

Guy Pessach – List of Publications

Doctoral Dissertation

2001 – Doctor of Laws (LL.D). The Hebrew University of Jerusalem. Israel.

Thesis: "Copyright and Freedom of the Press", under the supervision of Prof. Joshua Weisman.

Edited Books

1. **AUTHORING RIGHTS: READING THE COPYRIGHT ACT 2007** (Co-Edited with Michael Dan Birnhack) (Nevo, 2009) (approximately 500 pages) (in Hebrew).

Chapters in Collections:

2. "Intellectual Property Law" (with Katya Assaf & Ofer Tur-Sinai,) in **THE LAW OF ISRAEL** (Barak Medina, Christian alter, Lothar Scholtz & Heinz-Bernd Wabnitz, eds.) Hart Publishing (in English) and in C.H Beck publishing house (in German) (forthcoming, 2017) (approximately 10 pages).
3. "The Political Economy of Digital Cultural Preservation", in **DIGITAL ARCHIVES MANAGEMENT, USE AND ACCESS** (Milena Dobрева and Gabriellas Ivacs, Editors, Facet, London, forthcoming 2017) (approximately 30 pages).
4. "A Note on Law, Technology and Copyright", **SHLOMO LEVIN BOOK**, 579-624 (The Harry and Michael Sacher Institute for Legislative Research and Comparative Law, Jerusalem, 2013) (in Hebrew).
5. "The Balance of Copyright", **The Israeli Report on Intellectual Property law to the XVIIIth International Congress of Comparative Law, BALANCING COPYRIGHT - A SURVEY OF NATIONAL APPROACHES**, 523-540 (Max Planck Institute Studies on Intellectual Property and Competition Law, Reto M. Hilty, Sylvie Nérisson, Editors) (2012).
6. "The Laws of Remembering and Forgetting in the Age of Digital Reproduction", **LEGAL NETWORK: LAW AND INFORMATION TECHNOLOGY**, 361-430 (Michael Birnhack & Niva Elkin-Koren eds., 2011).
7. "Communications Policy of the Copyright Act, 2007" in **AUTHORING RIGHTS: READING THE COPYRIGHT ACT 2007**, 135-165 (Co-Edited with Michael Dan Birnhack) (Nevo, 2009) (in Hebrew).
8. "Allocating Speech Resources – Toward a Distributive Paradigm of Free Speech", **THE LEGAL CULTURE OF FREE SPEECH** (Ramot, Tel-Aviv University, Editor Michael D. Birnhack), 299-353 (2006) (in Hebrew).
9. "The Author's Moral Right and Freedom of Speech", **ESSAYS IN HONOUR OF JOSHUA WEISMAN** (S. Lerner & D. Lewinsohn-Zamir eds., The Harry and Michael Sacher Institute for Legislative Research and Comparative Law, Jerusalem), 463-556 (2002) (in Hebrew).

Articles:

10. "Law and the Politics of Memory, 48 **HEBREW UNIVERSITY LAW REVIEW – MISHPATIM** (forthcoming, 2017) (in Hebrew) (approximately 30 pages).
11. "Beyond IP – The Cost of Free – Informational Capitalism in a Post IP Era", 54 **OSGOODE HALL LAW REVIEW**, 225-251 (2016).
12. "Some Realism about Copyright Skepticism", 57 **IDEA: THE INTELLECTUAL PROPERTY LAW REVIEW**, 225-278 (2017) (this is an extended version of item (publication) 11, which focuses on U.S copyright law and also expands the discussion on informational privacy).
13. "Toward a New Jurisprudence of Copyright Exemptions", 55 **IDEA: THE INTELLECTUAL PROPERTY LAW REVIEW**, 287-318 (2015).
14. "The Beijing Treaty on Audiovisual Performances – The Return of the North?" 55 **IDEA: THE INTELLECTUAL PROPERTY LAW REVIEW**, 79-104 (2014).
15. "Deconstructing Disintermediation – A Skeptical Copyright Perspective", 33 **CARDOZO ARTS & ENTERTAINMENT LAW JOURNAL**, 101-141 (2013).

16. The New Israeli Copyright Act – A Case-Study in Reverse Comparative law", 41 **IIC - INTERNATIONAL REVIEW OF INDUSTRIAL PROPERTY AND COPYRIGHT LAW** (Max-Planck Institute Publications), 187-201 (2010).
17. "Reciprocal Share-Alike Exemptions in Copyright Law", 30 **CARDOZO LAW REVIEW**, 101-150 (2008).
18. "[Networked] Memory Institutions: Social Remembering, Privatization and its Discontents", 26 **CARDOZO ARTS & ENTERTAINMENT LAW JOURNAL**, 71-149 (2008).
19. "Museums, Digitization and Copyright Law – Taking Stock and Looking Ahead", 1 **THE JOURNAL OF INTERNATIONAL MEDIA AND ENTERTAINMENT LAW**, 253-283 (2007).
20. "The Role of Libraries and A2K – Taking Stock and Looking Ahead" (Symposium comment) **MICHIGAN STATE LAW REVIEW**, 257-269 (2007).
21. "An International-Comparative Analysis of Peer to Peer File-Sharing – Framing Past-Present and Next Generation Questions", 40 **VANDERBILT JOURNAL OF TRANSNATIONAL LAW**, 88-133 (2007).
22. "Israeli Copyright Law – A Positive Economic Perspective", 39(3) **ISRAEL LAW REVIEW**, 35-91 (2006).
23. "'Collective Administration of Copyright – The Role of Justice and Fairness Considerations", 2(2) **HAIFA UNIVERSITY LAW REVIEW - DIN UDVARIM**, 261-314 (2006) (in Hebrew).
24. "Broadcasting Rights", 10 **HAMISHPAT**, 131-155 (2005) (in Hebrew).
25. "Media, Markets, and Democracy: Revisiting an Eternal Triangle, Critical Notice: *Media, Markets and Democracy* by Edwin C. Baker", 17 **THE CANADIAN JOURNAL OF LAW AND JURISPRUDENCE**, 209-226 (2004).
26. "Copyright Law as a Silencing Restriction on Non-Infringing Materials – Unveiling the Scope of Copyright's Diversity Externalities", 76 **UNIVERSITY OF SOUTHERN CALIFORNIA LAW REVIEW**, 1067-1104 (2003).
27. "The Author's Moral Right of Integrity in Cyberspace - A Preliminary Normative Framework", 34 **IIC – INTERNATIONAL REVIEW OF INDUSTRIAL PROPERTY AND COPYRIGHT LAW (Max-Planck Institute Publications)**, 250-270 (2003).
28. "The Legacy of Feist Revisited—A Critical Analysis of the Creativity Requirement", 36 **ISRAEL LAW REVIEW**, 19-102 (2002).
29. "Copyright in the Mirror of Israeli Supreme Court Decisions – An Evaluation and a Glance toward the Information Age", 2 **ALEI MISHPAT – THE LAW REVIEW OF RAMAT GAN COLLEGE OF LAW**, 297-317 (2001) (in Hebrew).
30. "Freedom of Speech and the Legal Foundations of the Press", 31 **HEBREW UNIVERSITY LAW REVIEW – MISHPATIM**, 895-984 (2001) (in Hebrew).
31. "Justifying Copyright Law", 31 **HEBREW UNIVERSITY LAW REVIEW – MISHPATIM**, 359-413 (2000) (in Hebrew).
32. "The Failing Company Doctrine in Israel", 35 **QUARTERLY BANKING REVIEW**, 82-100 (1995) (In Hebrew).