



EUROPEAN PARLIAMENT

2014 - 2019

Committee on Legal Affairs

2014/2256(INI)

5.3.2015

AMENDMENTS

1 - 280

Draft report

Julia Reda

(PE546.580v02-00)

on the implementation of Directive 2001/29/EC of the European Parliament and of the Council of 22 May 2001 on the harmonisation of certain aspects of copyright and related rights in the information society (2014/2256(INI))

Amendment 1
József Szájer

Motion for a resolution
Citation 1

Motion for a resolution

– having regard to Articles 4, 26, 34, 114 **and 118** of the Treaty on the Functioning of the European Union (TFEU),

Amendment

– having regard to Articles 4, 26, 34, 114, **118 and 167** of the Treaty on the Functioning of the European Union (TFEU),

Or. en

Amendment 2
Constance Le Grip, Christian Ehler

Motion for a resolution
Citation 1

Motion for a resolution

– having regard to Articles 4, 26, 34, 114 and **118** of the Treaty on the Functioning of the European Union (TFEU),

Amendment

– having regard to Articles 4, 26, 34, 114 and **167** of the Treaty on the Functioning of the European Union (hereinafter ‘TFEU’),

Or. fr

Amendment 3
Axel Voss, Christian Ehler

Motion for a resolution
Citation 1

Motion for a resolution

– having regard to Articles 4, 26, 34, 114 **and 118** of the Treaty on the Functioning

Amendment

– having regard to Articles 4, 26, 34, 114, **118 and 167** of the Treaty on the Functioning of the European Union

of the European Union (TFEU),

(TFEU),

Or. de

Amendment 4

Jean-Marie Cavada, Therese Comodini Cachia, Virginie Rozière

Motion for a resolution

Citation 1

Motion for a resolution

– having regard to Articles 4, 26, 34, 114 and **118** of the Treaty on the Functioning of the European Union (TFEU),

Amendment

– having regard to Articles 4, 26, 34, 114 and **167** of the Treaty on the Functioning of the European Union (hereinafter ‘TFEU’),

Or. fr

Amendment 5

Therese Comodini Cachia, Marc Joulaud, Tadeusz Zwiefka, Jean-Marie Cavada, Giovanni Toti, Mary Honeyball, Bogdan Brunon Wenta, József Szájer, Luis de Grandes Pascual, Rosa Estaràs Ferragut, Milan Zver, Sabine Verheyen

Motion for a resolution

Citation 1

Motion for a resolution

– having regard to Articles 4, 26, 34, 114 **and 118** of the Treaty on the Functioning of the European Union (TFEU),

Amendment

– having regard to Articles 4, 26, 34, 114, **118 and 167** of the Treaty on the Functioning of the European Union (TFEU),

Or. en

Amendment 6

Tadeusz Zwiefka, Bogdan Brunon Wenta, Therese Comodini Cachia

Motion for a resolution

Citation 1 a (new)

Motion for a resolution

Amendment

– having regard to TRIPS Agreement of 1994,

Or. en

Amendment 7

Jean-Marie Cavada, Therese Comodini Cachia

Motion for a resolution

Citation 1 a (new)

Motion for a resolution

Amendment

– having regard to the UNESCO Convention of 20 October 2005 on the Protection and Promotion of the Diversity of Cultural Expressions,

Or. fr

Amendment 8

József Szájer

Motion for a resolution

Citation 2

Motion for a resolution

Amendment

– having regard to Articles 11, 13, 14, 16, 17 *and* 52 of the Charter of Fundamental Rights of the European Union,

– having regard to Articles 11, 13, 14, 16, 17, **22** *and* 52 of the Charter of Fundamental Rights of the European Union,

Or. en

Amendment 9

Constance Le Grip, Christian Ehler

Motion for a resolution
Citation 2

Motion for a resolution

– having regard to Articles 11, 13, 14, 16, 17 and 52 of the Charter of Fundamental Rights of the European Union,

Amendment

– having regard to Articles 11, 13, 14, 16, 17, **22, 47** and 52 of the Charter of Fundamental Rights of the European Union,

