

Abstract

The purpose of my thesis is to provide a comprehensive overview of the issues of copyright in architecture. It is a very complex topic and orientation in it brings many difficulties not only to public. As revealed in my work, there is very few litigation on this issue, but that doesn't mean that they don't exist at all. However, architects or architectural ateliers mostly aren't interested in venturing into protracted disputes and the vast majority of these disputes ends with out court settlements. This behavior is understandable, since building design represents architect's livelihood, they rather abate in their opinions rather than undergoing the time and economically disadvantageous battle with the investor.

My diploma thesis consists of six chapters, each of them examines architectural work from a different perspective. The purpose of the first chapter is to clarify the concept of architecture and traditional architecture, which the Copyright Act conceives just very briefly.

The second chapter analyzes the characteristics of an architectural work, including the urbanistical work. Another part focuses on legal conceptual characteristics that work must fulfill to be under the protection of copyright law. Beside that, I describe concept of authorship, co-authorship and employee work issues.

The third chapter deals with the potential conflict of interest between the architect and the owner of the building or owner of the copy of an architectural work. One part of chapter addresses the issues of collective management of copyright works.

The following section of my paper explains the right to use the work either by the author himself or by a person authorized to exercise the right to use the work. I also tried to capture the general characteristics of the Creative Commons licences, which represent a response to the rapid development in information technology. I didn't forget to describe the use of architectural works in advertising.

My intention in the fifth chapter is to summarize and describe the legal protection provided to architectural work on the constitutional level, but also by civil, criminal and administrative law.

The final passage of my work is dedicated to the theme of the award of public service contract in the field of architecture and architectural design competitions under the act about public procurement.