LIMITATIONS & EXCEPTIONS
Some critical remarks

1. Introduction

2. General: \textit{function(s)} of limitations in the \textcopyright{} system

\textbf{Overview:}
\textit{functions} – NL/EU – ./. contracts

\textbf{©: Breathing space (utilitarian and personal rationales)}

\textbf{Shaping (not merely \textquotedblleft fine tuning\textquotedblright{}) of \textcopyright{} scope}

\textit{Disparities}

EU: \textit{remuneration}
./. US: all or nothing
3. A closer look: Limitations in NL and EU

EU-InfoSoc: No harmonisation

opening possible (?)

Courts: opening attempts (1):
rules of interpretation

MS: remarkable differences

Courts: opening attempts (2):
safety valves

Fair use as solution?

4. Broader picture: Limitations & Contracts

mass use/automatisation

/. DRM

Pro’s & Con’s of ...

... Remuneration

... Licensing

Regulatory models:
Remuneration / Licensing / Sharing
Limitations: to be *signed away*?

... or *conditioned* upon non-existing contract (DRM)?

*Depending on function/purpose?*

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