

Lviv State University of Physical Culture named after Ivan Boberskyj

FACULTY OF TOURISM

DEPARTMENT HUMANITARIAN DISCIPLINES



WORKING PROGRAM OF EDUCATIONAL DISCIPLINE

INTELLECTUAL PROPERTY

(name of academic discipline)

specialty: 024 – choreography

(code and name of specialty)

level of higher education: Master's degree

Lviv 2022

Work program in the discipline "Intellectual property" for students majoring in 024 choreography 2nd p. (full-time education)

Developer: Professor, Doctor of Law, Professor of the Department Humanitarian disciplines
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The work program was approved at the meeting of the Department of Humanitarian disciplines
Protocol of *September* 2022 No. 2

Head of the Department Humanitarian disciplines

 (Polyansky O.)
(signature) (surname and initials)

1. Description of the academic discipline

Name of indicators	Field of knowledge, direction of training, educational and qualification level	Characteristics of the academic discipline	
		full-time studding	part-time studding
Number of credits –3.0	Branch of knowledge 02 Culture and art	Normative	
	Specialty 024 Choreography		
Modules	Specialty (professional direction): choreography	Year	
Content modules		1	
Course work - none		Semester	
The total number of hours is 90 hours.		2	
Weekly hours for full-time education: classrooms - 2 student's independent work - 4	Level of higher education Second (master's)	Lectures	
		16 hours	
		Practical, seminar	
		0 hours	
		Seminar	
		14 hour	
		Independent work	
		60 hours	
Individual tasks:			
Type of control: differentiated credit			

2. The purpose and tasks of the educational discipline

The purpose of teaching the academic discipline "Intellectual property" is to form students' understanding of legal prescriptions regarding lawful behavior in the sphere of the implementation and protection of intellectual property rights, students' assimilation of the main theoretical provisions and the development of the necessary practical skills that allow to increase the effectiveness of artistic activity in the field of choreography in relation to legal protection and protection of intellectual property objects, master the basic theoretical and methodological principles of regulating intellectual property relations under the conditions of a market economy.

The main tasks of studying the discipline "Intellectual property" are:

1. To learn the theoretical principles and practical skills of legal behavior in the field of intellectual property.
2. Understand the content of the main legal categories in the field of intellectual property.
3. Identify and reveal the main problems of law enforcement in the field of intellectual property.

Expected results

According to the requirements of the educational and professional program, students must:

The student should know: theoretical foundations of intellectual property, concepts, main directions and problems of development, improvement of legislation in the field of intellectual property, trends and prospects of its development under the conditions of a market economy and democratization of society, basic scientific theories in the field of intellectual property;

The student must be able to: correctly identify the problems of intellectual property and legislation in this area, ways to overcome them, interpret and reveal the main concepts, institutes and categories of intellectual property, carry out scientific research.

According to the requirements of the educational and professional program, students must achieve the following learning outcomes:

general competencies:

Ability to search, process and analyze information from various sources.

Ability to communicate with representatives of other professional groups at different levels (with experts from other fields of knowledge).

special competences:

The ability to identify and solve problems (research, creative, organizational) in the field of professional activity.

Ability to artistic and critical activity in the field of choreography.

The ability to choose the optimal strategy and tactics for the implementation of a creative project.

Ability to protect intellectual property rights in the field of choreography.

Program learning outcomes:

To organize the search, independent selection, high-quality processing of information from various sources for the implementation of pedagogical, administrative-management, choreographic, research activities in the field of choreography.

To adapt and act in a new situation related to professional work, to generate new ideas to solve problem situations.

To use communication technologies for professional contacts, to participate in discussions on the problems of the development of art and education.

To identify research, choreographic, organizational, pedagogical problems in the process of professional activity, the reasons for their occurrence, to develop programs for their solution.

Organize the educational process in institutions of higher education in accordance with the legislative and regulatory framework, take into account the peculiarities of its planning in accordance with the specifics of the training of specialists, apply mechanisms for ensuring high quality of education.

