

DAFTAR PUSTAKA

Buku-Buku

Ahmad M Ramli, *Forum Dialog Hukum dan Non Hukum Kelompok Kerja Bidang Hukum dan Teknologi*, BPHN, Jakarta, 2007.

_____, *Perencanaan Pembangunan Hukum Nasional Bidang Teknologi Informasi dan Komunikasi*, BPHN, Jakarta, 2010.

Alina Ng, *The Author's Rights in Literary and Artistic Works*, Mississippi College School of Law, June 22, 2009

Arthur R Miller dan Michael H Davis, *Intellectual Property Patent, Trademarks, and Copyright*, West Publishing Co, St Paul Minn, 1983.

Attorney Richard Stim, *Patent, Copyright and Trademarks*, Nolo, Barkeley, 2007.

Bambang Sunggono, *Metode Penelitian Hukum*, Rajawali Pers, Jakarta, 1997.

Benjamin Wright & Jane K Winn, *The Law of Electronic Commerce*, Third Edition, Aspen Law & Business, New York, 2000.

Chainur Arrasjid, *Dasar-Dasar Ilmu Hukum*, Sinar Grafika, Jakarta, 2000.

Cst. Kansil dan Christine Kansil, *Pengantar Ilmu Hukum dan Tata Hukum Indonesia*, Balai Pustaka, Jakarta, 2000.

Christopher D Beland, "Digital Technology and Copyright Law", *Thesis*, Massachusetts Instute of Tehnology, 4 Februari 2002.

Cris Reed dan John Angel, *Computer Law*, Fourth Edition, Blackstone Press Limited, London, 2000.

Dan l. Burk, *E-books and Technical Protection Measures Comparing the Situation in the Anggotated Satates and Japan*, Munich Intellectual Property Law Center, 2007.

Daniel J. Gervais, " Electronic Rights Management and Digital Identifier Systems," *Advisory Committee on Management of Copyright and Related Rights In Global Information Networks*, Geneva, December 14 dan 15, 1998.

David I Bainbridge, *Komputer dan Hukum*, Sinar Grafika, Jakarta, 1990.

Departemen Pendidikan Nasional, *Kamus besar Bahasa Indonesia*, Edisi Keempat, PT Gramedia Pustaka Utama, Jakarta, 2008.

Donal S. Chisum dan Michael A. Jacobs, *Understanding Intellectual Property Law*, Matthew Bender & Co. Inc, New York, 1992.

Douglas C North, "Institution, Institutional Change and Economic Performance," Cambridge University Press, London, 1990.

Edy Damian, *Hukum Hak Cipta*, Alumni, Bandung, 2003.

Erman Rajagukguk dalam "Filsafat Hukum Ekonomi" dari Craig Joice, William Patry, Marshall Leaffer dan Peter Taszi, *Copyright Law – Casebook Series*, Forth Edition, Matthew Bender & Company Incorporated, New York, 1998.

Gerald Dworkin and Richard D Taylor, *Blackstone's Guide to The Copyright, Designs and Patent Act 1988 Includes a Copy of The Act*, Blackstone Press Limited, London, 1994.

Hari Chand, "Modern Jurisprudence," International Law Book Services, Kualalumpur, 1994.

Hendra Tanu Atmadja, *Hak Cipta Musik dan Lagu*,: UI Press, Jakarta, 2003.

Henry Sulistiyo, *Hak Cipta Tanpa Hak Moral*, Rajawali, Jakarta, 2011.

_____, *Pelagiarisme: Pelanggaran Hak Cipta dan Etika*, Penerbit Kanisius, Yogyakarta, 2011.

Jimly Asshiddiqie, "Pembentukan dan Pembuatan Hukum, dalam Jimly Assiddiqie," *Kapital Selekt Teori Hukum (Kumpulan Tulisan Tersebar)*, Fakultas Hukum Universitas Indonesia, Jakarta, 2000..

John Locke, *Two Treaties of Government* (1690); P Laslett (ed), Cambridge, 1988, Book II, dalam Peter Drahos.

John Rowl, *A Theory of Justice*, Oxford University, London, 1976.

Joseph H. Sommer, *Against Cyberlaw*, Counsel, Federal Reserve Bank of New York.

Litman Jessica, *Digital Copyright*, Prometheus Book, 2001.

