

Perlindungan hukum terhadap karya cipta skenario/naskah film = Legal protection of scenario film script copyright infringement

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Abstrak

[ABSTRAK

Di Indonesia terdapat beberapa kasus hak cipta terkait pelanggaran skenario film yaitu adanya tayangan televisi di Indonesia seperti FTV, sinetron yang menjiplak skenario film asing, yang dapat dilihat dari adanya persamaan dalam cerita, adegan, atau dialog baik sebagian maupun seluruhnya, tanpa mencantumkan kredit untuk film asing yang bersangkutan. Salah satu kasus di Indonesia mengenai perebutan Hak Cipta adalah naskah/ skenario film antara Rachmawati Soekarnoputri melawan PT. Tripar Multivision Plus, Ram Jetmal Punjabi, Hanung Bramanto. Permasalahan yang dibahas dalam penelitian ini adalah bagaimanakah perlindungan hukum terhadap hak cipta atas skenario/naskah film soekarno dan hak cipta skenario/naskah film asing di Indonesia ditinjau dari Undang-Undang Nomor 19 Tahun 2002 Tentang Hak Cipta (?Undang-Undang Hak Cipta?); Bagaimana peran dan sikap hakim dalam memutuskan perkara terkait karya cipta skenario/naskah film soekarno. Tujuan dari penelitian ini adalah untuk mengetahui perlindungan hukum terhadap pencipta skenario film di Indonesia dan perlindungan skenario/naskah film asing di Indonesia berdasarkan undang-undang hak cipta di Indonesia. Berdasarkan hasil penelitian diketahui bahwa pengaturan mengenai hak cipta atas skenario/naskah film telah diatur dalam Pasal 12 ayat (1) huruf k Undang-Undang Hak Cipta dan perlindungan hak cipta skenario/naskah film asing diatur di dalam Pasal 76 Undang-Undang Hak Cipta.

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ABSTRACT

In Indonesia there are some cases of copyright infringement related to the screenplay in Indonesia such as FTV, serial drama plagiarized foreign film scenario, which has similarities in the story, scene, or dialogue in part or in whole, without mentioned the credits for the related foreign film. One of the cases in Indonesia is the seizing of copyright on script / screenplay between Rachmawati Soekarno Putri, the daughter of the film?s subject against PT. Tripar Multivision Plus, Ram Jetmal Punjabi, Hanung Bramanto. The issues raised by the author is how the legal protection of copyright in the Soekarno? film scenario / screenplay and scenario / screenplay from foreigners in Indonesia in terms of Law No. 19 of 2002 on Copyrights (?Copyrights Law?); What is the role of the judge and how the judge stance in deciding the case related copyright of Soekarno? film scenario / screenplay. The purpose of this study is to find out how is the legal protection of the creators of the film scenario and scenarios / scripts protection of foreign films in Indonesia based on Indonesia laws. Research of

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