

Piracy and Creative Commons

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Co-Drafter, Rules on Electronic Evidence

Member, Supreme Court Sub-Committee on E-Commerce

Member, Philippine Software Industry Association

Member, Philippine Internet Commerce Society

Why do we have copyright?

Rationale for protecting IP

- Property Rights for Creators?
- Incentives for Creators?
- To enrich the public domain

Limits of Copyright Law

→ Idea-Expression Dichotomy

- Recognizes the drag created by copyright law
- Creativity does not happen in a vacuum

→ Term of protection

- Ideally, only long enough to recoup the costs of creating the work

→ Fewer impediments for entry of works into the public domain

- Waiver of copyright
- Donation into the Public Domain

Limits of Copyright Law

→ No penalty for consumers of pirated goods

- Sanctions reserved for those who copy and/or distribute

→ Fair use

- Use that does not affect economic rights are permitted and need no prior permission

→ Cost of Enforcement

- Must be initiated by the copyright owner

Shift from PD to Property

➔ Longer terms

- ➔ 50 to 70 years (lifespan)

➔ More rights

- ➔ Broadcasters rights; Anti-circumvention rights
- ➔ Import rights

➔ Changing Views on Infringement

- ➔ Penalizing consumers
- ➔ Diminishing importance of sharing (“Piracy Report”)

➔ Easier to qualify for Copyright Protection

- ➔ Malang case to PD 49

Shift from PD to Property

➔ Less focus on Public Domain

- ➔ No mention in IP Code
- ➔ Viewed as antithetical to IP rights
- ➔ PD reduced further by efforts to give rights for Traditional Knowledge

➔ Shifting Costs of Enforcement

- ➔ Optical Media Law
- ➔ LGU IP Ordinances

Rising Cost of Copyright

→ Impositions on creative process

- Default rights result in copyright clearing issues
- Granting of additional rights imposes further costs (broadcast flag treaty)

→ Attacks on fair use (exaggerates its inherent weakness)

- Anti-circumvention (*Lexmark case*)
- Combine with micropayments . . .

→ Rent-seeking

- Longer terms when there is no benefit to be gained

Rising Cost of Copyright

→ Other costs

- Anti-competitive behaviour (Aibo Pet)
- Restricting technological innovation (P2P)
- Free speech/Censorship (Bush-Blair)

→ Internet magnification

- Copyright claims imposes costs on the use of the efficient distribution network that is the Internet
- Impositions upon Internet users (StarWars Kid)
- What the Internet can do (Free Culture)

ERS-7M3



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it will become your companion.



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AiboPet's AiboHack Site <http://aibopet.com>, <http://aibohack.com>

 ERS-110, 111	 ERS-210[A], 220[A]	<i>Programming with:</i> YART, RCodePlus OpenR SDK HomieGate	 ERS-311[B], 312[B], 31L	 ERS7
Home Movies (all)	<i>Email:</i> aibopet@aibohack.com			CLIE Panel PSP ICybie RoboSapien

Main Page - AiboPet and other 'Pets

YART is the tool to start programming your AIBO:
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[Got YART 2x0/31x?](#)
[Got YART 11x?](#)

[New to AIBO?](#)
[Please read about PMS sticks](#)

What's Very New

Rising Cost of Copyright

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"It is a good way to promote your music, but copyright and things of that sort are something that will have to be worked out and they will be worked out..." -- E.B. King
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Welcome to Napster

Join the largest, most diverse online community of music lovers in history by downloading and installing Napster. It's fun, simple, free, and available for Windows and the Mac.



News Flash!

Napster's alliance with Bertelsmann has a lot of people talking. Take a look at our answers to some of the most frequently asked questions about the future of Napster as a community and as a business: [Napster/Bertelsmann Q & A](#). You can also read a general statement about the [Napster/Bertelsmann alliance](#).

