

Name: Amadi Gabriella Sarinma

Matric Number: 16/law01/032

Copyright which started far more from the Great Britain means the right to copy. It does not entail only that as there is more to copy right. Copyright can also be defined in terms of the works it protects. It can also be defined as a property right which subsist in various works, artistic, literary and so on. Oyewunwi defines it as a property right which confers exclusive right to authorize or prohibit a wide range of activities relating to qualified subject matter.

In the situation given, John who is a Ghanaian schooling in ABUAD made a sound recording of a book PURPLE HIBISCUS written by Chimamanda Adichie which was stolen from him by a friend Ope. The legal issues here are: 1. Whether John has right in the work

2. Qualification of his authorship and lastly

3. Whether Ope infringed on his rights.

John here has a right in the work as the work is his original work. This is because originality means a creative work which sufficient effort, skill and money has been put into and John here got inspiration from the book he read but also made a recording of the work based on his inspiration from the book he read, this means that John put his own effort into the novel he was made tho it wasn't published. Therefore the work is an original of John.

The qualification of John's authorship will be answered in the negative. This is due to the fact that Ghana is a member state therefore his work will be protected for under Nigerian copyright. The sound recording made by John is a fixed one as according to Section 1(2)(b) of the copyright act. Therefore his work is a sound recording and yes he, John is qualified of his authorship.

Ope here a friend of John can be said to have infringed on his right as the sound recording is his work. John might not have been domicile in Nigeria but the fact that he is from Ghana and his country is a member state to the treaties Nigeria is involved with, he is protected by copyright laws in Nigeria. Therefore John can sue Ope as she infringed on his right, according to Section 5 which talks about international agreements and National treatment principle, countries part of the treaty which are member state countries should treat another fellow member state citizens work like it was their own citizens work. John can therefore sue Ope and get his sound recording of his novel back or for damages.

In the conclusion, the advise given to John will be to go ahead and sue Ope because tho the work wasn't yet published by John it is his original work as his work, the sound recording is protected by the Nigerian copyright laws.

