

## Abstract

### **A Critique on the Exclusive Right of Publication in the Korean Copyright Act**

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The purpose of this paper is to review the exclusive right of publication in the Korean Copyright Act that was newly legislated recently to implement the KORUS FTA. This right is originally from the Computer Program Protection Act that expired on the 23rd of July in 2009. And there was already a right of publishment under the Korean Copyright Act. The exclusive right of publication is mainly aimed to promote the electronic publishing industry that is a speedily expanding field and the computer program industry in Korea, even though all kinds of works are encompassed as the object of this right.

I think that the exclusive right of publication and the right of publishment are similar in contents of right except the objects of right. The objects of publishment are only the works in writing or drawing. In addition, according to the Korean legal system on property, the title of the exclusive right of publication can be criticised because the establishment of right of publication itself has the 'exclusive' meaning.

**Keywords: Electronic publishing, Program works, Exclusive right of publication, Right of publishment, Free Trade Agreement between the Republic of Korea and the United States of America**