

ABSTRACT

Thesis Title : Licensing of Musical Work and Control of the Royalty
Collecting Society according to Copyright Act B.E.2537

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The purposes of this study were aimed at the licensing of musical work and control of the royalty collecting society according to the Copyright law of Thailand and foreign countries such as United States of America, Japan and Germany. As this research, the Copyright Act B.E. 2537 have lacked the compulsory licensing system. Moreover, it does not enact about the royalty collecting society and the copyright committee has not determined the role and authority to control the society and copyright collecting system which effected in vast of infringe a copyright in musical work as by purpose and without individual intention. The copyright owner has been deprived of rights and has been not insured and protected contributing into the problems and obstacles of copyright collecting without the collecting control.

According to the analysis of the principle of the law and the problem aspects existed, more recommendation from the researcher has been contributed to the Copyright Act B.C.2537 for improving and correcting that, compulsory licensing system for musical work should be enforced in the Act including having enact the royalty collecting society to recognize the society and manage the royalty collecting system which should be under the authorization and controlled by the copyright committee. By doing that, the Copyright Act of Thailand will be completely enacted and vigorous to protect the advantages of the licensee and control the royalty collecting process of musical work.