

A Study on the Liability of Internet Service Provider for Copyright Infringement

Mrs. S. Harinishree (Author)

Assistant Professor, Faculty of Law

MGR Education and Research Institute, Maduravoyal, Chennai

Dr. G. Jayagowry (Co-author)

Principal, Dr Ambedkar Government Law College, Chennai

Abstract: *The study discusses about the liability for violation and it rests on 3 theories- direct, vicarious and tributary infringement. Direct infringement happens once someone violates any right of the copyright owner. Vicarious liability arises once someone fails to stop infringement once he will and contains a right to try to to thus and is directly benefited by such infringement. These 2 theories area unit supported the strict liability principle and someone are going to be liable with none reference to his psychological state or intention. tributary liability arises once someone participates within the act of direct infringement and has information of the infringing activity. The question arises on that commonplace ought to be applied so as to repair the responsibility of service suppliers. will the service suppliers be control accountable for violations that come about within the web of that they'll or might not have information? area unit their activities like providing access by linking by deep linking, system caching, framing etc. violations of the rights of copy of the copyright holders? Explaining the role of web Service suppliers (ISPs) in creating copyright work accessible to end users over the world wide web, the paper describes the premise of liability. The objective of this research is to analyse about the liability of Internet service provider for copyright infringement and to study deeply about ISP regarding copyright infringement and also to determine the difference between direct and vicarious infringement . A total of 1504 random sample were collected. The collected data are known as primary data and secondary data were collected from books, journals, articles and ebooks. Both primary and secondary data were analyzed by SPSS - statistical package for social science.*

Keywords: Internet service providers, liability, infringement, copyright, vicarious liability, etc