Or. fr

Amendment 10
Axel Voss, Christian Ehler

Motion for a resolution
Citation 2

Motion for a resolution

– having regard to Articles 11, 13, 14, 16, 17 and 52 of the Charter of Fundamental Rights of the European Union,

Amendment

– having regard to Articles 11, 13, 14, 16, 17, **22** and 52 of the Charter of Fundamental Rights of the European Union,

Or. de

Amendment 11
Jean-Marie Cavada, Therese Comodini Cachia

Motion for a resolution
Citation 2

Motion for a resolution

– having regard to Articles 11, 13, 14, 16, 17 and 52 of the Charter of Fundamental Rights of the European Union,

Amendment

– having regard to Articles 11, 13, 14, 16, 17, **22** and 52 of the Charter of Fundamental Rights of the European Union,

Or. fr

Amendment 12

Therese Comodini Cachia, Marc Joulaud, Tadeusz Zwiefka, Bogdan Brunon Wenta, Giovanni Toti, Jean-Marie Cavada, Mary Honeyball, József Szájer, Rosa Estaràs Ferragut, Luis de Grandes Pascual, Milan Zver, Sabine Verheyen

Motion for a resolution

Citation 2

Motion for a resolution

– having regard to Articles 11, 13, 14, 16, 17 **and** 52 of the Charter of Fundamental Rights of the European Union,

Amendment

– having regard to Articles 11, 13, 14, 16, 17, **22 and** 52 of the Charter of Fundamental Rights of the European Union,

Or. en

Amendment 13

József Szájer

Motion for a resolution

Citation 4

Motion for a resolution

– having regard to the Berne Convention for the Protection of Literary and Artistic Works,

Amendment

– having regard to the Berne Convention for the Protection of Literary and Artistic Works, **and expressly to the Three Steps Test,**

Or. en

Amendment 14

Axel Voss, Christian Ehler

Motion for a resolution

Citation 4

Motion for a resolution

– having regard to the Berne Convention for the Protection of Literary and Artistic Works,

Amendment

– having regard to the Berne Convention for the Protection of Literary and Artistic Works **and the three-step test,**

Amendment 15

Jean-Marie Cavada, Therese Comodini Cachia

Motion for a resolution

Citation 4

Motion for a resolution

– having regard to the Berne Convention for the Protection of Literary and Artistic Works,

Amendment

– having regard to the Berne Convention for the Protection of Literary and Artistic Works, *in particular to the three-step test established therein,*

Or. fr

Amendment 16

Therese Comodini Cachia, Pavel Svoboda, Marc Joulaud, Jean-Marie Cavada, Mary Honeyball, Constance Le Grip, József Szájer, Giovanni Toti, Luis de Grandes Pascual, Rosa Estaràs Ferragut, Milan Zver, Sabine Verheyen

Motion for a resolution

Citation 4

Motion for a resolution

– having regard to the Berne Convention for the Protection of Literary and Artistic Works,

Amendment

– having regard to the Berne Convention for the Protection of Literary and Artistic Works, *and expressly to the Three Steps Test,*

Or. en

Amendment 17

József Szájer

Motion for a resolution

Citation 5 a (new)

Motion for a resolution

Amendment

*– having regard to the UNESCO
Convention on the Protection and
Promotion of the Diversity of Cultural
Expressions of the 20th October 2005,*

Or. en

Amendment 18

Therese Comodini Cachia, Marc Joulaud, Giovanni Toti, Jean-Marie Cavada, Mary Honeyball, Constance Le Grip, Tadeusz Zwiefka, Bogdan Brunon Wenta, József Szájer, Luis de Grandes Pascual, Rosa Estaràs Ferragut, Milan Zver, Sabine Verheyen

Motion for a resolution

Citation 5 a (new)

Motion for a resolution

Amendment

*– having regard to the UNESCO
Convention on the Protection and
Promotion of the Diversity of Cultural
Expressions of the 20th October 2005,*

Or. en

Amendment 19

Constance Le Grip, Marc Joulaud, Sabine Verheyen

Motion for a resolution

Citation 7 a (new)

Motion for a resolution

Amendment

*– having regard to the Agreement on
Trade-Related Aspects of Intellectual
Property Rights (TRIPS),*

