Kluwer Copyright Blog

Copyright case: Peppone v. Tintinimaginatio, France

Brigitte A.J. Spiegeler · Friday, January 6th, 2023

According to French law, to fall under the parody exception, the second work must evoke the preexisting work and present significant differences from it so there is no possible confusion with the parodied work, as well as constitute a manifestation of humour and mockery.

If the second work does not satisfy these conditions, and does not alter the nature and/or significance of the original work but constitutes a misappropriation of notoriety for commercial purposes, it will not be covered by the parody exception.

Case date: 24 November 2022 Case number: 22/04302

Court: Court of Appeal of Aix-en-Provence

A full summary of this case has been published on Kluwer IP Law.

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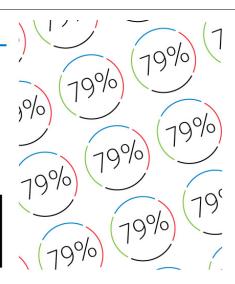
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