Featured Music



The Revolutionary Hydra

It's hard to apply traditional labels to the Lo-Fi Indie Pop group The Revolutionary Hydra, but we know you'll dig their sound. This multi-faceted Seattle band mixes semi-traditional rock stylings with unexpected instrumentalization and decidedly reflective lyrics, as evidenced on tracks like "Inchoate Goes The Snowroute". It's beautiful, and definitely worth the listen. **Search Napster for "Inchoate Goes The Snow Route" by The Revolutionary Hydra.**

Recent News

Napster for the Mac is Here!

The first "official" version of the Napster software for Mac users has arrived! It acts like a Mac, feels like a Mac, and works like Napster. What could be better? It's loaded with cool items like a search history feature, which allows users to keep track of their last ten searches, full drag-and-drop capabilities and new Tool Bar Flavors to match the iMac colors. And you can call on Napster Customer Support if you run into any problems. [Download it now!](#)

Napster is Hiring!

Would you like to join an exciting company where your work will have far-reaching impact? If so, Napster is [hiring](#).

LimeWire.org - Open Source P2P File Sharing - Mozilla Firefox

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http://limewire.org/

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 LimeWire.org

LimeWire current version: [4.9.30](#) [1821721](#) hosts online

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- [LimeWire Source Snapshot](#)
- [LimeWire Binaries](#)

Contribute

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- [Run a GWebCache](#)
- [Run a UDP Host Cache](#)

Developer Resources

- [Technical Documentation](#)
- [Coding Conventions](#)
- [CVS Conventions](#)
- [Javadoccs](#)
- [JUnit Tests](#)
- [Test Coverage](#)
- [Historical Coverage](#)
- [Original Gnutella Specs](#)
- [Gnutella RFC \(Wiki\)](#)
- [Gnutella RFC](#)
- [Gnutella Forum \(Users\)](#)
- [Gnutella Forum \(Developers\)](#)

About The LimeWire Project

- [The License](#)
- [Awards and Acknowledgements](#)
- [Careers at Lime Wire LLC](#)

LimeWire is the Flagship Client on the Gnutella Network

We believe that the Gnutella Network could be and should be one of the core distribution tools on the Internet. We believe in open standards, open networks, and that any global networking protocol must have an open source piece at its core if it is to remain uncorrupted. We believe that the best people to develop the Gnutella Network and its applications are its users.

We invite all users interested in developing the Gnutella Network and its applications to join the LimeWire Open Source Project. Lime Wire LLC hopes to expedite Gnutella research and development by providing the core message passing and file sharing code, so that one need not waste time re-writing it. The combined public efforts of noble individuals will keep Gnutella a virtuous, public network, for the people and by the people. The LimeWire Open Source Project hopes other developers will help to build the network that benefits all people and future generations.

Getting Started as a LimeWire Developer

The first step is to get a copy of the LimeWire source code. The source can be [downloaded in a single archive](#), but it is recommended that you [check out the code from CVS](#). Before you start hacking, you should [build and run your local copy of the code](#).

Many individuals already know what they want to fix; these developers just dive in and start coding. Alternatively, we maintain a list of [known bugs and feature requests](#) and a [feature wish list](#) if you are looking for inspiration. Both are good ways to start, and extensive resources are available no matter what your development style:

- ◆ [Technical documentation](#)
- ◆ [Public email lists](#)
- ◆ [Gnutella Developer Forum](#)

Direct interaction with the LimeWire community is frequently possible at the [#limewire](#) IRC channel on the [irc.freenode.net](#) server.

Run a UDP Host Cache

If you are not a developer but have a static IP address, you can still help the Gnutella Network by running a UDP Host Cache (UHC). UHCs help new users find the Gnutella Network, and extra UHCs are always welcome. To find out more, check out [GhostWhiteCrab](#).

