. The results are interpreted by comparing them to reference ranges, which vary with gender and age. A landmark in the automation of blood cell counts was the Coulter principle (1953), which uses electrical impedance measurements to count blood cells and measure

their sizes. This technology remains in use in many automated analyzers. Further research in the 1970s involved the use of optical measurements to count and identify cells, which enabled the automation of the white blood cell differential. (**Full article...**)

Recently featured: London Beer Flood • Death of Cleopatra • Alister Murdoch

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In the news

COVID-19 pandemic: Disease • Virus • By location • Impact • Vaccines • Portal

- Nana Akufo-Addo (*pictured*) is **re-elected** for a second term as President of Ghana.
- In motorsport, Sébastien Ogier and Julien Ingrassia win **the World Rally Championship**, while Hyundai win the manufacturers' title.
- *Hayabusa2* successfully returns samples collected from asteroid 162173 Ryugu to Earth.
- **Zdravko Krivokapić** takes office as Prime Minister of Montenegro, becoming the first independent to hold the post.



Nana Akufo-Addo

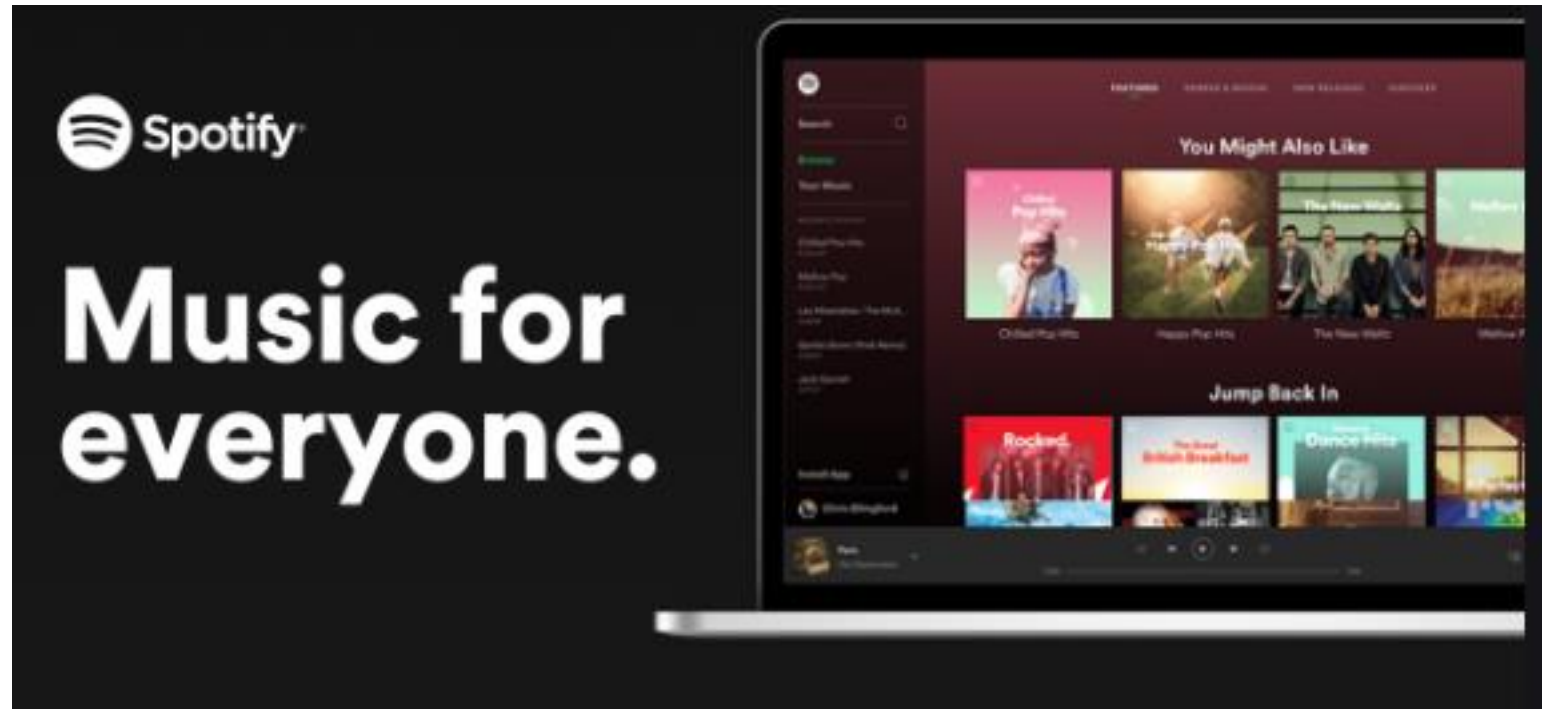
Ongoing: Indian farmers' protest • Tigray conflict

