

Abstract**Legal Issues of Private Copyright Enforcement System
- Focused on YouTube's Content ID -**

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From the beginning, Internet platforms have received considerable concerns about copyright infringement and the use of illegal content. For that reason, they have a copyright policy to protect the original copyright holders as a solution to copyright infringement issues within their platforms. Particularly, YouTube allows copyright owners to exercise their rights under copyright law through a “copyright strike”. In addition, YouTube has a copyright policy to protect copyright by automatically determining whether a copyright infringement occurs through ‘Content ID’ system. However, this is a private copyright enforcement system of YouTube and can not be judged to be ‘fair use’ or ‘licensed’. Furthermore, this system controls content even though it is not a copyright holder due to automation recognition. Of course, the intent of this system is to filter out illegal works. So, YouTube was introduced to fulfill its responsibility to prevent copyright violations in the platform. However, measures that are taken immediately and judged too broadly as infringing, without regard to the use of legitimate works such as fair use or license contracts, are excessive copyright management. The OSP may be able to avoid liability for copyright infringement, but this may result in unwarranted damage to the legitimate copyright holder or impeding fair use. In this paper, we review the copyright policy of YouTube and examine the legal issues of copyright law in YouTube. Finally, I would like to present the problem of copyright of Content ID and the appropriate improvement plan for it.

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Keywords

Private Copyright Enforcement System, YouTube, Content ID, CID, Copyright Infringement, Online Service Provider, Safe Harbor, Fair Use

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