

EU4IP

Strengthening Intellectual Property
Rights in Moldova and Ukraine



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Press publishers' right under Article 15 of the 790/ 2019 Directive

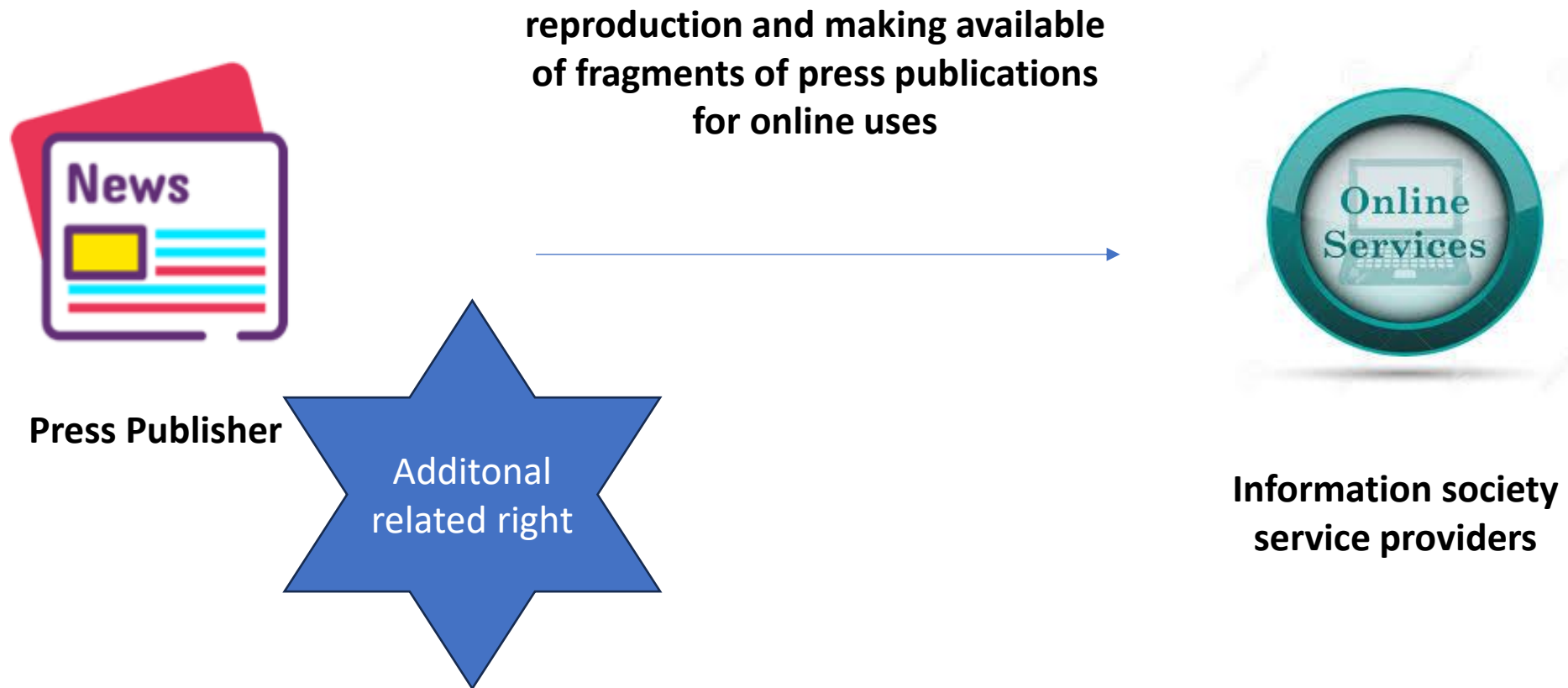
Essence, main provisions to transpose and MS freedom in implementation

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EU4Business

Essence of the new press publishers' right



Exceptions to the principle



- ☐ private or non-commercial uses of press publications by individual users.
- ☐ acts of hyperlinking
- ☐ use of individual words or very short extracts of a press publication

Relation of press publishers' right to other rights exploited in the press publication

Questions:

what is the relation of the new publishers' right to works and other subject matters incorporated in the press publications ?

what about rights of authors and other rightsholders when they use works independently from the press publications ?

what about works in the public domain/ used in the press publication on the basis of non-exclusive license ?



Term of protection, copyright exceptions applied to the new related rights and authors share

The rights provided for in paragraph 1 shall expire two years after the press publication is published. That term shall be calculated from 1 January of the year following the date on which that press publication is published.

authors of works incorporated in a press publication should receive an appropriate share of the revenues that press publishers



All exceptions and limitations from InfoSoc Directive, orphan works directive and directive regarding access of visually impaired persons shall apply to the press publishers' right

Member States' freedom regarding the implementation



1. Do we need a definition of the press publisher ?
2. What does it mean “very short extracts” ?
3. How to administer that right ? The potential role of collective management organizations ?
4. Which authors should receive share in press publishers’ remuneration ?
5. How to determine that share ?
6. How to help press publishers to conduct negotiations with Internet giants ?

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