

## Abstract

Application of safe harbor rules to OSP for copyright infringement liability

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In network infringement cases, the 'port' principle is a prescriptive rule to limit the legal responsibility of Internet service providers. The law circles in China still have considerable disagreement or controversy about the specific applications of this rule. We should borrow ideas from relative legislative experiences at home and abroad, and correctly understand and apply such constitutive requirements as "the psychological state of ISPs" and "notice--takedown procedure". In particular, we should appropriately delineate the duties of care of ISPs, and further perfect the 'port' principle from both executive and legislative aspects, so as to promote the development of video sharing industry while protecting the interests of copyright owners. It is an advance subject of copyright law in this internet age to realize the win-win of copyright owners and ISPs of video sharing websites.

Keywords : Online service provider, Safe harbour, Copyright, Copyright infringement, notice and takedown procedure, UCC site