Recent deaths: Iman Budhi Santosa • Astad Deboo • Manglesh Dabral • Paolo Rossi • Harold Budd • Roger Moret

Copyright & Streaming media



- ❑ Musical Composition rights
- ❑ Sound recording rights



1. Non-interactive streaming through the Radio program; and
2. Interactive streaming together with offline listening.

MUSICAL WORK

- Performance License (PROs)
- Distribution License (Payments)

SOUND RECORDING

- Performance License (individual negotiations & payment to record labels)
- Distribution License (individual negotiations & payments to record labels)

²[31D. Statutory licence for broadcasting of literary and musical works and sound recording.— (1)

Any broadcasting organisation desirous of communicating to the public by way of a broadcast or by way of performance of a literary or musical work and sound recording which has already been published may do so subject to the provisions of this section.

(2) The broadcasting organisation shall give prior notice, in such manner as may be prescribed, of its intention to broadcast the work stating the duration and territorial coverage of the broadcast, and shall pay to the owner of rights in each work royalties in the manner and at the rate fixed by the ¹[Appellate Board].

(3) The rates of royalties for radio broadcasting shall be different from television broadcasting and the ¹[Appellate Board] shall fix separate rates for radio broadcasting and television broadcasting.

(4) In fixing the manner and the rate of royalty under sub-section (2), the ¹[Appellate Board] may require the broadcasting organisation to pay an advance to the owners of rights.

(5) The names of the authors and the principal performers of the work shall, except in case of the broadcasting organisation communicating such work by way of performance, be announced with the broadcast.

(6) No fresh alteration to any literary or musical work, which is not technically necessary for the purpose of broadcasting, other than shortening the work for convenience of broadcast, shall be made without the consent of the owners of rights.

(7) The broadcasting organisation shall—

(a) maintain such records and books of account, and render to the owners of rights such reports and accounts; and

(b) allow the owner of rights or his duly authorised agent or representative to inspect all records and books of account relating to such broadcast,

in such manner as may be prescribed.

(8) Nothing in this section shall affect the operation of any licence issued or any agreement entered into before the commencement of the Copyright (Amendment) Act, 2012.]

Section 31D

Copyright Act, 1957

Broadcast : communication to the public (i) by any means of wireless diffusion, whether in any one or more of the forms of signs, sounds or visual images; or (ii) by wire, and includes a re-broadcast

F.NO. 14-35/2015-CRB/LU (IPR VII)
GOVERNMENT OF INDIA
MINISTRY OF COMMERCE AND INDUSTRY
DEPARTMENT OF INDUSTRIAL POLICY AND PROMOTION
(COPYRIGHT SECTION)

DATED the 5th September, 2016

OFFICE MEMORANDUM

Representations have been received from various Stake holders as to whether the internet broadcasting companies come under the purview of Statutory Licensing as per provisions of section 31D of the Copyright Act, 1957. These representations were examined in consultation with concerned ministries/ departments.

2. Section 31D of the Copyright Act, 1957 talks of "Any broadcasting organization desirous of communicating to the public...." and section 2(ff) of the act defines "communication to the public" as "making any work or performance available for being seen or heard or otherwise enjoyed by the public directly or by any means of display or diffusion other than by issuing physical copies of it, whether simultaneously or at places and times chosen individually, regardless of whether any member of the public actually sees, hears or otherwise enjoys the work or performance so made available". The explanation to section 2(ff) states that "Communication through satellite or cable or any other means of simultaneous communication to more than one household or place of residence including residential rooms of any hotel or hostel shall be deemed to be communication to the public".

3. In view of the above, the words "any broadcasting organization desirous of communicating to the public..." may not be restrictively interpreted to be covering only radio and TV broadcasting as definition of 'broadcast' read with 'communication to the public', appears to be including all kind of broadcast including internet broadcasting. Thus, the provisions of section 31D are not restricted to radio and television broadcasting organizations only, but cover internet broadcasting organizations also.

Tips Industries v/s Wynk Music India Pvt Ltd

Notice of Motion (L) No. 197 of 2018 IN Commercial Suit IP (L) No. 114 of 2018



- The Court held that Wynk could not invoke the provisions on statutory licensing under the Copyright Act in respect of their download/purchase business.
- Download and purchase features amounted to sale and commercial rental, respectively
- Commercial rental/sale was distinct from communicating the sound recording to the public
- Provisions on statutory licensing under the Copyright Act only applied to communication to the public by way of broadcast
- The Court held that the provisions on statutory licensing were restricted to only television and radio broadcasting, and did not include streaming services

Copyright & Comedy, Are social norms sufficient?



Please feel free to reach me at
niharika.salar@nalsar.ac.in for any
queries/concerns.

I am also active on LinkedIn
(<https://www.linkedin.com/in/niharika-salar/>)

THANK YOU & ALL THE BEST

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