

**AKIBAT HUKUM TERHADAP PELAKU PELANGGAR HAK CIPTA
KARYA CIPTA LAGU DIKAJI BERDASARKAN UNDANG-UNDANG
HAK CIPTA NOMOR 28 TAHUN 2014 DAN *COPYRIGHT ACT*
(*CHAPTER 63, REVISED EDITION 2006*)**

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ABSTRAK

Penelitian ini bertujuan untuk mengetahui batasan melakukan unduh lagu melalui situs di internet dan mengetahui serta menganalisis akibat hukum yang diberikan kepada pelanggar hak cipta karya cipta lagu yang diunduh melalui situs yang ada di internet. Jenis penelitian yang digunakan adalah penelitian yuridis normatif. Pendekatan yang digunakan dalam penelitian ini adalah pendekatan perundang-undangan (*statue approach*) dan pendekatan komparatif (*comparative approach*). Data yang diperoleh dalam penulisan ini merupakan hasil analisis dari Undang-Undang Nomor 28 Tahun 2014 tentang Hak Cipta (UUHC) dan Copyright Act (Chapter 63, Revised Edition 2006) (Singapura). Hasil penelitian menunjukkan (1) tidak semua tindakan unduh lagu pada situs di internet dapat dikatakan sebagai pelanggaran hak cipta (2) akibat hukum terhadap pelanggaran hak cipta unduh lagu melalui situs di internet secara perdata pada UUHC pencipta dapat mengajukan gugatan ganti rugi, tapi masih diperlukan kejelasan terkait batasan jumlah ganti rugi, sedangkan secara pidana pelanggar dapat dikenai sanksi berupa pidana penjara dan/atau pidana denda.

Kata kunci: Unduh, Lagu, Pelanggar, Undang-Undang Hak Cipta Nomor 28 Tahun 2014, *Copyright Act (Chapter 63, Revised Edition 2006)*

**THE LEGAL CONSEQUENCES OF THE INFRINGEMENT COPYRIGHT
OF WORK SONG REVIEWED OFF COPYRIGHT LAW NUMBER 28 OF
2014 AND COPYRIGHT ACT (*CHAPTER 63, REVISED EDITION 2006*)**

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ABSTRACT

The purpose this research were to find out abutment doing download of song through sites on the internet and to find out and analyze of the legal consequences related to the offender copyright song work downloaded through a sites at internet. The type of reasearch used is a type of normative legal research. The approach that used in this research was statue approach and comparative approach. The research obtained the data from the result of analysis Act number 28 of 2014 (UUHC) and Copyright Act (Chapter 63, Revised Edition 2006) (Singapore). The results of the research are (1) not all song downloaded through a sites at internet it means infringement of copyright (2) the legal consequences for offenders of copyright downloading songs through a site on the internet based on the civil law the creator can claim compensation, but clarity is still needed regarding the amount of compensation, while based on the criminal law, the criminals of the perceived parties disadvantage could be subject to sanctions in the form of imprisonment or fine.

Keywords: *Download, Song, Offenders, Copyright Law number 28, 2014, Copyright Act (Chapter 63, Revised Edition 2006)*