
*Xinqiang (David) Sun**

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Authorship in America (and Beyond)

Houston Law Review

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- A. *Pre-P.R.C. Authorship*
 - B. *The Early P.R.C. Years*
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- A. *United States*
 - 1. *Preliminary Observations*
 - 2. *Origin of “Deemed-to-be-Author” Rule*
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- A. *Enactment, Moral Rights, and Works Made for Hire*
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State and Society in Early

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Evolution of Republican Government

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B. The Early P.R.C. Years

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Copyright Law and the Transition of Press Control in China

The Development of

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A. United States

1. Preliminary Observations.

*of Anne: Yesterday and Today
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*Work-For-Hire and the Moral Right Dilemma in the European
Community: A U. S. Perspective*

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The Story of
: Originality as a Vehicle for Copyright Inclusivity (Copyright) in

. *Id*

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. *See*

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Bleistein v. Donaldson

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3. Codifications of "Deemed-to-be-Author" Rule.

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Id.

*Commissioned Works as Works Made for Hire
Under the 1976 Copyright Act: Misinterpretation and Injustice*

See e.g.

Solomons

First Thoughts on the Copyright Act of 1976

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Toward a Theory of Copyright: The Metamorphoses of

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Does It Make a Difference to Follow Monism or Dualism?

See, e.g.

Id.

Id.

Id.

China's Copyright System: Rising to the Spirit of Trips Requires an Internal Focus and WTO Membership
China's Intellectual Property Protection: Prospects for Achieving International Standards

与

A Hermeneutic Methodology and How Pirates Read and Misread the Berne Convention
China's Accession to the Berne Convention: Bandaging the Wounds of Intellectual Piracy in China

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Id.

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Id.
Id.
Id.

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B. Flaws and Subsequent Developments

*such legal person or the organization shall be deemed
to be the author of the work*

otherwise provided in this Law *Except where*

transferred from someone else

initial ownership

Persons' Works

与

On the Reconstruction of the Provisions of Juridical Persons' Works

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See supra

Id.

Id.

Id.

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The Struggle For Law in China

Mostly State-Owned *China's Global 500 Companies are Bigger Than Ever—And*

See supra *supra*

. Id. See also
reprinted

in *Compare* *with* *and* *reprinted*

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do not belong

supra
Protection in China: A Guide for European SMEs

Compare Copyright

with

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ab initio

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*Compare Copyright Protection in China: A Guide for European SMEs supra
with supra
Copyright, Compromise, and Legislative History*

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Id.

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per

See, e.g.

But see id.

Id.

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C. Summary

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A. Background of the Revision

R *See, e.g.* *supra* *China Property Law Bolsters Private*

Environment in *Chinese E-commerce (2) and Legal*

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Legal Eligibility of Taiwan's Accession to GATT/WTO

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China Ready to Join GATT

*Hinges and Latches on the Open Door: The Normative
Parameters of China's WTO Accession in*

Id.

The GATT Years: From Havana to Marrakesh

China and the WTO

*What Will WTO Membership Mean for China and Its Trading
Partners?*

Nation

China Eclipses U.S. as Biggest Trading

Why China is Turning Back to Confucius

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B. The Copyright Law of the P. R.C. (Proposed Draft) of 2014

Representatives in Parliament: Full House

Id.

The National People's Congress: Functions and Membership

Standing Committee

Special Committees

Functions and Powers of the Standing Committee

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China Amends Copyright Law

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Id

See A User-Unfriendly Draft: 3rd Revision of the Chinese Copyright Law

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Sticking to one concept

three principles

three effects

authorship-related

*First Draft Revision of Chinese Copyright Law under Xi Administration
Demonstrates Commitment to Significant Copyright Reform*

*A Brief Explanation Concerning the “Copyright Law of the
People’s Republic of China” (Revised Draft)*

Id.

Id.

Cong Ju Zhu Quan Fa Di San Ci Xiu Gai Tan Ke Xue Li
Fa 产 *A Discussion on Scientific Legislation from the
Perspective of the Third Revision of the Copyright Law*

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Law provides otherwise

except where this

representative

its

Where there is no evidence to the contrary, any natural person, legal person or other organization whose name is attributed to the work shall be construed as the author.

See supra
Compare

supra

with

与

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与

Id.

The Concept of Authorship in Comparative Copyright Law

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economic rights

of authorship and a right to share in profit

the right

Compare id. with

与

Compare

with

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by the parties

the copyright may be agreed upon

Id.

与

Id.

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Id.

The Economic History of the International Film Industry

See supra

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See supra

See supra

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Id.

Id.

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not