

Abstract

The subject of the submitted master thesis is Collective management of copyright and related rights. The purpose of this thesis is to describe the system of collective management and its legal framework in the Czech Republic and to point out the current changes and news in the European and Czech legislation. Furthermore it gives an insight into the regulation of collective management in Switzerland and enables comparison with the Czech regulation.

Except for the introduction and the conclusion the work is divided into four chapters that represent four thematic sections.

The first chapter is an introduction to copyright law. Firstly it presents historical development of copyright law in the world and on the territory of the present Czech Republic. This chapter contains also definitions of the basic terms that are used in the thesis, such as the author, the moral and economic rights of author, the work or related rights.

The second chapter is dedicated to the regulation of collective management that is currently legally binding in the Czech Republic and its judicial and academic interpretation. It deals with the basic principles, terms and institutes of collective management. Also the individual Czech collective management organisations are mentioned there.

The third part of the thesis is split into two subchapters. The purpose of the first one is to make an abstract of the Directive 2014/26/EU of the European Parliament and of the Council of 26 February 2014 on collective management of copyright and related rights and multiterritorial licensing of rights in musical works for online use in the internal market. The second subchapter focuses on the ammendment to the Czech Copyright Act that transposes the above mentioned European directive into the Czech law, mainly on the changes it will bring. This ammendment was in the phase of *vacatio legis* at the time of completion of this thesis.

The last thematic section is dedicated to the Swiss regulation of collective management. It starts with an introduction to the political and legal system of Switzerland as a federal state with unusually strong elements of direct democracy in order to create a context for the subsequent subject. Prior to the description of Swiss collective management in the second subchapter of this part, there is also a short introduction to the Swiss copyright law. This last chapter is supposed to give an opportunity to learn about regulation of collective management in a state that is not a member of the European Union or a part of the European Economic Area and thus was not obligated to transpose the directive on collective management, and to make a comparison.