

SUMMARIES

LEGAL PROTECTION OF COMPUTER PROGRAMS – SALE OF „USED” COPIES OF COMPUTER PROGRAMS ON NON-ORIGINAL DATA CARRIERS

Dr Zsigmond Ferge

The question, whether the rule of exhausting as declared in the Directive on the legal protection of computer programs (91/250/EEC) is extending on the distribution of downloaded “used” softwares, had raised recently major debates in the EU member states. The actuality of the question arose in a case where the persons accused distributed copies of works protected by copyright. The competent national court of the member state initiated a request for preliminary ruling at the Court of Justice. The legal effects of the penalty law had been majorly influenced through the connection with copyright law.

TERMS OF DISTINCTIVE CHARACTER OF A 3D TRADEMARK – JUDGMENT OF THE EUROPEAN COURT IN THE RUBIK’S CUBE CASE

Dr Endre Millisits

This paper summarizes the way to the long-awaited decision of the European Court of Justice (ECJ) on the Rubik’s Cube, a 3D mark. The ECJ annulled the decision of the EUIPO, stating that the essential characteristics of the shape of the product at issue perform a technical function.

THE BIRTH AND DEVELOPMENT OF THE HUNGARIAN INTELLECTUAL PROPERTY PROTECTION SYSTEM AND THE OFFICIAL TASKS RELATED THERETO FROM THE MILLENNIUM UP TILL TODAY

Dr Zsuzsanna Tószegi

Hungarian Intellectual Property Office has a quite distinctive past in the history of Hungarian public administration. It started to function in 1896. During its 120 years of operation its scope of authority changed several times, so its history can be divided into five main periods. The last one started on 1st January 2011, with the new name illustrating that the authority of the office comprises already all the fields of intellectual property protection. The author presents this process, with several points of interest.