

**ANALYSIS OF COPYRIGHT PHOTO OWNERSHIP AT PT DUIT
ORANG TUA WITH PT OYO ROOMS INDONESIA
(RULING NUMBER 45/PDT.SUS-
HAKCIPTA/2020/PN.NIAGA.JKT.PST)**

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ABSTRACT

The aim of this research is to gain knowledge of legal violations committed by PT OYO Rooms Indonesia at PT Duit Orang Tua regarding copyright violations. To develop knowledge regarding existing copyrights. The second research objective is to determine the judge's considerations regarding copyright infringement in the decision and the third research objective is to determine the legal protection obtained by the copyright owner. The research method used in this research is a normative legal research method by examining court decisions as primary legal material. Legislative regulations, books, documents, journals and scientific works are secondary legal materials. As well as official and trusted publications as tertiary legal materials. The analysis technique applied in this research is a qualitative method through literature study. The results of the research and analysis obtained in this research are that PT Oyo Rooms Indonesia was proven guilty of violating article 4 and article 5 letter e of Law no. 28 of 2014 concerning Copyright in decision Number 45/PDT.SUS- HAKCIPTA/2020/PN.NIAGA.JKT.PST. This is because PT Oyo Rooms Indonesia is proven to have copied, mutilated and commercialized it on several internet websites such as Agoda. The results of the second research are the considerations of the Panel of Judges in RULING Number 45/PDT.SUS-HAK CIPTA/2020/PN. NIAGA.JKT.PST between PT Oyo Rooms Indonesia and PT Duit Orang Tua is in accordance with and is guided by Law no. 28 of 2014 concerning Copyright. Assembly. The third research result is that legal protection in the form of immaterial compensation is not justified in decision Number 45/PDT.SUS-HAK CIPTA/2020/PN. NIAGA.JKT.PST because PT. Parents' Money cannot specify and prove in detail the value of the losses it received. According to the decision of the Supreme Court of the Republic of Indonesia No. 1970 K/Pdt/1986 dated 18 August 1988 states "that every claim for compensation must be proven and accompanied by details of the loss in what form is the basis of the claim. Without these details, the claim for compensation must be declared unacceptable because the claim is unclear or imperfect."

Keywords: Copyright, Copyright Law