Loebby Loqman, "Peranan Hukum Tertulis dalam Masyarakat yang sedang Membangun," dalam I Made Widnyana dkk (ed), *Bunga Rampai Pembangunan Hukum Indonesia*, Eresco, Bandung, 1995.

Kamiel Koelman dkk, *Protection of Technological Measures*, Institute for Information Law (Instituut voor Informatierecht), Amsterdam, 1998.

Mark Rose, *Authors and Owners: The Invention of Copyright*, Harvard University Press, Cambridge MA, 1993.

- Muhamad Djumhana dan R Djubaedillah, *Hak Milik Intelektual Sejarah, Teori dan Prakteknya di Indonesia*, Citra Aditya Bakti, Bandung, 1997.
- Muhammad Erwin dan Firman Freaddy Busroh, *Pengantar Ilmu Hukum*, PT Refika Aditama, Bandung, 2012.
- Paul Goldstein, *Hak Cipta: Dahulu, Kini dan Esok*, Yayasan Obor Indonesia, Jakarta, 1997.
- Peter Ganeva and Thomas Pattloch, *Intellectual Property Law in China*, Kluwer Law International, Netherlands, 2005.
- Peter S. Menell, *Intellectual Property: General Theories*, Berkeley Center For Law and Technology, University of California at Berkeley, 1999.
- Ramdlon Naning, *Perihal Hak Cipta Indonesia (Tinjauan Terhadap: Auteurswet 1912 dan Undang-Undang Hak Cipta 1982)*, Liberty, Yogyakarta, 1982.
- Robert A. Gorman, *Copyright Law*, Second Edition, Federal Judicial Center, 2006.
- Rony Hanintijo Soemitro, *Studi Hukum, Masyarakat dan Teknologi*, CV Agung, Semarang, 1989.
- Rooseno Harjowidigdo, *Perjanjian Lisensi Hak Cipta Musik dalam Pembuatan Rekaman*, Perum Percetakan Negara RI, Jakarta, 2005.
- Rosaleen Byrne, "Copyright 1: The Copyright and Related Rights Act 2000," dalam Anne-Marie Mooney Cotter (ed.), *Intellectual Property Law*, Cavendish Publishing Limited, London, 2003.
- Ruth L. Okediji, *The International Copyright System: Limitations, Exceptions and Public Interest Considerations for Developing Countries*, UNCTAD - ICTSD Project on IPRs and Sustainable Development, March 2006.
- Saefudin, *Partisipasi Publik dalam Pembentukan Peraturan Perundang-Undangan*, FH UII Press, Yogyakarta, 2009.
- Sam Ricketson dan Megan Richardson, *Intellectual Property Cases, Material, Commentary 2nd Edition*, Butterworths, Sydney, 1998.
- Saphar Maru Hutagalung, *Hak Cipta: Kedudukan dan Peranannya di dalam Pembangunan*, Akademika Pressindo, Jakarta, 1994.
- Scott Howard Nicholson, "Explaining Copyright: The Normative Implications of its Sociotechnical Construction," *Thesis*, Queen's University Kingston, Ontario, Canada, September, 2008.

Séverine Dusollier, *Electrifying The Fence: The Legal Protection of Technological Measures for Protecting Copyright*, Centre de Recherches Informatique et Droit - University of Namur, Belgia.

Soekanto, Soerjono dan Sri Mamudji, *Penelitian Hukum Normatif Suatu Tinjauan Singkat*, Cetakan Keempat, PT. Raja Grafindo Persada, Jakarta, 1995.

Soerjono Soekanto, *Pengantar Penelitian Hukum*, UI PRESS, Jakarta, Cetakan-2010.

Soetandyo Wignjosebroto, "Hukum: Paradigma, Konsep dan Metode," *Kumpulan Bahan Kuliah dalam Teori-Teori Hukum untuk Para Mahasiswa Program Doktor Ilmu Hukum* pada Universitas Islam Indonesia, 2008.

Stefan Bechtold, "From Copyright to Information Law - Implications of Digital Rights Management," <http://www.jura.anggota-tuebingen.de/~s-bes1>.

Stephen Elias dan Richard Stim, *Patent, Copyright & Trademark An Intellectual Property Desk Reference*, 7th Edition, Delta Printing Solution Inc., USA, 2004.

