

ABSTRACT

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“IMPLEMENTATION OF LICENSE ENFORCEMENT AND ROYALTY TREATMENT TV SUBSCRIBER (Case Study of 08/HAKI.HAK CIPTA/2015/PN.Niaga.Sby.)”

(xiii + 94 pages: 2 appendix)

Copyright is regulated under the Law Number 28 of 2014 on Copyright, broadcasting rights are related to the rights protected by Copyright Law. This case study aims to find out whether the verdict decided by the judge is right, to explain how the mechanism of licensing and royalty collection, and the legal effort for legal action that can be taken by the aggrieved parties. Research is based on normative legal research that uses library materials to analyze the case. The type of researched data is using secondary data consisting of primary, secondary, and tertiary legal materials. The act of violation of broadcasting right is an infringement of copyright. In some areas in Indonesia, there are some violations of broadcasting right, where some parties broadcast TV Program and they do not have any license to do so. According to the Copyright Law, violation of broadcasting rights is mentioned in the Article 25. Without the permission of the copyright holder the other person can not do such things for commercial purposes, unless they have the license from the copyright holder. A person who commits violation of broadcasting right for commercial purposes without the license from the copyright holder be subject to Article 118 Paragraph (1) of the Law No. 28 of 2014 on Copyright with a 4 years criminal imprisonment and a maximum fine of 100 Million Rupiah.

References: 41 (1981-2017)

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