

European Union

“Cofemel”

**Decision of the European Court of Justice (Third Chamber)
12 September 2019 – Case No. C-683/17 (ECLI:EU:C:2019:721)**

Cofemel – Sociedade de Vestuário SA v. G-Star Raw CV

**Directive 2001/29/EC, Art. 2(a); Directive 98/71/EC;
Regulation (EC) No 6/2002**

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Keywords Concept of “work” · Protection of works by copyright · Conditions · Connection with the protection of designs · Clothing designs · Practical purpose vs. aesthetically significant visual effect

Article 2(a) 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 precluding national legislation from conferring protection, under copyright, to designs such as the clothing designs at issue in the main proceedings, on the ground that, over and above their practical purpose, they generate a specific, aesthetically significant visual effect.

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