Or. fr

Amendment 20
Jean-Marie Cavada, Therese Comodini Cachia

Motion for a resolution
Citation 7 a (new)

Motion for a resolution

Amendment

– having regard to the Agreement on Trade-Related Aspects of Intellectual Property Rights (TRIPS),

Or. fr

Amendment 21
Constance Le Grip, Christian Ehler

Motion for a resolution
Citation 7 b (new)

Motion for a resolution

Amendment

– having regard to the September 2013 intellectual property rights study carried out jointly by the European Patent Office (EPO) and the office for Harmonisation in the Internal Market (OHIM), entitled 'Intellectual property rights intensive industries: contribution to economic performance and employment in the European Union', which shows that about 39% of total economic activity in the EU, worth some EUR 4 700 billion a year, is generated by IPR-intensive industries, as is, in addition, 26% of direct employment (or 56 million jobs), with indirect employment accounting for a further 9% of the total number of jobs in the EU,

Or. fr

Amendment 22
Helga Stevens, Julia Reda

Motion for a resolution
Citation 7 b (new)

Motion for a resolution

Amendment

– having regard to the Marrakesh Treaty to Facilitate Access to Published Works for Persons Who Are Blind, Visually Impaired, or Otherwise Print Disabled,

Or. en

Amendment 23
Helga Trüpel, Heidi Hautala

Motion for a resolution
Citation 8 a (new)

Motion for a resolution

Amendment

Member States shall allow companies to build reserves in accordance with their articles of association.

Or. de

Amendment 24
Constance Le Grip

Motion for a resolution
Citation 9

Motion for a resolution

Amendment

– having regard to Directive 2013/37/EU of the European Parliament and of the Council of 26 June 2013 amending Directive 2003/98/EC on the re-use of public sector information³,

deleted

³ OJ L 175, 27.6.2013, p. 1.

*(This concerns the public sector, not
copyright; it is of no relevance.)*

Or. fr

Amendment 25
József Szájer

Motion for a resolution
Citation 9

Motion for a resolution

Amendment

*– having regard to Directive 2013/37/EU
of the European Parliament and of the
Council of 26 June 2013 amending
Directive 2003/98/EC on the re-use of
public sector information³,*

deleted

³ OJ L 175, 27.6.2013, p. 1.

Or. en

Amendment 26
Axel Voss

Motion for a resolution
Citation 9

Motion for a resolution

Amendment

*– having regard to Directive 2013/37/EU
of the European Parliament and of the
Council of 26 June 2013 amending
Directive 2003/98/EC on the re-use of
public sector information³,*

deleted

³ OJ L 175, 27.06.13, p. 1.

Or. de

Amendment 27

Therese Comodini Cachia, Pavel Svoboda, Marc Joulaud, Bogdan Brunon Wenta, Tadeusz Zwiefka, Jean-Marie Cavada, Mary Honeyball, Rosa Estaràs Ferragut, Luis de Grandes Pascual, Giovanni Toti, József Szájer, Sabine Verheyen

Motion for a resolution

Citation 9

Motion for a resolution

Amendment

– having regard to Directive 2013/37/EU of the European Parliament and of the Council of 26 June 2013 amending Directive 2003/98/EC on the re-use of public sector information³,

deleted

³ OJ L 175, 27.6.2013, p. 1.

Or. en

Amendment 28

Jean-Marie Cavada, Therese Comodini Cachia

Motion for a resolution

Citation 9

Motion for a resolution

Amendment

– having regard to Directive 2013/37/EU of the European Parliament and of the Council of 26 June 2013 amending Directive 2003/98/EC on the re-use of public sector information³,

deleted

³ OJ L 175, 27.6.2013, p. 1.