Stephen Gill dan David Law, *The Global Political Economy: Perspectives, Problems and Policies*, The John Hopkins University Press, Baltimore, 1988.

Sudikno Mertokusumo, *Mengenal Hukum (Suatu Pengantar)*, Liberty, Yogyakarta, 1986.

Soetandyo Wignjosebroto, *Hukum dalam Masyarakat, Perkembangan dan Masalah Sebuah Pengantar ke Arah Kajian Sosiologi Hukum*, Bayumedia Publishing, Malang 2008, hlm.51-57

Syafrinaldi, *Sejarah dan Teori Perlindungan Hak Kekayaan Intelektual*. Al-Mawarid Edisi ix.

Tanpa pengarang, *Apa dan Bagaimana E-Commerce*, Wahana Komputer Semarang bekerjasama dengan Penerbit Andi Yogyakarta, Yogyakarta, 2001.

Taryana Soenandar, *Perlindungan Hak Milik Intelektual di Negara-Negara ASEAN*, Sinar Grafika, Jakarta, 1996.

Tomy Suryo Utomo, *Hak Kekayaan Intelektual (HKI) di Era Global*, Graha Ilmu, Yogyakarta, 2010.

Van L.J Apeldoorn, *Pengantar Ilmu Hukum*, Pradnya Paramita, Jakarta.

Wahyudi Djafar, *Kebijakan Kontrol versus Kebebasan Internet: Pengantar singkat tentang perkembangan dan dinamika regulasi terkait internet dan hak asasi manusia di Indonesia, Malaysia dan Filipina*, Lembaga Studi dan Advokasi Masyarakat (ELSAM), Jakarta, 2013.

Yuko Noguchi, J.S.D., "Several New Topics of Digital Copyrights," Attorney-at-law, *Intellectual Property Section*, Mori Hamada & Matsumoto, Chapter II.

Zein Umar Purba, *Hak Kekayaan Intelektual Pasca TRIPs*, Alumni, Bandung, 2005.

Jurnal dan Makalah

Alan Story," Study on Intellectual Property Rights, the Internet, and Copyright," *Commission on Intellectual Property Rights*, Study Paper 5.

Antonio Segura-Serrano, "Internet Regulation and the Role of International Law," *Max Planck Yearbook of Anggotated Nation Law*, Volume 10, 2006.

Bambang Kesowo, "Pengantar Umum Mengenai Hak Atas Kekayaan Intelektual (HAKI) di Indonesia," Disajikan dalam *Pelatihan Tehnis Yustisial Peningkatan Pengetahuan Hukum bagi Wakil Ketua/Hakim Tinggi se Indonesia* yang diselenggarakan oleh Mahkamah Agung tanggal 13 s/d 17 Juni 1995 dan 20 s/d 24 Janggota 1995 di Semarang.

Budi Santoso, "Pergeseran Pandangan Terhadap Hak Cipta (Studi Pergeseran Pandangan tentang Hak Cipta di Amerika Serikat dan Indonesia)," *Pidato Pengukuhan*, disampaikan pada upacara penerimaan jabatan guru besar dalam ilmu hukum pada Fakultas Hukum Universitas Diponegoro Semarang, Semarang, 22 Maret 2011.

Chidi Oguamanam, "Beyond Theories: Intellectual Property Dynamics in the Global Knowledge Economy," *Wake Forest Intellectual Property Law Journal*, Vol. 9 No. 2, 2008-2009.

Daniel J. Gervais," Making Copyright Whole: A Principled Approach to Copyright Exceptions and Limitations," *University of Ottawa Law & Technology Journal*, (2008) 5:1&2 UOLTJ 1.

Dean S. Marks and Bruce H. Turnbull, "Technical Protection Measures: The Intersection of Technology, Law and Commercial Licenses," Workshop on Implementation Issues of the WIPO Copyright Treaty (WCT) and The WIPO Performances and Phonograms Treaty (WPPT), Geneva, December 6 and 7, 1999.

Emilija Arsenova, "Technical aspects of Digital Rights Management," yang disajikan dalam *Seminar Digital Rights Management*.

Gwen Hinze, "Action Needed to Expand Exceptions and Limitations to Copyright Law," *Briefing Paper*, Juli 2008.