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Rising Cost of Copyright

→ Other costs

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→ Internet magnification

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- Impositions upon Internet users (StarWars Kid)
- What the Internet can do (Free Culture)
- Blogs (cheap speech)

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Free Culture by Lawrence Lessig

How Big Media Uses Technology and the Law to Lock Down Culture and Control Creativity
 Hardcover | 5.00 x 7.51 in | 348 pages | ISBN 1594200068 | 25 Mar 2004 | The Penguin Press

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Derivatives/Remixes

To add your creation to this list, please email jwachman@stanford.edu

Pre-mixes	Free Culture Flash Presentation , Free Culture PDF , Free Culture Images
Translations	Chinese , Catalan , Danish , French , German , Italian , Polish , Portuguese (1, 2) , Romanian , Spanish (1, 2)
ASCII	Ralph Amissah
Audio/Spoken	AKMA , "Free Culture" popup audiobook , Noa Resare (single download)
Audio/Synthesized	Ted Gilchrist
EasyRead	Blackmask
Extended Outline	Dan Krimm
HTML	montana.edu , ebooks.helptools.net , Blackmask , Hans Schou , Trevor Smith , Elegant Ebooks , LIBREria.org , Ralph Amissah , Authorama , Carl Blesius , NowIs (with improved footnotes)
iSilo	Blackmask
Mobipocket	Blackmask
MS-reader	Blackmask
Newton	freeculture.hmkdt.id.au
Other	Free Culture as a part of Tatkitt , Liberia Sourceforge Project
Palm	Sander Claassen , Mark Jordan
PDF	Ralph Amissah (landscape, portrait) , Palm/Pocket PC Edition
Plain Text	PC: frasd.org , Paul Schreiber (Canadian Edition) Mac: FreeCulture.txt and FreeCulture.sit (from spiritwritings.com)
Plucker	Plucker Books , NowIs (with improved footnotes)
PostScript	Alphamonkey.org
Referenced	e.Archives

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- What the Internet can do (Free Culture)
- Blogs (cheap speech)
- Archiving/Libraries

Tales from Disiniland



Tuesday, October 04, 2005

How the U.S. can address Internet governance concerns

It may shock some people to learn that the Internet (or to be more precise, Internet technology) belongs to the government of the United States. This arises from the fact that much of the underlying technology that runs the Net was funded by the US government. This is why the only central point of control on an otherwise "ungovernable" Internet is managed by a US government contractor. That point of control is the domain name system (aka, the "DNS") and the contractor is a California non-profit company called ICANN.

A recent column by Declan McCullagh describes the on-going battle over the DNS with foreign governments putting forward the notion that such a central Internet resource should be under the control of an international group, not a single country.

[more]
posted by JJ at 22:17 | [permalink](#) | [Add comment!](#)
Category: Internet Governance

Archives

- October 2005
- September 2005
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- July 2005
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- CICT Watch
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- Voice over IP

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Latest

- How the U.S. can address Internet governance concerns
- Seoul Survivor

Seoul Survivor

In case you hadn't noticed, I haven't been posting on my blog for some time now. I thought I'd be able to blog continuously last week but as it turned out, this was based on 2 erroneous assumptions arising from the fact that I was to read a paper at a conference on "Privacy in the Digital Age" in Seoul.

First wrong assumption: that Internet bandwidth flows freely in Korea where according to the latest statistics more than 80% of households have broadband Internet connections -- the highest in the world. This factoid led me to believe that I would have no problem getting a fast connection from anywhere -- the hotel, the venue, on the street, in the middle of a park.

No such luck.
[more]
posted by JJ at 09:21 | [permalink](#) | [Add comment!](#)

Monday, October 03, 2005



Ads by Google Sore Throat Relief Philippines Tourism Sinus Shopping Philippines Philippines Resort

Open links in new windows

Thursday, October 06, 2005

Christmas, blogs, food...

