
Subject: Carbons world

Posted by [warranto](#) on Tue, 24 Jun 2003 21:28:47 GMT

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I must make an apology to sjezk3. I did some further research into the legality of roms and I discovered something. Since roms fall under the title of 'software' distributing roms can be legal.

However there is a catch.

Quote:by the reproduction or distribution, including by electronic means, during any 180-day period, of 1 or more copies or phonorecords of 1 or more copyrighted works, which have a total retail value of more than \$ 1,000 shall be punished as provided under section 2319 of title 18, United States Code.

To explain it, you can distribute Roms, but only so much. Considering the retail value is, we'll say about \$50 US just for simplicity. You cannot distribute more than 20 roms every 180 days. So, if you limit the number of downloads to 20 every 180 days, I won't have a problem with you keeping your site up.

And yes it's easy to check if this limit has been implemented.

Just to let you know the legal course if the law is broken...

Quote:"(1) shall be imprisoned not more than 3 years, or fined in the amount set forth in this title, or both, if the offense consists of the reproduction or distribution of 10 or more copies or phonorecords of 1 or more copyrighted works, which have a total retail value of \$ 2,500 or more;

"(2) shall be imprisoned not more than 6 years, or fined in the amount set forth in this title, or both, if the offense is a second or subsequent offense under paragraph (1); and

"(3) shall be imprisoned not more than 1 year, or fined in the amount set forth in this title, or both, if the offense consists of the reproduction or distribution of 1 or more copies or phonorecords of 1 or more copyrighted works, which have a total retail value of more than \$ 1,000.

by the way, thats not 20 of each rom, thats 20 roms in total.

EDIT: just put in this last line.