Heru Soeprapto, "Kejahatan Komputer dan Siber serta Antisipasi Pengaturan dan Pencegahannya di Indonesia," Makalah disajikan dalam *Seminar tentang E-Commerce dan Mekanisme Penyelesaian Masalahnya Melalui*

Arbitrase/Alternatif Penyelesaian Sengketa, yang diselenggarakan oleh Law Office REMY&DARUS bekerjasama dengan Patnership for Economic Growth United States Agency for International Development (USAID) dan Bank Ekspor Indonesia di Hotel Mulia Senayan, Jakarta Tanggal 3 Oktober 2000.

House of Representatives Standing Committee on Legal and Constitutional Affairs,
Advisory Report on the Copyright Amendment (Digital Agenda) Bill 1999,
November 1999.

Ian R. Kerr, dkk, "Technical Protection Measures: Tilting At Copyright's Windmill,"
Ottawa Law Review Vol. 34, No. 1 2002-2003.

Ida Madieha bt. Abdul Ghani Azmi," Technological Protection Measures in Malaysia,"
e-Copyright Bulletin, October-December 2004.

Indicare Content Providers' Guide To Digital Rights Management,
<<http://www.indicare.org/user-guide>>.

International Intellectual Property Alliance (IIPA), "Malaysia International Intellectual Property Alliance (IIPA) 2013 Special 301 Report on Copyright Protection and Enforcement," diterbitkan pada tanggal February 8, 2013.

J. Carlos Feernandez Molina, "Law Against the Circumvention of Copyright Technological Protection," *Journal of Documentation Vol. 59 No. 1, 2003*.

Jacques de Werra, "The Legal System of Technological Protection Measures under the WIPO Treaties, the Digital Millennium Copyright Act, the European Union Directives and other National Laws," (2001).

Jeanne C. Fromer, "Expressive Incentives in Intellectual Property," *Virginia Law Review, Vol. 98:2012*.

Jeremy Bentham, *A Fragment on Government, in The Works of Jeremy Bentham, Vol. 1*, J. Bowring, Editor, New York: Russell & Russell, 1962.

José Miguel Azpúrua-Alfonzo,"An Assessment of Technological Protection Measures: The DVD Industry," Seminar *On The Technological Impact on Contracts in The Digital World*, Spring Semester, 2006.

Laurie C. Self," Copyright Protection for the Information Superhighway," *European Intellectual Property Review*, 1994.

Lee A. Bygrave, "The Technologisation of Copyright: Implications for Privacy and Related Interests," *European Intellectual Property Review*, Vol. 24, No. 2, 2002.

Liina Jents, dkk, "Copyright and Technological Protection Measures." *Group Paper*, Stockholm University Department of Law, Stockholm 2007.

- Lior Zemer, "The Making of A New Copyright Lockean," *Harvard Journal of Law & Public Policy*, Vol. 29 No. 3.
- Lucinda Jones," An Artist's Entry Into Cyberspace: Intellectual Property on the Internet," *European Intellectual Property Review*, 2000.
- Lynge Nielsen, "Classifications of Countries Based on Their Level of Development: How it is Done and How it Could be Done," *IMF Working Paper*, Februari 2011.
- Mark A. Lemley, The Economics of Improvement in Intellectual Property Law, 75 *Tex. L. Rev.* 989, 997, 1997.
- M. Arsyad Sanusi, "Transaksi Bisnis dalam Elektronik Commerce (E-Commerce): Studi tentang Permasalahan Hukum dan Solusinya," *Jurnal Hukum* No. 16 Vol. 8 2001.
- Maël Fablet," The implementation of Digital Rights Management (DRM) by the Information Society Directive: a Necessary Evil?" *Juriscom.net*, 1 April 2008, <http://www.juriscom.net>.
- Maria Lilla Montagnani," How User-Generated Content Will Shape The Future of Online Distribution," *Cardozo Arts & Entertainment*, Vol. 26:719, 2009.
- Maria Nickolova dan Eugene Nickolov, "Hardware-Based And Software-Based Security In Digital Rights Management Solutions," *International Journal "Information Technologies and Knowledge* Vol.2 / 2008.
- Markus Fallenböck, "On the Technical Protection of Copyright: The Digital Millennium Copyright Act, the European Community Copyright Directive and Their Anticircumvention Provisions," *International Journal of Communications Law and Policy*, Issue 7, Winter 2002/200.
- Nandang Sutrisno, "Cyberlaw: Problem dan Prospek Pengaturan Aktivitas Internet," *Jurnal Hukum* No. 16 Vol. 8 – 2001.
- Nari Lee," Toward a Pluralistic Theory on an Efficacious Patent Institution," *The John Marshall Review of Intellectual Property Law*, 2007.
- Nicola Lucchi, Intellectual Property Rights in Digital Media:A Comparative Analysis of Legal Protection, Technological Measures, and New Business Models under EU and U.S. Law, *Buffalo Law Review*, Vol. 53 issue 4, 2005.
- Olena Dmytrenko and James X. Dempsey, Copyright & The Internet: Building National Legislative Frameworks based on International Copyright Law. *Global Internet Policy Initiative*, December 2004.

