

Summary

The goal of this thesis was to show the basic issues of copyright in the area of works of art with pointing out a special treatment, which is paid to these works on the basis of specific characteristics resulting from the nature of a work of art. The main specifics are immediate connection of works with its material expression.

The introduction of thesis outlines the concept of copyright and its sources. It deals with main principles of copyright and an author as a person. This chapter also includes a part devoted to the subject of copyright, which is author's work, and a part devoted to characteristic features of a work of art.

The following chapter is devoted to the rights of the author, which arise by creating of a work of art and subsequently during the use of the work. It contains a division of rights to the personality and property ones in which it devotes to the right to use the work of art and mainly to the right to remuneration during resale of it.

The Copyright Act provides to use a work of art without authorization granted by an author and these issues are dealt with mainly in the chapter of constructive use of the works of art.

The License Agreement providing the right to use a work is the basic institute in law enforcement. A properly drafted licence contract prevents possible disputes arising from the use of a work and therefore there are covered main and important particulars of the License Agreement in the chapter.

In case of breach of copyright the License Agreement provides private means of protection of thus infringed copyright. It also covers an adjustment of administrative offenses of copyright infringement. This chapter is even devoted to the crime of copyright infringement and the offense of counterfeiting and imitation artwork.

The penultimate chapter deals with a collective administration of rights that is established by law. The chapter describes the basic principles of collective management and mentions two collective management in the field of works of art together with the manner of their distribution of royalties collected.

The final part mentions the proceedings for publication, issued by the Association of Applied Graphics and Design, which should help to novice authors to focus on copyright and determining the amount of remuneration. However, The Office for the Protection of Competition has found this publication violating prohibition of agreements that could violate or threaten to distort competition, mainly on price fixing agreement.