Amendment 85
Jonathan Bullock
on behalf of the EFDD Group

Report
Sabine Verheyen
Provision of audiovisual media services

Proposal for a directive
Article 1 – paragraph 1 – point 1 – point b
Directive 2010/13/EU
Article 1

Text proposed by the Commission

(aa) 'video-sharing platform service' deleted
means a service, as defined by Articles 56 and 57 of the Treaty on the Functioning of the European Union, which meets the following requirements:

(i) the service consists of the storage of a large amount of programmes or user-generated videos, for which the video-sharing platform provider does not have editorial responsibility;

(ii) the organisation of the stored content is determined by the provider of the service including by automatic means or algorithms, in particular by hosting, displaying, tagging and sequencing;

(iii) the principal purpose of the service or a dissociable section thereof is devoted to providing programmes and user-generated videos to the general public, in order to inform, entertain or educate;

(iv) the service is made available by electronic communications networks within the meaning of point (a) of Article 2 of Directive 2002/21/EC.;

Or. en
Amendment 86  
Jonathan Bullock  
on behalf of the EFDD Group

Report  
Sabine Verheyen  
Provision of audiovisual media services  

Proposal for a directive  
Article 1 – paragraph 1 – point 15  
Directive 2010/13/EU  
Article 13

Text proposed by the Commission  

Amendment

(15) Article 13 is replaced by the following:

‘Article 13

1. Member States shall ensure that providers of on-demand audiovisual media services under their jurisdiction secure at least a 20% share of European works in their catalogue and ensure prominence of these works.

2. Member States may require providers of on-demand audiovisual media services under their jurisdiction to contribute financially to the production of European works, including via direct investment in content and contributions to national funds. Member States may require providers of on-demand audiovisual media services, targeting audiences in their territories, but established in other Member States to make such financial contributions. In this case, the financial contribution shall be based only on the revenues earned in the targeted Member States. If the Member State where the provider is established imposes a financial contribution, it shall take into account any financial contributions imposed by targeted Member States. Any financial contribution shall comply with Union law,
in particular with State aid rules.

3. Member States shall report to the Commission by [date – no later than three years after adoption] at the latest and every two years thereafter on the implementation of paragraphs 1 and 2.

4. The Commission shall, on the basis of the information provided by Member States and of an independent study, report to the European Parliament and to the Council on the application of paragraphs 1 and 2, taking into account the market and technological developments and the objective of cultural diversity.

5. Member States shall waive the requirements laid down in paragraphs 1 and 2 for providers with a low turnover or low audience or if they are small and micro enterprises. Member States may also waive such requirements in cases where they would be impracticable or unjustified by reason of the nature or theme of the on-demand audiovisual media services.;’

Or. en
Amendment 87
Isabella Adinolfi
on behalf of the EFDD Group

Report
Sabine Verheyen
Provision of audiovisual media services

Proposal for a directive
Article 1 – paragraph 1 – point 11 – point -a (new)
Directive 2010/13/EU
Article 9 – Paragraph 1 – point d a (new)

Text proposed by the Commission

Amendment

(-a) in paragraph 1, the following point (da) is inserted:
"(da) all forms of audiovisual commercial communications that feature and/or promote gambling, gaming and collection of bets shall be prohibited;";

Or. en

Justification

The amendment seeks to amend a provision within the existing act that was not referred to in the Commission proposal.

EN
United in diversity
EN
Amendment 88
Isabella Adinolfi
on behalf of the EFDD Group

Report
Sabine Verheyen
Provision of audiovisual media services

Proposal for a directive
Article 1 – paragraph 1 – point 12 a (new)
Directive 2010/13/EU
Article 10 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

(12 a) in Article 10, the following paragraph 2a is inserted:

"2a. Audiovisual media services or programmes shall not be sponsored by undertakings whose principal activity is gambling, gaming and collection of bets."

Or. en

Justification

The amendment seeks to amend a provision within the existing act that was not referred to in the Commission proposal.