

Latypov I.A., Prof., Izhevsk
SOME FRACTAL TRAITS
OF NON-MATERIAL (SPIRITUAL) PROPERTY:
A PHILOSOPHICAL ASPECT

Key words: *Fractal, Spiritual property, Philosophy.*

The topicality of the fractal approach to the problems of Non-material (Spiritual) property may be described from different points of view: historical, cultural, philosophical, etc. The most important reason for the topicality of the researched theme is that the non-material property is important for all authors creating works of art, science and literature.

Non-material property of creators became important because of development of post-industrial information society. The post-industrial society is such level of social development, when the sphere of services (as a kind of non-material sphere) is dominant over material production.

The copyright (as a kind of intellectual property rights) is stated mostly for publishers, booksellers, owners of mass-media, investors, etc. Some intellectuals may get a non-material (spiritual) property mainly. But some authors may use crowdsourcing during a networking process of cooperation. Non-material (informational) relations of creators may cause system synergetic effects.

This paper is based on irreligious approach to spiritual property. The term of spiritual property without any strict definition was introduced by Hegel in “Philosophy of Law”[2] as an addition to property on things.

Spiritual (non-material) property is understood here as a kind of property characterizing unique form of individual intellectual’s or of creative collective’s objective expression of their own spiritual values (of cultural wealth) in a spiritual production (and in informational production).

Now spiritual property is mentioned in UN Declaration on the Rights of Indigenous Peoples[8].

Intellectual property may be considered here as a legally defended kind (and the most rational kind) of spiritual property in rationally-innovative creative activity.

Rather new introduction of a term of `intellectual rights` in Russia is connected with the most important difference between material property and intellectual property. It is well known, that when one person gives somebody an apple, a number of this person’s apples will decrease. But when one person gives somebody an idea, the number of this person’s ideas will not decrease.

“Art. 1227 of Part 4 of the Civil Code stipulates that “intellectual rights” shall not interrelate with ownership rights concerning material carriers. Thus so far the concept of proprietary nature of intellectual property is definitively rejected by the Russian lawmakers. The Code stipulates that an author shall have “intellectual rights” in works (incorporating authors’ rights and neighboring rights)”[1].

As to Fractal approach, it was founded by Benoit Mandelbrot. Fractal is mathematical term for different objects with self-similarity conditions[7]. Parts of the fractal are similar to the whole fractal.

Fractal approach may be applied to the theory of Non-material (Spiritual) property also. The given problem handling allows to treat self-similarity of nets of non-material (informational) relations. So structure of spiritual property distributed at a Web-sources is fractal-like. It may cause system synergetic effects.

And the prospect of fractal approach to the spiritual property may be multifractal.

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