

# **Audiovisual Works**

## **Abstract:**

The thesis deals with the private legal regulation of audiovisual works, which is primarily contained in The Act No. 121/2000 Coll. (Copyright Act) and The Act No. 89/2012 Coll. (Civil Code). It analyzes this legislation and points out some problems arising from the interpretation of the law, also with regard to the audiovisual practice. The thesis is composed of eight chapters, each of them dealing with different aspects of audiovisual works.

Chapter One is introductory and it contains list of sources of legal regulation of audiovisual works and defines the term of an audiovisual work. It also deals with authorship of the audiovisual work regarding some interpretative problems connected.

Chapter Two examines another important term of audiovisual field – a work audiovisually used – and it focuses also on the authorship of works audiovisually used. The thesis discusses inconsistencies arising from an absence of the legal definition of this term in the Copyright Act.

The third chapter concentrates on performances audiovisually used. It defines the term of an artistic performance regarding to the audiovisual practice.

Chapter Four provides facts about the exclusive personal and property rights of authors of audiovisual works and works audiovisually used, and also rights of performing artists belonging to their performances audiovisually used, as it is listed in the Copyright Act. The text also mentions the duration of protection period of this rights and their compliance with relevant european regulation.

Chapter Five describes the issue of copyright licence for use of audiovisual works and works audiovisually used. It is subdivided into three parts. Part One looks at legal regulation of copyright licence agreements regarding to its integration into the Civil Code. Part Two and Three provide an outline of special provisions related to rebuttable legal presumptions of copyright licence for use of audiovisual works and works audiovisually used.

The sixth chapter deals with records of an audiovisual work and describes relevant rights of producers of records listed in the Copyright Act.

Chapter Seven examines specific works created on the basis of contracts for work regarding to special provisions regulated in the Copyright Act and connected private regulation.

The eighth chapter is subdivided into three parts and it focuses on protection of copyrights of audiovisual works. Part One characterises private legal claims arising from unjustified interference with the copyright of authors as it is regulated in the Copyright Act and the Civil Code. Part Two mentions public regulatory related to protection of the copyright. Finally, Part Three is concerned with protection of personal rights and their potential conflicts with film adaptations of real stories.

The conclusion contains a brief summary of the whole thesis including summary of arguments and conclusions related to the interpretative problems and application of legal regulation in audiovisual practice.