

Copyright, where are the boundaries?

Discussion of the amendments of the European Parliament.





Overview

- Importance of sharing information for free.
- Smart division of responsibilities.
- We do not increase the responsibilities of citizens only because they want to share a nice visual work.



Summary

1 - Link Tax:

article 11.1-11.1a to **change**.

Possible changes to improve the article.

Improvements of paper press articles visibility.

Favors critical thinking and create discussion.

2 - Liability for contents on platforms:

article 13.2-13.2a to **maintain**.

Service provider & license agreements.

Community reports about infractions.

Your platform, your responsibilities.

3 - Remuneration for visual content creators:

article 13b to **abolish**.

Where are the real incomes coming from?

What the creators of visual works think?

Is it worth boring ordinary people?



1° LINK TAX

Publishers of press publications may not obtain remuneration for the digital-commercial use of their press publications by information society service providers,

UNLESS

more than 15% is mentioned in the content provider page.

Why 15%? To capture the topic but not the whole content



Editorial area

SIAE agreement on copyright regarding photocopying of intellectual works.

Trailer

It can be reproduced: this does not damage the film author but it advertises the film itself.



Plagiarism in songs

Equality among 4 and 8 bars to establish a plagiarism is used only to START speaking about an hypothesis. Long checks are needed and are often questionable.



Positive consequences

1

Improvement of visibility with the consequence of make the publisher be more visible, providing advertising to it.

2

Encouraging the critical thinking because the user would not have to pay the creator of an article he's interested in, if he wanted to have a discussion about it.





2° LIABILITY FOR CONTENTS ON PLATFORMS

Maintaining the statement already made, license agreements between **content sharing service providers** and **right holders** shall cover the **LIABILITY** for works uploaded by users of such online content sharing services, in line with the terms and conditions set out in the licensing agreement.



Why should the liability be of the provider?



Clause

The content provider should have a reasonable amount of time in order to remove an unauthorized content from his platform.



Hypothesis

The liability belongs to the last node of the chain which provides the content.



Motivation

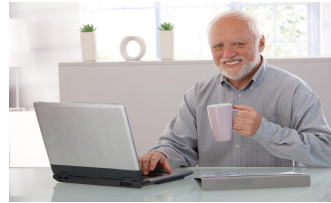
The content provider can sign license agreements with the most of right holders in order to decrease the probability of unauthorized contents.

Why should the liability be of the user?



1

Users could not be aware about copyright law: why should they know if they are uploading a copyrighted content?



2

Many times a user uploads a content just to share it with other people. So he doesn't earn through that, while the content provider does.



3

Users are less encouraged than the content provider in signing license agreements with the right holders, in order to avoid legal issues.





3° REMUNERATION FOR VISUAL CONTENTS CREATORS

Abolish the remuneration for visual contents creators and
preserve the Freedom of Panorama.

Artists, photographers and **users**

need to have the right to take photos and inspiration from public places
and use their creation for any purpose without damaging rights holders.

Freedom of Panorama

Freedom of panorama will allow photographers and artists to “do their work” without the risk of legal actions started by right holders.

- Right holders have already been paid for their works and often the buyer is a public one.
- Architects state that it will be almost impossible for photographers to ask to the creators a formal permission to take photos of their work.



Le Albere - Renzo Piano

Freedom of Panorama

- 2 out of 3 Italian architects are in favour of the freedom of panorama.
- Freedom of panorama will spread the knowledge about an architect (marketing for free).
- Why photographers and artists should pay for something which inspires them?
- Without freedom of panorama only few, very skilled, people will be able to tell if a building is protected by copyright.



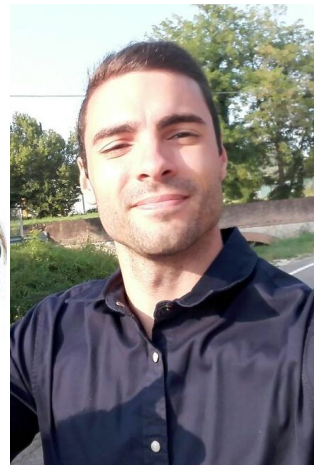
Dancing house (Fred and Ginger) - Vlado Milunić




Team

This is our team, we strongly believe that the users, and citizens in general, have enough thoughts to think about.

Do not add unnecessary responsibilities to them.





No-fault for users, vote responsibly.

