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DATABASE RIGHT: THE NECESSITY TO TAKE THE PUBLIC'S RIGHT TO INFORMATION INTO ACCOUNT?

Draft Abstract

Databases are protected in the EU by a specific intellectual property right, the *sui generis* right also known as the “database right”. Many have criticised it for its excessive breadth. The paper will review the *sui generis* right in light of the public’s right to information recognised in the EU under article 10 of the European Convention of Human Rights. It will assess whether art. 10 is sufficiently taken into account in the Database Directive and if it is not, will suggest remedies.