

SUMMARY

Key Words: copyright, intellectual property, legal protection, Internet, WIPO

Subject matter: International legal protection of copyright in the Internet: problems and development prospects

Author: Madina Doeva

Supervisor: PhD, professor

The supervising organization: Pyatigorsk State University

The topicality of the research. The modern society is often called informational. Since the end of the 20th century, at the international and domestic levels, began to appear the concepts of the «digital era» and the «digital age» in legal acts. The reason for this was the rapid pace of scientific and technological progress. This process presupposes the need to improve the legal system, since the development of law is an integral part of the formation of the information society. This requires the transformation of norms not only at the level of national law, but also at the international level.

The problem of copyright protection in the 21st century has become especially relevant in view of the extensive dissemination of the Internet. For several decades of its development, the Internet has become a global communications system. He infiltrated all spheres of public life, largely changing public relations in the field of dissemination of information, commercial activities, provision of public services, etc. However, despite this, there is practically no special legal norm in the field of Internet use. Currently, the Internet is still partially outside legal regulation.

The aim of the research is the analysis of problems and prospects for the development of international legal regulation of copyright in the Internet

Objectives:

- to consider the international legal characteristic of copyright
- to explore the impact of the worldwide network on the legal regulation of copyright
- to analyze the international copyright protection in the Internet
- to investigate the ways of violating and international legal problems of copyright protection
- to explore the prospects for the development of legal regulation of copyright in the Internet

The theoretical and practical value of the research is that the results and conclusions of this work can be used to establish clear criteria for the application of these principles in normative acts. In addition, some provisions some of the provisions of this study can be used to train specialists in the field of civil and international private law.

The results obtained: Copyright is legal relations related to the creation and use of works of literature, science and art. International legal regulation of copyright has a fairly long process of formation and development.

One of the oldest documents is the Berne Convention for the Protection of Literary and Artistic Works, which has been repeatedly amended and edited. It fixes the general principles and principles of copyright protection. In addition, it establishes the principle of the national regime, which is reduced to the duty of the Member State to grant the foreign author the same scope of rights that is granted to the national author. The World Copyright Convention was designed to join as many States as possible, including those that for one reason or another are unable to ensure the level of copyright protection provided for in the Bern Convention.

It is important to note that in 1996, two international treaties of World Intellectual Property Organization were developed and concluded under the auspices of WIPO in Geneva. They are aimed at regulating the issues of copyright and related rights in the digital environment and are often referred to as Internet contracts. Despite this, at the international level, there is no unambiguous and unified position for all countries to protect copyright. This is due to the fact that the Internet is a relatively new means of communication, which has recently taken the path of rapid development. In this regard, there are many challenges that need to be addressed, because the laws of different countries do not always keep up with the rapid progress of information technology.

The rapid development of technology has also contributed to an increase in the number of offenses in the field of copyright. These include Internet piracy and plagiarism. Moreover, one of the controversial points in copyright protection is fan fiction, whose status has not yet been determined. Also, the definition of jurisdiction on the Internet is due to the global nature of this information and telecommunications network. The speed of information dissemination and its public availability adds additional importance to the problem. It is distributed instantly, and as a rule, any circle of people with access to the Network can access it. These factors make it difficult to establish the jurisdiction of the state in offenses on the Internet.

Recommendations:

- to adopt an international legal instrument regulating copyright protection directly on the Internet
- to define the exact definitions of the terms "Internet - pirate" and "plagiarism"
- to establish the legal status of fan art, as well as the criteria for distinguishing it from plagiarism
- to establish, at the international level, clear criteria for determining the jurisdiction of the state in the global network.