...I was considering a party food blog. You know, in time for the Christmas season. Just a matter of segregating one section of my food blog and reproducing it in a new one. Streamlined content, better navigation... But, I have some reservations which I wrote about in my column. Reservations about whether I would, in a way, be encouraging a culture of excesses and extravagance associated with Christmas. And it just doesn't feel right. Right now, I'm even thinking of totally deleting a similar project that I did last year...

Read the full text.

@ 09:59 AM • Philippines • Blogs • My Op-ed column • 13 Comments

Wednesday, October 05, 2005

The mystery of the milky sea

Someone said once that it's ridiculous how man spends so much time, effort and money to study outer space when he much of the planet Earth is still shrouded in mystery. Yeah, well, I can say the same about man's knowledge about the workings of the human body.

Reader Chris sent me links to two very interesting natural phenomena. The first leads to a satellite photo that shows a mysterious glow in the Indian Ocean.

Straight out of Jules Verne's 20,000 Leagues Under the Sea? Not quite.

Read the full text

PHOTO GALLERY



When I first saw this photo on my camera's LCD screen, it weirded me out. I was playing with my Rebel XT earlier, taking shots of the TV screen using different exposures. The shutter speed was so slow that it captured two different screen shots resulting in some kind of double exposure.

5 Comments

MY FOOD BLOG

We've been a Dream satellite TV subscriber for over four years and, in all that time, it never had any of the Discovery channels. Then, this month, the company started offering new, and more expensive packages, that now include Discovery travel & living channel, among others. It's much like discovering a whole new world of cooking. I'm having so much fun learning new dishes, cooking techniques and ideas. Really great! I've been cooking myself into a stupor the past couple of days and my family's having as much

INSIDE PCIJ: Stories behind our stories

Senate probes agri fund

October 6, 2005 @ 1:25 pm · Posted by Vinia Datinguinoo
Filed under [In the News](#)

THE Senate began this morning its investigation into the disbursement of the P728-million Ginintuang Masaganang Ani (GMA) fund in 2004.

The PCIJ [reported](#) late last month on the trail of the fund, supposedly meant for fertilizer and other implements for the country's farmers, but which found their way to non-government organizations identified as beneficiaries by the proponent congressmen, governors and mayors. Those NGOs are not involved in agriculture and are beyond the jurisdiction of government audit.

The committee on agriculture received the testimonies of [Commission on Audit](#) (COA) officials and leaders of farmers' organizations.

The hearing, which lasted for about two hours, was like a lesson in Auditing 101 for the members of the chamber, as auditors failed to satisfy the lawmakers' queries about where the money actually went. Some nineteen months after being disbursed, the funds have yet to be fully liquidated.

Tobias Lorenzo, director of COA's agriculture and environment cluster, told the Senate they have only managed to complete the audit for the GMA funds released to regions 5 and 7. "We are meeting difficulty because some of the money went to NGOs, which are not subject to COA jurisdiction," Tobias said.

"It might take you another two years to finish all of them," [Sen. Franklin Drilon](#) told the auditor. "Could you kindly submit to the committee at least those two regions?"

...([Read the rest of this entry »](#))

[Permalink](#) [Comments \(24\)](#)

Passage of anti-terror law being 'railroaded' to target political dissenters, warn solons, lawyers

October 6, 2005 @ 9:14 am · Posted by Alecks Pabico
Filed under [In the News](#), [Governance](#)

IT has taken another spate of bombings in Bali, Indonesia last weekend to justify the hasty approval of the [proposed draft of the long-pending anti-terrorism bill](#) at the House of Representatives.

In an executive session of the joint House committees on justice and foreign affairs last Tuesday, the bill was approved by a 240-10 vote. It is scheduled for passage

Pinoy Top Blogs

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- [Alecks P. Pabico](#)
- [Avigail Olarte](#)
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Fri 12 Aug 2005 **Congratulations, Dean Alfar!**
Posted by Administrator under General
1 Comment

Dean Alfar, iBlog speaker and all-around great guy (Listen to his talk from last May) won the Palanca Award for Novel.

