

ABSTRACTS

Recently the government proposed to amend the Copyright Act to curb online piracy. Basically the amendment proposal threatens to terminate account holders of the online service providers(OSPs) who are repeat infringers, and to disconnect the OSPs to networks. This proposal reflects the DMCA and KORUS FTa, and French three-strikes warning system. According to the DMCA, the OSPs, in order to be immunized from liability, are required to have adopted and reasonably implemented, and inform subscribers and account holders of the service provider's system or network of, a policy that provides for the termination in appropriate circumstances of subscribers and account holders of the service provider's system or network who are repeat infringers. In France, government submitted a bill to require OSPs to disconnect copyright infringers on a large scale. As of this writing, it is not clear whether the government's amendment proposal will be passed in the Assembly. This paper argues that the proposal will be successful in curbing infringement on internet if some requirements are met.

Keywords : copyright, prevention of infringement, online service provider(OSP), network, disconnection, KORUS FTA, OSP immunity of liability, termination of account, three-strikes warning system