Use methods, techniques, strategies of modern management, understand the features of financial and administrative support of a creative project, features of its implementation.

To have basic methods of intellectual property protection, to apply the rules of registration of intellectual property rights in the field of choreography.

3. Program of academic discipline

INTELLECTUAL PROPERTY

Topic 1. Intellectual property as a result of creative activity.

1. Intellectual property as a result of creative activity.
2. Intellectual property as a right.
3. The system of legislation of Ukraine on intellectual property. State management of intellectual property.
4. The place and role of intellectual property in the economic and social development of the state.

Topic 2. Intellectual property system.

1. Objects of intellectual property rights.
2. Subjects of intellectual property rights.
3. State system of legal protection of intellectual property.
4. Purpose and principles of legal protection of intellectual property rights.

Topic 3. Copyright and related rights. Peculiarities of their manifestation in choreography.

1. Concept of copyright. Sources of copyright.
2. Objects and subjects of copyright. Copyright term.
3. Property and personal non-property rights of authors. Copyright infringement.
4. Related rights.
5. Copyright contracts and their types.

Topic 4. Legal regulation of means of individualization of civil turnover, goods and services.

1. Concepts and signs of a commercial (brand) name.
2. Legal protection of a trademark.
3. Concept of geographical indication and its features.

Topic 5. Industrial property law. Legal regulation of non-traditional objects of intellectual property law.

1. The concept of patent law, its objects and subjects.
2. Patent and its types.
3. Concepts and types of non-traditional intellectual property objects. Their characteristics.

Topic 6. Agreements in the field of intellectual property law.

1. General characteristics of contracts in the field of intellectual property law.
2. License and license agreement.
3. Agreement on the creation to order and use of an object of intellectual property rights.
4. Agreement on transfer of exclusive intellectual property rights.

5. Commercial concession (franchising) contract.

4. CONTENT OF EDUCATIONAL DISCIPLINE

Course Title	Total Curriculum Hours											
	Full-time studding					Part-time studding						
	total	у тому числі					total	у тому числі				
lec		practic e	sem	indv	indp	lec		practic e	sem	indv	indp	
1	2	3	4	5	6	7	8	9	10	11	12	13
INTELLECTUAL PROPERTY												
Topic 1. Intellectual property as a result of creative activity.	15	4		2		9						
Topic 2. Intellectual property system.	15	2		2		11						
Topic 3. Copyright and related rights. Peculiarities of their manifestation in choreography.	16	4		4		8						
Topic 4. Legal regulation of means of individualization of civil turnover, goods and services.	15	2		2		11						
Topic 5. Industrial property law. Legal regulation of non-traditional objects of intellectual property law.	15	2		2		11						
Topic 6. Agreements in the field of intellectual property law.	14	2		2		10						
Total	90	16	-	14	-	60						

5. Теми семінарських занять

№	Course Title	Hours	
		Full-time studding	Part-time studding
1	TOPIC 1. Intellectual property as a result of creative activity.	2	
2	TOPIC 2. Intellectual property system.	2	
3	TOPIC 3. Copyright and related rights. Peculiarities of their manifestation in choreography.	4	
4	TOPIC 4. Legal regulation of means of individualization of civil turnover, goods and services.	2	
5	TOPIC 5. The right of industrial property. Legal regulation of non-traditional objects of intellectual property law.	2	
6	TOPIC 6. Agreements in the field of intellectual property law.	2	
total		14	

6. Topics of practical classes

№	Course Title	Hours	
		Full-time studding	Part-time studding
1	TOPIC 1. Intellectual property as a result of creative activity.	2	
2	TOPIC 2. Intellectual property system.	2	
3	TOPIC 3. Copyright and related rights. Peculiarities of their manifestation in choreography.	4	
4	TOPIC 4. Legal regulation of means of individualization of civil turnover, goods and services.	2	
5	TOPIC 5. The right of industrial property. Legal regulation of non-traditional objects of intellectual property law.	2	
6	TOPIC 6. Agreements in the field of intellectual property law.	2	
total		14	

