Kluwer Copyright Blog

File sharing in Direct Connect, Supreme Court (Højesteret), 24 March 2011

Maria Fredenslund (RettighedsAlliancen) · Thursday, May 19th, 2011

DENMARK – An end user of the Direct Connect file sharing network was found liable for copyright infringements. However, the Supreme Court did not agree with the right holders (respondents) that the extent of the infringements was sufficiently documented and overturned the evidence (a list of files) provided by right holders. Also, the Supreme Court found that economical damages for online copyright infringements (internet piracy) cannot be based on a calculation of the remuneration claim and thus overruled the so-called "double damages" principle that had been common practise by courts and administrative bodies up until this ruling. The High Court and District Court had come to another result.

Full text of the case can be viewed here

A summary of this case will be posted on www.KluwerIPCases.com soon.

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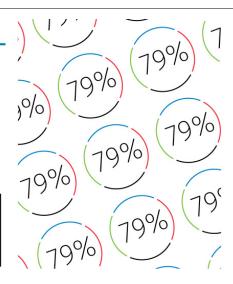
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