Congratulations, o Suman Master! As one of the bloggers you inspired, I humbly offer you virgin trackbacks!

Sat 6 Aug 2005 **iBlog Mini Audio Drop**
Posted by Administrator under Speakers
No Comments

Audio from last Thursday's iBlog Mini - Gloriagate Blogging, are now available for download (in compressed WAV format)

- Bloggers Introduction
- Dean Raul Pangalangan - Opening Remarks
- Atty. JJ Disini - Political Blogging
- Open Forum on Political Blogging
- Alecks Pabico - Blogging in a Time of Crisis
- Manuel L. Quezon III - Blogging Gloriagate: A Personal Journey
- Open Forum

Fri 5 Aug 2005 **Thank you for the support: Blogging Gloriagate!**
Posted by digitalfilipino under General
[3] Comments

Our sincerest appreciation to everyone who supported the **iblog Mini event**:

IMPORTANT

The first iBlog Summit was held on **May 7, 2005, 8AM - 5PM** at the NISMED, UP Diliman. Check out what happened, what our speakers said, and see what bloggers had to say about it.

iBlog Mini

About iBlog Mini
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iBlog Details:

- iBlog Audio
- iBlog Speaker's Presentations
- What's it All About?
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- Our Schedule
- The Venue

iblog Speakers

Abe Olandres

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- Archiving/Libraries

Universal access
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[Copyright law and Orphans: Suggested solution](#)

Web 40 billion pages


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Welcome to the Archive

The Internet Archive is building a digital library of Internet sites and other cultural artifacts in digital form. Like a paper library, we provide free access to researchers, historians, scholars, and the general public.

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Curator's Choice ([more](#))



[Psychological Operations in Support of Internal...](#)
 Military training film showing psychological operations in "Hostland," a mythical (probably Latin...

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 Average rating: ★★★★★

[Beginning Responsibility: Taking Care of Things](#)
 Average rating: ★★★★★

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This Just In ([more](#))

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Curator's Choice ([more](#))


[Honey White Live at Red's on 2005-08-07](#)
 01. Unprofessional 02. Nightfall 03. Island Fever 04. Mercy Rule 05. Let Go 06. You Let Me Fall 07....

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[Grateful Dead: 1985-09-07](#)
 Average rating: ★★★★★

[Ratdog: 2001-08-24](#)
 Average rating: ★★★★★

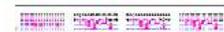
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Curator's Choice ([more](#))


[Emit - Timecode \[inpuj001\]](#)
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Recent Reviews

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[Geeshie Wiley-Last Kind Words](#)
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[The latch key of my bookhouse](#)
 This is a book of children's literature. This appears to be volume 6 of a series. LC Control...

Recent Reviews

[Hackers: heroes of the computer revolution](#)
 Average rating: ★★★★★

[Fibonacci Number Series, The](#)
 Average rating: ★★★★★

Most recent posts (write a post by going to a forum) [more...](#)

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Library Project

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Existing Publishers

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What is Google Print?

Google's mission is to organize the world's information, but much of that information isn't yet online. Google Print aims to get it there by putting book content where you can find it most easily – right in your Google search results.

How does Google Print work?

Just do a search on the Google Print homepage. When we find a book whose content contains a match for your search terms, we'll link to it in your search results. Click a book title and you'll see the page of the book that has your search terms, along with other information about the book and "Buy this Book" links to online bookstores (you can view the entirety of public domain books or, for books under copyright, just a few pages or in some cases, only the title's bibliographic data and brief snippets). You can also search for more information within that specific book and find nearby libraries that have it.

Where do these books come from?

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Book publishers of all sizes are working with Google to make their titles searchable on Google Print. If you're a publisher or author interested in adding your book in Google Print, check out our [Publisher Program](#) or find out [how the Library Project affects you](#) as a publisher.

