The Copyright Pentalogy

Geist, Michael

Published by University of Ottawa Press


For additional information about this book
https://muse.jhu.edu/book/22904

For content related to this chapter
https://muse.jhu.edu/related_content?type=book&id=833341
Contents

Acknowledgements i
Introduction by Michael Geist iii

Standard of Review and the Courts

1. Of Reasonableness, Fairness and the Public Interest: Judicial Review of Copyright Board Decisions in Canada's Copyright Pentalogy – Graham Reynolds 1

2. Courts and Copyright: Some Thoughts on Standard of Review – Paul Daly 47

3. The Context of the Supreme Court’s Copyright Cases – Margaret Ann Wilkinson 71

Fair Dealing

4. Fair Use 2.0: The Rebirth of Fair Dealing in Canada – Ariel Katz 93

5. Fairness Found: How Canada Quietly Shifted from Fair Dealing to Fair Use – Michael Geist 157

6. The Arithmetic of Fair Dealing at the Supreme Court of Canada – Giuseppina D'Agostino 187


8. Fairness of Use: Different Journeys – Meera Nair 235

Technological Neutrality

9. Technological Neutrality: (Pre)Serving the Purposes of Copyright Law – Carys J. Craig 271

10. Technological Neutrality in Canadian Copyright Law – Gregory R. Hagen 307
Copyright Collective Management

11. Copyright Royalty Stacking – *Jeremy de Beer*  
   335

12. The Internet Taxi: Collective Management of Copyright  
    and the Making Available Right, after the Pentalogy  
    – *Daniel Gervais*  
    373

The Scope of Copyright

13. Righting a Right: *Entertainment Software Association v SOCAN* and the Exclusive Rights of Copyright for Works  
    – *Elizabeth F. Judge*  
    403

14. Acknowledging Copyright’s Illegitimate Offspring:  
    User-Generated Content and Canadian Copyright Law  
    – *Teresa Scassa*  
    431

Contributors  
455