- P. Bernt Hugenholtz Dan Ruth L. Okediji, "Conceiving An International Instrument On Limitations And Exceptions To Copyright," *Final Report*, Studi Ini Disponsori oleh the Open Society Institute (OSI), March 06, 2008.
- Paul Cesarini, "Contextualizing Digital Rights Management: Past, Present, and Future," *Journal of Industrial Technology*, Volume 20, Number 4, September 2004 sampai December 2004.
- Peter Draho, "Developing Countries and International Intellectual Property Standard-Setting," *The Journal of World Intellectual Property*.
- Peter Mahmud Marzuki, "Harmonisasi Politik, Hukum dan Ekonomi dalam Kerangka Mewujudkan Kepastian Usaha," Disampaikan dalam Seminar Pengkajian Hukum Nasional Tahun 2011 dengan tema *Reformasi Hukum dalam Rangka Menciptakan Iklim Usaha yang Kondusif*, diselenggarakan oleh Komisi Hukum Nasional Indonesia Republik Indonesia, Jakarta 15-16 November 2011.
- Peter S. Menell, "Intellectual Property: General Theories," *Berkeley Center for Law and Technology*, University of California at Berkeley, 1999.
- Petrus Reinhard Golose, "Perkembangan *Cybercrime* dan Upaya Penanganannya di Indonesia oleh Polri," Makalah disampaikan dalam Seminar Nasional Mengenai *Penanganan Cybercrime di Indonesia ke arah Pengembangan Kebijakan yang Menyeluruh dan Terpadu*, diselenggarakan di Menara Sjafruddin Prawiranegara Kompleks Perkantoran Bank Indonesia Jakarta, 10 Agustus 2006.
- Purbayu Budi Santoso, "Kegagalan Aliran Ekonomi Kelembagaan dalam Ranah Kajian Ilmu Ekonomi," *Pidato Pengukuhan Guru Besar dalam Ilmu ekonomi*, Fakultas Ekonomi Universitas Diponegoro, Semarang, Semarang 11 Maret 2010.
- Radin, Margaret J., 'Property and Personhood', 34 *Stanford Law Review*, 1982.
- Ron Reiling, "Intellectual Property Regimes for the Information Age: Policies of the United States, the European Union and the World Intellectual Property Organization," *Journal of Science & Technology Law*, March 31, 1997.
- Shira Perlmutter, "Convergence and the Future of Copyright," *European Intellectual Property Review*, Sweet & Maxwell Limited and Contributors, 2001.
- Soumitra Dutta, dkk, "The New Internet World: A Global Perspective on Freedom of Expression, Privacy, Trust and Security Online," Studi ini disajikan dalam *the World Economic Forum within the Framework of The Global Information Technology Report 2010-2011 project.*, April 2011.
- Sri Wahyanggotangsih, "Pengguna Internet Mobile di Kalangan Mahasiswa," *Jurnal IPTEK-KOM Vol. 15 No. 2 Desember 2013*.
- Stanley Lai, "Digital Copyright and Watermarking," *European Intellectual Property*

Review, 1999.

Steven J. Horowitz, Rethinking Lockean Copyright and Fair Use,” *Deakin Law Review*, Volume 10 No 1.

