

Reproduksi buku elektronik yang melanggar hak moral dan hak ekonomi penulis = Reproduced e books that allegedly violated moral rights and economic rights of an author

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Abstrak

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Skripsi ini membahas tentang reproduksi buku elektronik yang sekarang marak ditemukan dan digunakan di media elektronik. Skripsi ini menganalisa bagaimana kedudukan buku elektronik dibawah konvensi internasional seperti Konvensi Berne, Traktat Hak Cipta WIPO, dan bagaimana buku elektronik berbeda dengan Program Komputer seperti tertuang di TRIPS. Skripsi ini juga akan menganalisa bahwa tindakan reproduksi buku elektronik tidak hanya tindakan memperbanyak jumlah karya, tapi juga merubah media karya dan membuat adaptasi dalam terjemahan buku elektronik, dimana semuanya membutuhkan izin tersendiri dari penulis. Reproduksi buku elektronik terkait dekat dengan hak ekonomi seorang penulis, tetapi dalam skripsi ini akan dijelaskan bahwa reproduksi buku elektronik juga melanggar hak integritas penulis, dimana hak tersebut adalah hak eksklusif seorang penulis dibawah hak moral. Kasus yang ditampilkan dalam skripsi ini akan menjelaskan bagaimana reproduksi buku elektronik melanggar hak moral dan juga hak ekonomi seorang penulis. Skripsi ini juga memuat wawancara dengan narasumber dari Direktorat Jenderal Hak Kekayaan Intelektual terkait dengan perlindungan otomatis yang menunjukkan upaya-upaya perlindungan terhadap penulis yang tertuang dalam UU no. 19 tahun 2002 tentang Hak Cipta.

ABSTRACT

This thesis discusses about reproduced e-Books that is now commonly found and used by the people in digital media. This thesis will analyze of how the e-Books will be placing under the international conventions such as Berne Convention, WIPO Copyright Treaty and how is it distinguished from Computer Program as stated in TRIPS. This thesis also analyze that the act of reproduction in e-Books is not only increasing the number of work, but also transforming media of works, and adaptation in translations, which all of them requires a partial authorization from the author. Reproduction of e-Books is closely related to the economic rights of an author, however in this thesis, it will argue that reproduction of e-Books also harm the rights of integrity of an author, which is one of the exclusive rights of an author under moral rights. The cases featured in this thesis will show how reproduced e-Books harm both moral right and economic rights of an author. This thesis involving interviews with Directorate General of Intellectual Property

regarding automatic protection in order to exhibit protection remedies to author in Law no. 19 year 2002.;This thesis discusses about reproduced e-Books that is now commonly found and used by the people in digital media. This thesis will analyze of how the e-Books will be placing under the international conventions such as Berne Convention, WIPO Copyright Treaty and how is it distinguished from Computer Program as stated in TRIPS. This thesis also analyze that the act of reproduction in e-Books is not only increasing the number of work, but also transforming media of works, and adaptation in translations, which all of them requires a partial authorization from the author. Reproduction of e-Books is closely related to the economic rights of an author, however in this thesis, it will argue that reproduction of e-Books also harm the rights of integrity of an author, which is one of the exclusive rights of an author under moral rights. The cases featured in this thesis will show how reproduced e-Books harm both moral right and economic rights of an author. This thesis involving interviews with Directorate General of Intellectual Property regarding automatic protection in order to exhibit protection remedies to author in Law no. 19 year 2002.;This thesis discusses about reproduced e-Books that is now commonly found and used by the people in digital media. This thesis will analyze of how the e-Books will be placing under the international conventions such as Berne Convention, WIPO Copyright Treaty and how is it distinguished from Computer Program as stated in TRIPS. This thesis also analyze that the act of reproduction in e-Books is not only increasing the number of work, but also transforming media of works, and adaptation in translations, which all of them requires a partial authorization from the author. Reproduction of e-Books is closely related to the economic rights of an author, however in this thesis, it will argue that reproduction of e-Books also harm the rights of integrity of an author, which is one of the exclusive rights of an author under moral rights. The cases featured in this thesis will show how reproduced e-Books harm both moral right and economic rights of an author. This thesis involving interviews with Directorate General of Intellectual Property regarding automatic protection in order to exhibit protection remedies to author in Law no. 19 year 2002., This thesis discusses about reproduced e-Books that is now commonly found and used by the people in digital media. This thesis will analyze of how the e-Books will be placing under the international conventions such as Berne Convention, WIPO Copyright Treaty and how is it distinguished from Computer Program as stated in TRIPS. This thesis also analyze that the act of reproduction in e-Books is not only increasing the number of work, but also transforming media of works, and adaptation in translations, which all of them requires a partial authorization from the author. Reproduction of e-Books is closely related to the economic rights of an author, however in this thesis, it will argue that reproduction of e-Books also harm the rights of integrity of an author, which is one of the exclusive rights of an author under moral rights. The cases featured in this thesis will show how reproduced e-Books harm both moral right and economic rights of an author. This thesis involving interviews with Directorate General of Intellectual Property

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