European Union

“Art & Allposters International”

**Decision of the European Court of Justice (Fourth Chamber)
22 January 2015 – Case No. C-419/13**

Art & Allposters International BV v. Stichting Pictoright
Directive 2001/29/EC, Art. 4

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Keywords Distribution right · Exhaustion rule · Concept of “object” ·
Replacement of the medium · Impact on exhaustion

Article 4(2) of Directive 2001/29/EC of the European Parliament and of the Council of 22 May 2001 on the harmonisation of certain aspects of copyright and related rights in the information society must be interpreted as meaning that the rule of exhaustion of the distribution right set out in Article 4(2) of Directive 2001/29 does not apply in a situation where a reproduction of a protected work, after having been marketed in the European Union with the copyright holder’s consent, has undergone an alteration of its medium, such as the transfer of that reproduction from a paper poster onto a canvas, and is placed on the market again in its new form.

Official headnotes.

Available at <http://curia.europa.eu>.