

ABSTRACTS

Copyright law aims to protect original creative expression. Copyright consists of moral rights and economic right. If someone has copyright on a piece of writing or music, it is illegal to reproduce or perform it without their permission. To order a book one first had to get permission from the monastery that held the copyright. The internet in modern society provides the way to the infinitely informational world. People can connect to the internet whenever, wherever if they have suitable equipment. It gives a lot of advantages such as convenience of looking for information. Also, it can provide benefit. For example, people can save their time by using the internet. In addition, they can get music or movie from the internet. But copyright violation occurs also in the internet. Competition law(antitrust law) pursues fair competition especially in economic fields. Antitrust law has three main elements: ① Prohibiting agreements or practices that restrict free trading and competition between business entities. This includes in particular the repression of cartels. ② Banning abusive behaviour by a firm dominating a market, or anti-competitive practices that tend to lead to such a dominant position. Practices controlled in this way may include predatory pricing, tying, price gouging, refusal to deal, and many others. ③ Supervising the mergers and acquisitions of large corporations, including some joint ventures. Transactions that are considered to threaten the competitive process can be prohibited altogether, or approved subject to "remedies" such as an obligation to divest part of the merged business or to offer licences or access to facilities to enable other businesses to continue competing. Competition law is closely connected with law on deregulation of access to markets, state aids and subsidies, the privatisation of state owned assets and the establishment of independent sector regulators. In recent decades, competition law has been viewed as a way to provide better public services. Both laws, copyright law and antitrust law, are likely to struggle superficially. When we see exactly, it is not so. We should try to solve the conflict of 2 laws according to the purposes of each law rationally. In this study the author has tried to coordinate the relation between copyright law and constitutional law on the one hand, and between copyright law and antitrust law on the other hand.

Keywords : protection of copyright, incentive of creation, anti-trust law, keeping of competition order, revision of monopoly, restriction of unfair transaction, right to know, conflict of legal interest, rational interpretation of law, reciprocal supplementation