



Collective Management of Copyright and Related Rights

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Contents



What is copyright and what are related rights?



Importance of copyright and related rights



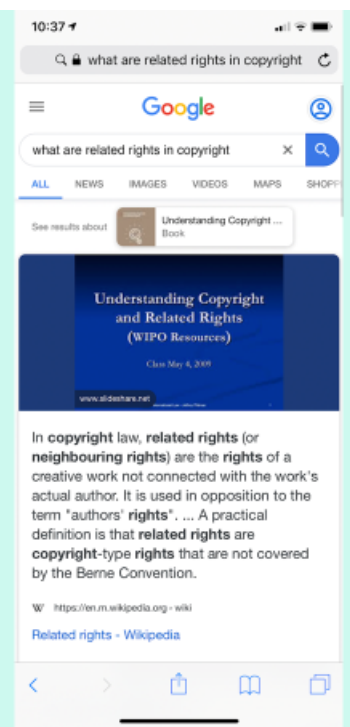
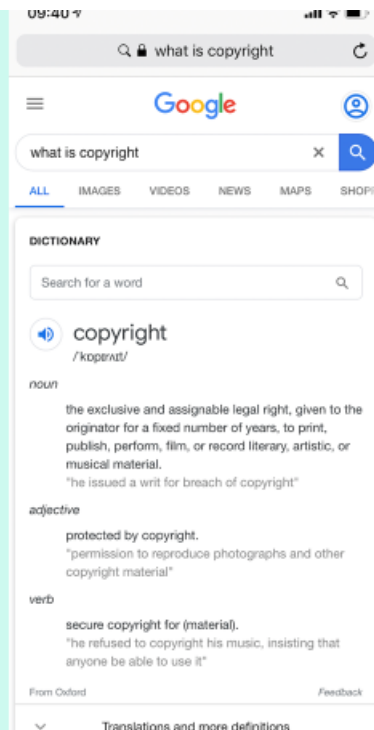
What does a collective management organization (CMO) do?



What is a representation agreement?



What is copyright and what are related rights?



Basic features of copyright and related rights

- Requirements for protection
- Rights granted
- Duration
- Scope of protection
- Infringement
- Defences





«The dissemination of content which is protected by copyright and related rights, including books, audiovisual productions and recorded music, and services linked thereto, requires the licensing of rights by different holders of copyright and related rights, such as authors, performers, producers and publishers. It is normally for the rightholder to choose between the individual or collective management of his rights ... Management of copyright and related rights includes granting of licences to users, auditing of users, monitoring of the use of rights, enforcement of copyright and related rights, collection of rights revenue derived from the exploitation of rights and the distribution of the amounts due to rightholders. Collective management organisations enable rightholders to be remunerated for uses which they would not be in a position to control or enforce themselves, including in non-domestic markets.»

- CRM Directive 2014/26



What does a CMO do?

- 250+ CMOs in Europe
- EUR 6 billion collected in Europe each year

- Licenses to commercial users
- Collects royalties and redistributes to rightholders
- May enforce rightholders' rights
- Mostly used by authors and performers
- Overall: allows commercial users to clear rights for a large number of music tracks or other works, where individual negotiations would be impractical





What is a representation agreement?

- CMOs from different countries grant each other the right to license their repertoires in each other's territory
- A CMO can license its own repertoire and the repertoire of other CMOs in its own territory

See further at http://ec.europa.eu/newsroom/dae/document.cfm?doc_id=60452



Conclusion



Framework governed by EU
and national laws



Recent reforms



Litigation before national and
EU courts





Thanks for your attention!

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