Google Print Library Project

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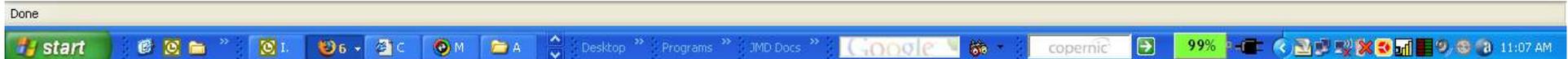
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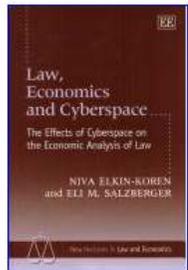
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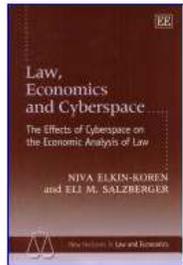


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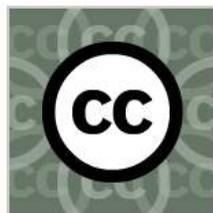
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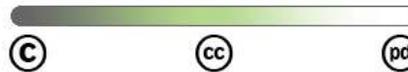
AUG 2005 [Kembrew McLeod](#) is currently an Assistant Professor, University of Iowa, Department of Communication Studies. In addition to being an academic, Kembrew is a self-professed prankster. In 1998 he trademarked the phrase "Freedom of Expression®" as a comment on how the intellectual property law is being used to fence off culture and restrict the way in which people can express their ideas. He is the author of two books: "[Owning Culture](#)" and, most recently, "[Freedom of Expression®: Overzealous Copyright Bozos and Other Enemies of Creativity](#)".



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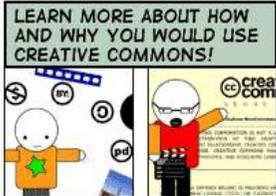
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Project Lead: Atty. [Jaime N. Soriano](#), CPA, MNLSA, Law Professor and Executive Director of the [e-Law Center](#) of the [Arellano University School of Law](#)

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The Center was founded in November 2002 under the auspices of the [Arellano University School of Law](#), following the launching of the school's [LAWPHIL Project](#), considered as one of the most popular on-line and electronic databank of Philippine law and jurisprudence accessible for free to the general public.

