

Tinjauan yuridis atas hak cipta lagu parodi yang diunggah di youtube berdasarkan undang-undang nomor 28 tahun 2014 tentang hak cipta =  
The law review regarding the copyright of parody song which uploaded on youtube based on the law of republic of indonesia number 28 year 2014 regarding copyright

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Abstrak

Tesis ini membahas mengenai legalitas atas hak cipta lagu parodi yang diunggah di dalam layanan berbagi video YouTube dengan mengkaji sejauhmana Undang-Undang Nomor 28 Tahun 2014 tentang Hak Cipta mengatur hal tersebut termasuk perlindungan terhadap hak moral dan hak ekonomi pencipta dan pelaku pertunjukan lagu asli. Dengan kemajuan teknologi, kepastian hukum atas suatu ciptaan lagu yang ditransformasikan menjadi parodi dan kemudian diunggah di internet sangatlah penting untuk diketahui oleh pencipta dan pelaku pertunjukan lagu asli. Terdapat dua cara untuk mengetahui sejauhmana suatu lagu parodi yang diunggah melalui YouTube adalah sah ataukah bertentangan dengan UUHC. Jika terjadi pelanggaran hak cipta, maka pencipta dan pelaku pertunjukan lagu asli berhak atas perlindungan hukum dengan cara mengajukan penghentian, gugatan perdata, maupun tuntutan pidana yang diatur di dalam UUHC, UU ITE dan Copyrights on YouTube.

.....This thesis discusses the legality to Copyright of Parody Song which being uploaded in video-sharing website, YouTube by analyzing at how far The Law of Republic of Indonesia Number 28 Year 2014 Regarding Copyright regulates this matter including the protection of moral right and economic right of the original songwriter and performer. With the progress of technology, legal certainty of the song which being transformed to parody and also uploaded to internet is very important for original songwriter and performer to know. There are two ways to find out about a parody song which were uploaded through YouTube be valid or contrary to UUHC. When there is a violation of copyright, the original songwriter and performer have a rights to access legal protection by reporting the termination, filing a lawsuit for compensation, and criminal charges as governed in UUHC, UU ITE, and Copyrights on YouTube.