

Abstract

**Review on the Legal Protection of Sports Broadcasting
Videos Under the Chinese Copyright Law**
- Focusing on the Beijing High People's Court Decision No. 128
and the revised Copyright Law -*.**

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In the first trial of the Chinese court, the works of sports broadcasting were recognized, but the second trial court denied it. Again, It was the judgment that received great attention in China when the Beijing High People's Court recognized the rights of sports broadcasting works. It was selected as one of the top 10 copyright cases in China by the National Copyright Administration in 2020. In this case, the Beijing High People's Court judged sports broadcasts are mechanically filmed using cameras and transmitted through broadcast signals but it is “a work created in a way similar to cinematography”, because broadcasting imagine are edited and explained to increase viewers' interest and ratings. This judgment of the Chinese court would be justified. The judgment is meaningful in that it dealt with whether the sports broadcast video was a work or not and expanded its scope to the interpretation of fixation among the requirements for establishing works that have been controversial in China. In addition, it is meaningful because it includes discussions on whether sports broadcasting infringe broadcasting rights and the right of dissemination via information networks. Moreover, the issues discussed in this judgment are

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significant in that they were able to examine the contents of the revised copyright law in China as they were largely revised in the recently revised Chinese copyright law.

Keywords

3rd Revision of China's Copyright Law, Cinematographic Works, Video Recordings, Audiovisual Works, Broadcasting Rights, the Right of Dissemination via Information Networks