7. Topics of laboratory classes (not provided)

8. Independent work*

№	Course Title	Hours	
		Full-time studding	Part-time studding
1	TOPIC 1. Intellectual property as a result of creative activity.	9	
2	TOPIC 2. Intellectual property system.	11	
3	TOPIC 3. Copyright and related rights. Peculiarities of their manifestation in choreography.	8	
4	TOPIC 4. Legal regulation of means of individualization of civil turnover, goods and services.	11	
5	TOPIC 5. The right of industrial property. Legal regulation of non-traditional objects of intellectual property law.	11	
6	TOPIC 6. Agreements in the field of intellectual property law.	10	
total		60	

* - independent work involves studying the lecture material and preparing for seminars and practical classes

9. Individual tasks

(for students who study under the promotion schedule)

• **Self-training materials;**

• **Independent works (topics of essays):**

1. Theories of intellectual property law.
2. Evolution of intellectual property in Ukraine.
3. The contract as a regulator of intellectual relations.
4. International legal acts in the intellectual law system of Ukraine.
5. Objects of intellectual property rights.
6. Subjects of intellectual property law.

7. The system of legislation of Ukraine on intellectual property.
8. State system of legal protection of intellectual property.
9. Protection of rights to objects of industrial property.
10. Protection of objects of copyright and related rights in choreographies.
10. Transfer of works into the public domain.
11. Actions recognized as a violation of intellectual property rights.
12. Forms and procedure for protection of intellectual property rights.
13. Ways to protect intellectual property rights.
14. Periods of validity of intellectual property rights to the work
15. Concepts, signs and types of trademarks.
16. Legal protection of trademarks.
17. Procedure for registration of trademark rights.
18. Protection of rights to a commercial name.
19. Protection of intellectual property rights to commercial secrets.
20. Commercial concession agreement.
21. License agreement.

10. Teaching methods

The following methods are used during the study of the academic discipline:

- lectures with the use of technical means (multimedia projector);
- seminar classes, which are aimed at solving the discussion on predefined topics and solving typical situational tasks in the field of choreography.

The lecture form of education is combined with various types of seminar classes, which consolidate and deepen the knowledge obtained at the lectures, which contributes to the development of skills and practical skills. Independent work of students with scientific literature and normative acts is a necessary element of successful assimilation of the educational material of the discipline.

11. Control methods

Current control is an assessment of the student's educational achievements (the level of theoretical knowledge and practical skills on topics) during classroom classes (seminars), the organization of independent work and the student's activity in class.

Current control is implemented in the form:

- survey,
- testing,
- express control,
- control of assimilation of educational material planned for independent processing by the student, etc.

At the same time, the student earns points for work in seminar classes, independent and individual work. Students who participated in scientific activities receive additional points.

The semester assessment consists in assessing the student's mastery of the educational material in the discipline and based on the results of his performance of certain types of work in seminars, which is conducted as a control measure during the assessment week.

12. Assessment questions

1. Intellectual property as a result of creative activity.
2. Intellectual property as a right.
3. Evolution of intellectual property in Ukraine.
4. The place and role of intellectual property in the economic and social development of the state.
5. Objects of intellectual property rights.
6. Subjects of intellectual property rights.
7. The system of legislation of Ukraine on intellectual property.
8. State system of legal protection of intellectual property.

1. Purpose and principles of legal protection of intellectual property rights.
2. Protection of rights to objects of industrial property.
3. Protection of objects of copyright and related rights.
4. Ways to protect intellectual property rights.
5. Concept and legal nature of copyright.
6. Presumption of authorship.
7. Personal non-property rights of the author.
8. Property rights of the author of the work.
9. Adjacent rights.
10. Rights of executors.
11. Periods of validity of intellectual property rights to the work.
12. Concepts, signs and types of trademarks.
13. Legal protection of trademarks.
14. Procedure for registration of trademark rights.
15. Protection of rights to a commercial name.
16. Protection of intellectual property rights to commercial secrets.
17. State Service of Intellectual Property.
18. Commercial concession agreement.
19. License agreement.