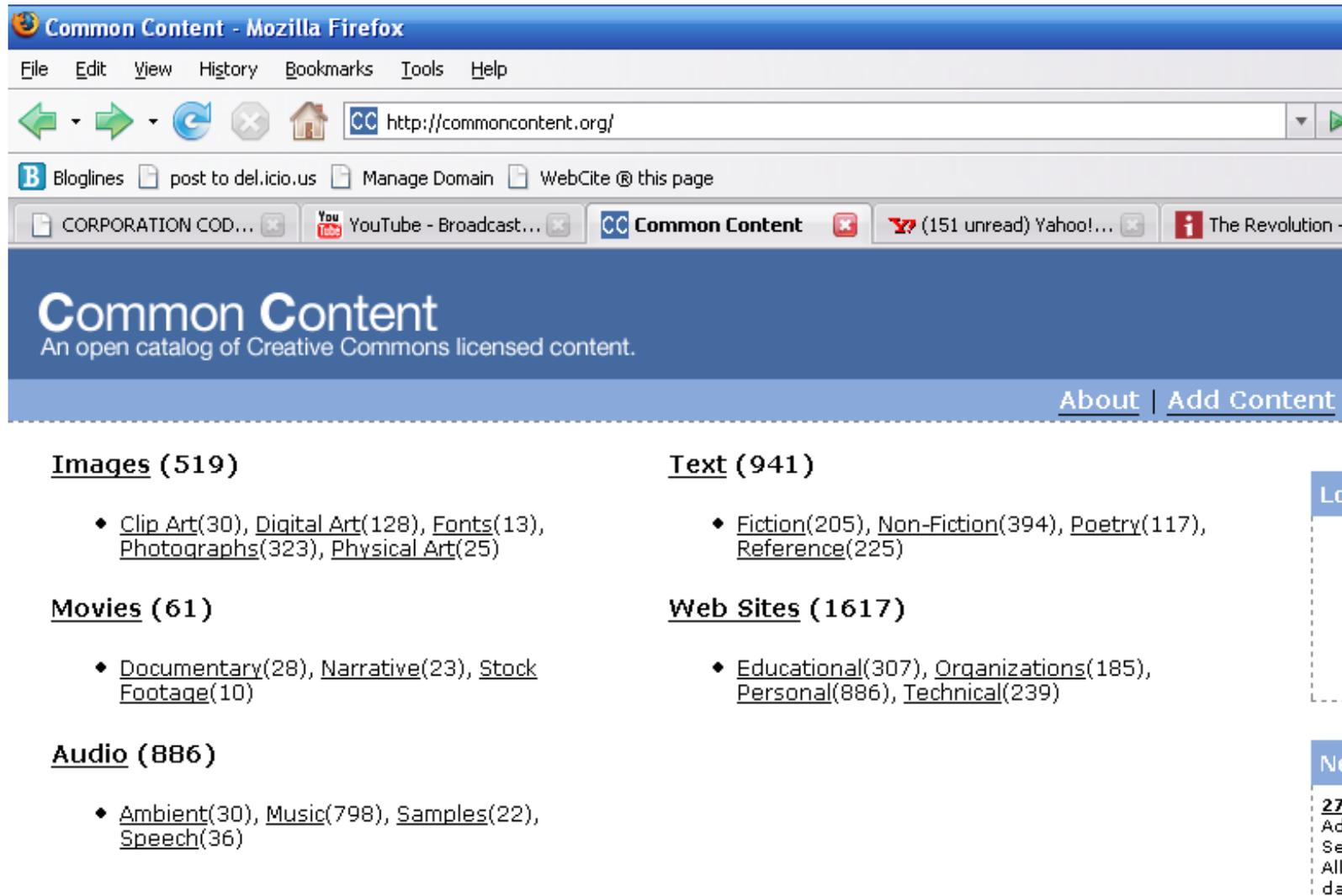


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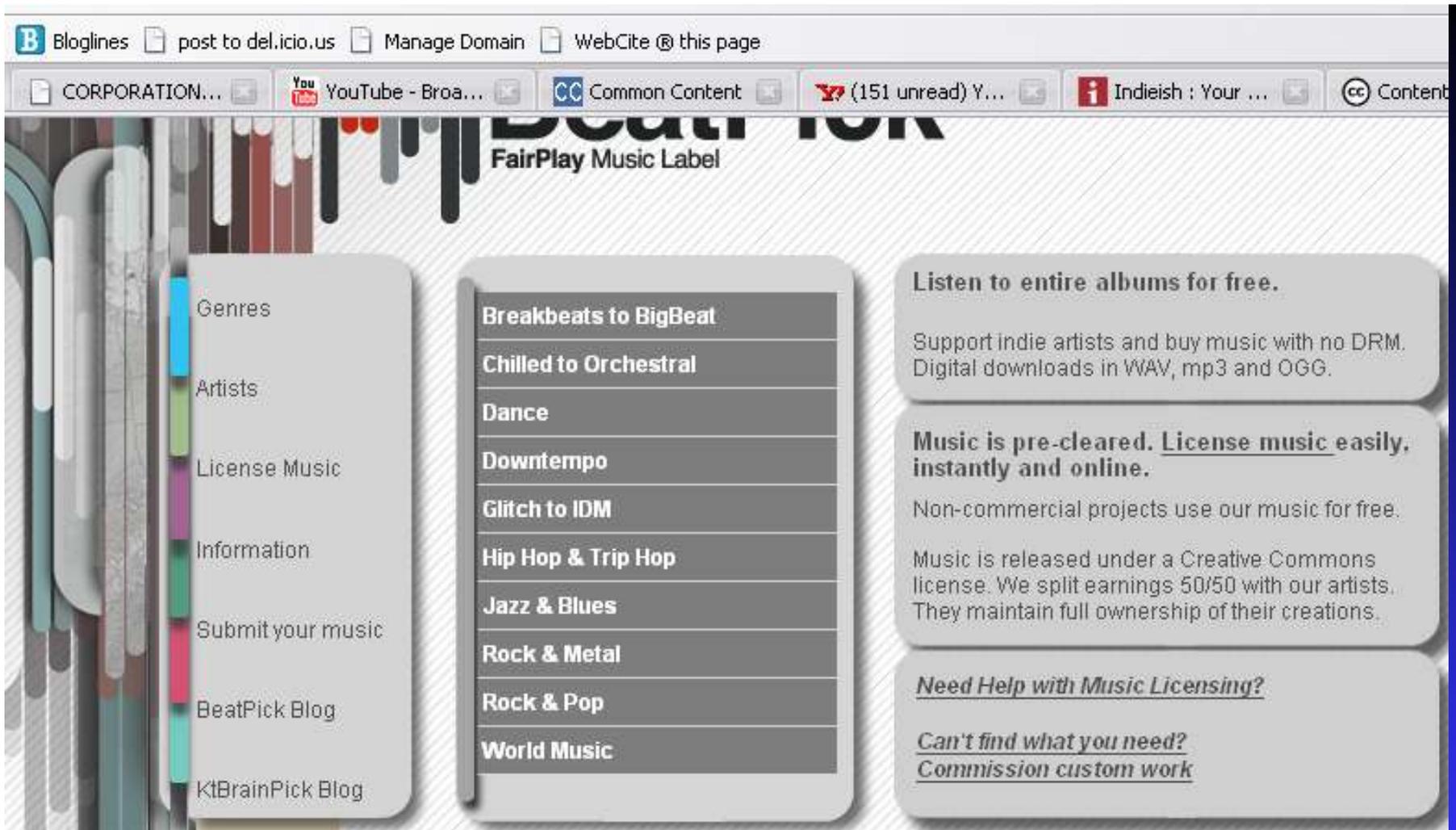
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