

Abstract

Consideration for the Cloud E-book Service from Fair Use Doctrine

Ryu, Ji Hyun*

A variety of offline contents is changing into a way to access their own online through the close relation between computers and the real world. Book is the same. Portable devices such as smart phones and tablet PC are becoming more common, because Amazon.com, Apple, Google and various sites in the e-book content are available at affordable prices and worldwide e-book market is growing rapidly. Recently, Google which jumped into the e-book market, constructed the open distribution system that is freely available to the e-book distributors unlike Apple sticking to the closed system. In addition Inkling, a leading supplier of digital textbook company, recently released "Inkling Habit" which helps anyone to make their own e-books, based on a free collaborative digital publishing platform. Thus the cloud-based e-book service is promoted.

Owing to these newly emerging service forms, it is expected that various copyright problems may occur. "Fair use" means the limited use without previous permission from the copyright holder in U.S., it was introduced to Korean 'Copyright law' through FTA between both countries. However, the application of the rule in Korea has not been determined strictly yet and then it is possible that we apply the rule unlike USA, establish our own standard.

Thus this paper aims to draw a conclusion to apply Fair use doctrine to copyright disputes of cloud computing e-book service through the discussion of the temporary copy, private copy, the use of other's ownership, rights protection, license acquisition.

Keywords

fair use, Cloud computing system, e-book, cloud e-book service, Interactive e-books, Private Copying, Licence, Protection of the Rights, N screen

* InHa University Graduate School Masters Degree