13. Distribution of points received by students

Form of education	Current control and independent work									sum
	T1	T2	T3	T4	T5	T6	T7	T8	H.p	
Full-time studding (total points)	0-5	0-5	0-5	0-35	0-5	0-5	0-35	-	5	100
Surveys at seminars	0-2	0-2	0-2	0-2	0-2	0-2	0-2	-		
Abstracts of self-training	0-1	0-1	0-1	0-1	0-1	0-1	0-1	-		
Independent works	0-2	0-2	0-2	0-2	0-2	0-2	0-2	-		

14. Conformity of the final semester rating in points National Scale and ECTS Scale

Score in points	Rating	Score on a national scale	
		for an exam, course project (work), practice	for credit
90 – 100	A	Perfectly	Satisfactorily
82-89	B	Okay	
74-81	C		
64-73	D	Satisfactorily	
60-63	E		
35-59	FX	Unsatisfactory (with the possibility of re-assembly)	Unsatisfactory (with the possibility of re-assembly)
0-34	F	Unsatisfactory (with obligatory repeated course)	Unsatisfactory (with obligatory repeated course)

15. Recommended literature

Literature:

1. Aksyutina A.V., Nestertseva-Sobakar O.V., Tropinin V.V. etc. Intellectual Property. – Dnipro, 2017. – 140 p.
2. Ponikarov V.D., Yermolenko O.O., Medvedev I.A. Copyright and intellectual property. Textbook. X: VD "INZHEK", 2018. – 304 p.
3. Semkiv V.O., Shandra R.S. Intellectual property/ Assistant. for non-legal studies, Lviv: Halytskyi printer, 2015. – 280 p.
4. Intellectual law of Ukraine / according to general ed.. prof.. O.S. Yavorska. – Ternopil: Textbooks and manuals, 2016. – 608 p.

Normative and legal acts

1. Constitution of Ukraine. Access mode: <https://zakon.rada.gov.ua/laws/show/254%D0%BA/96-%D0%B2%D1%80#Text>
2. Economic Code of Ukraine. Access mode: <https://zakon.rada.gov.ua/laws/show/436-15#Text>
3. Civil Code of Ukraine. Access mode: <https://zakon.rada.gov.ua/laws/show/435-15>
4. Code of Labor Laws of Ukraine. Access mode: <https://zakon.rada.gov.ua/laws/show/322-08#Text>
5. Law of Ukraine "On wages". Access mode: <https://zakon.rada.gov.ua/laws/show/108/95-%D0%B2%D1%80#Text>
6. Law of Ukraine "On Labor Protection". Access mode: <https://zakon.rada.gov.ua/laws/show/2694-12#Text>
7. Law of Ukraine "On trade unions, their rights and guarantees of activity". Access mode: <https://zakon.rada.gov.ua/laws/show/1045-14#Text>
8. Law of Ukraine "On Vacations". Access mode: <https://zakon.rada.gov.ua/laws/show/504/96-%D0%B2%D1%80#Text>
9. Law of Ukraine "On pension provision". Access mode: <https://zakon.rada.gov.ua/laws/show/1788-12#Text>
10. Law of Ukraine "On mandatory state pension insurance". Access mode: <https://zakon.rada.gov.ua/laws/show/1058-15#Text>
11. Law of Ukraine "On mandatory state social insurance". Access mode: <https://zakon.rada.gov.ua/laws/show/1105-14#Text>
12. Law of Ukraine "On copyright and related rights". Access mode: <https://zakon.rada.gov.ua/laws/show/3792-12#Text>
13. Law of Ukraine "Basics of the legislation of Ukraine on health care". Access mode: <https://zakon.rada.gov.ua/laws/show/2801-12#Text>

Information resources

1. Legislation of Ukraine. – Access mode: <http://zakon.rada.gov.ua>
2. National Library of Ukraine named after V.I. Vernadskyi. – Access mode: www.nbuv.gov.ua
3. LDUFK repository. – Access mode: <http://repository.ldufk.edu.ua/>