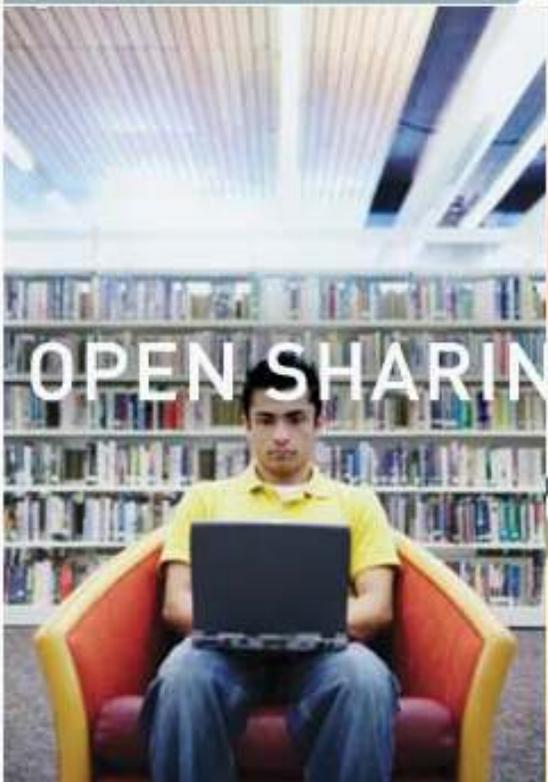
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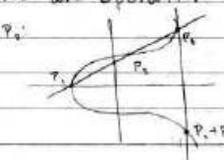
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