Sutan Remy Sjahdeini, “E-Commerce Tinjauan dari Perspektif Hukum”, Makalah disajikan dalam Seminar tentang *E-Commerce dan Mekanisme Penyelesaian Masalahnya Melalui Arbitrase/Alternatif Penyelesaian Sengketa*, yang diselenggarakan oleh Law Office REMY&DARUS bekerjasama dengan Partnership for Economic Growth United States Agency for International Development (USAID) dan Bank Ekspor Indonesia di Hotel Mulia Senayan, Jakarta Tanggal 3 Oktober 2000.

Trampas A. Kurth, “Digital Rights Management: An Overview of the Public Policy Solutions to Protecting Creative Works in a Digital Age,” *Paper*, The Institute of Electrical and Electronics Engineers, Inc., August 2002.

T Pistorius,” Developing Countries and Copyright in The Information Age: *The Functional Equivalent Implementation of the WCT*,” *PER/PELJ* 2006(9)2.

Urs Gasser, Legal Frameworks and Technological Protection of Digital Content: Moving Forward Towards A Best Practice Model, *Research Publication* No. 2006-04 June 2006.

Ute Decker,” Electronic Archives and The Press: Copyright Problems of Mass Media in The Digital Age, *European Intellectual Property Review*, 1998.

Victoria Banti-Markouti,” The Interface between Technological Protection Measures and the Exemptions to Copyright under Article 6 Paragraph 4 of the Infosoc Directive and Section 1201 of the Digital Millennium Copyright Act, with Particular Respect to the Implementation of Article 6 Paragraph 4 in the National Laws of Greece, UK, and Norway,” *Issues in Informing Science and Information Technology Volume 4*, 2007.

Wencke Basler, “Technological Protection Measures in the Anggotated States, the European Anggotaon and germany : How Much Fair Use Do We Need in the “Digital World”?,” *Virginia Journal of Law and Technology*, Vol. 8, No.13, University of Virginia, 2003.

William Fisher, “Theories of Intellectual Property” *New Essays in the Legal and Political Theory of Property*. Ed. Stephen R. Munzer. Cambridge UK: Cambridge University Press, 2001.

William Ku and Chi-Hung Chi, “Survey on the Technological Aspects of Digital Rights Management,” *School of Computing, National University of Singapore 3 Science Drive 2*, Singapore 117543, Republic of Singapore.

Internet

“Ahmad Dani Adukan Pembajak Lagu ke DPR,”
<http://www.sindotrijava.com/news/detail/992/ahmad-dhani-adukan-pembajakan-lagu-ke-dpr#.VBCNg8KSxOM>, diakses tanggal 09 September 2014.

“Syahrini: Sesuatu, Yah RBT,”
<http://www.tempo.co/read/news/2012/05/14/219403829/Syahrini-Sesuatu-Yah-RBT>, diakses tanggal 09 September 2014.

Dilan Thampapillai, *The Emergence of an Access Right in Australian Copyright Law*, 2007, <http://eprints.qut.edu.au>.

Kemkominfo: Pengguna Internet di Indonesia Capai 82 Juta,
http://kominform.go.id/index.php/content/detail/3980/Kemkominfo%3A+Pengguna+Internet+di+Indonesia+Capai+82+Juta/0/berita_satker, diakses tanggal 11 September 2014.

Supiandi, Pembangunan Ekonomi Indonesia: Pendekatan Teori Ekonomi Kelembagaan,
<http://mustosagala.wordpress.com/2012/03/05/pembangunan-ekonomi-indonesia-pendekatan-teori-ekonomi-kelembagaan>, diakses tanggal 11 September 2014

Thomas G Field, Jr, “Copyright on the Internet,”<http://www.fplc.edu/tfield/copynet.htm>. diakses tanggal 4 Desember 2014

WIPO, Summary Of The WIPO Performances and Phonograms Treaty (WPPT) (1996).
http://www.wipo.int/treaties/en/ip/wppt/summary_wppt.html, diakses tanggal 4 Desember 2014

WIPO-Administered Treaties,”Contracting Parties>Beijing Treaty on Audiovisual Performances (Treaty not yet in force),”
http://www.wipo.int/treaties/en/ShowResults.jsp?lang=en&treaty_id=841, diakses tanggal 3 Desember 2014

Kamus dan Lain-Lain

Kamus Besar Bahasa Indonesia, <http://kbbi.web.id/adopsi>, yang diakses tanggal 3 Juli 2016.

Data dari International Telecommunication Union 2010

Data dari International Telecommunication Union 2011.