

**Abstract**

**A study on a Reproduction for Private Use of  
Computer Program under the Copyright Act**

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Computer program industry has made a lot of efforts to prevent copyright infringement on computer programs in corporations, universities, and so on. In this process, there was also discussion on the restriction onto the author's property rights of computer programs.

In particular, the provision on reproduction for private use of computer programs are described in subparagraph 4 of Article 101-3(1) of the Copyright Act as "in case of reproduction in a limited space such as a home for personal purposes (except for commercial purposes)". By the way, until recently, there have been discussions about the problems and the abolition of the provision in related industry and academia. However, since the provisions on restriction onto the author's property rights of the computer programs were enacted in consideration of public interest, so it is necessary to carefully examine the reason for the existence of this provision in the current and future legal environment.

Therefore, this paper reviews legislative history and issues related to this provision, and studies the issues concerned with the legislative background, foreign legislation, provision and related provisions. Then it examines legal policy considerations.

**Keywords**

copyright, restriction onto the author's property rights, reproduction for private use, computer program, copyright act, computer program protection act, fair use.