Or. fr

Amendment 29

Constance Le Grip, Marc Joulaud, Sabine Verheyen

Motion for a resolution
Citation 12 a (new)

Motion for a resolution

Amendment

- having regard to Directive 2004/48/EC of the European Parliament and of the Council on the enforcement of intellectual property rights,

Or. fr

Amendment 30
Constance Le Grip, Marc Joulaud, Sabine Verheyen

Motion for a resolution
Citation 13

Motion for a resolution

Amendment

– having regard to **Council Directive 92/100/EEC of 19 November 1992** on rental right and lending right and on certain rights related to copyright in the field of intellectual property⁷,

– having regard to Directive **2006/115/EC of the European Parliament and of the Council of 12 December 2006** on rental right and lending right and on certain rights related to copyright in the field of intellectual property, **which amends Council Directive 92/100/EEC**⁷,

⁷ OJ L 346, 27.11.1992, p. 61.

⁷ OJ L 346, 27.11.1992, p. 61.

Or. fr

Amendment 31
Constance Le Grip, Marc Joulaud, Sabine Verheyen

Motion for a resolution
Citation 13 a (new)

Motion for a resolution

Amendment

- having regard to Directive 2001/84/EC on the resale right for the benefit of the

author of an original work of art,

Or. fr

Amendment 32
Enrico Gasbarra

Motion for a resolution
Citation 15 a (new)

Motion for a resolution

Amendment

– having regard to its resolution of 3 June 2010 on enforcement of intellectual property rights in the internal market,

Or. it

Amendment 33
Enrico Gasbarra

Motion for a resolution
Citation 16 a (new)

Motion for a resolution

Amendment

– having regard to its resolution of 16 February 2012 on access by blind people to books and other printed products,

Or. it

Amendment 34
Constance Le Grip

Motion for a resolution
Citation 17 a (new)

Motion for a resolution

Amendment

- having regard to the Green Paper of 13 July 2011 on the online distribution of

audiovisual works,

Or. fr

Amendment 35
József Szájer

Motion for a resolution
Citation 17 a (new)

Motion for a resolution

Amendment

- having regard to the Green Paper of the Commission on the online distribution of audiovisual works in the European Union: opportunities and challenges towards a digital single market (COM(2011)427)),

Or. en

Amendment 36
Jean-Marie Cavada, Therese Comodini Cachia

Motion for a resolution
Citation 17 a (new)

Motion for a resolution

Amendment

- having regard to the Commission Green Paper of 13 July 2011 on the online distribution of audiovisual works in the European Union: opportunities and challenges towards a digital single market (COM(2011) 427 final),

Or. fr

Amendment 37
Therese Comodini Cachia, Marc Joulaud, Tadeusz Zwiefka, Bogdan Brunon Wenta, Giovanni Toti, Rosa Estaràs Ferragut, Luis de Grandes Pascual, József Szájer, Jean-Marie Cavada, Mary Honeyball, Milan Zver, Sabine Verheyen

Motion for a resolution
Citation 17 a (new)

Motion for a resolution

Amendment

- having regard to the Green Paper of the Commission on the online distribution of audiovisual works in the European Union: opportunities and challenges towards a digital single market (COM(2011)427)),

Or. en

Amendment 38
József Szájer

Motion for a resolution
Citation 17 b (new)

Motion for a resolution

Amendment

- having regard to its resolution of 11 September 2012 on the online distribution of audiovisual works in the European Union (2011/2313(INI)),

Or. en

Amendment 39
Constance Le Grip

Motion for a resolution
Citation 17 b (new)

Motion for a resolution

Amendment

- having regard to its resolution of 11 September 2012 on the online distribution of audiovisual works in the European Union (2011/2313(INI)),

Or. fr

Amendment 40

Therese Comodini Cachia, Marc Joulaud, Tadeusz Zwiefka, Bogdan Brunon Wenta, Mary Honeyball, József Szájer, Giovanni Toti, Luis de Grandes Pascual, Rosa Estaràs Ferragut, Milan Zver, Sabine Verheyen

Motion for a resolution

Citation 17 b (new)

Motion for a resolution

Amendment

- having regard to its resolution of 11 September 2012 on the online distribution of audiovisual works in the European Union (2011/2313(INI)),

Or. en

Amendment 41

Constance Le Grip, Marc Joulaud, Sabine Verheyen

Motion for a resolution

Citation 18 a (new)

Motion for a resolution

Amendment

- having regard to the Memorandum of Understanding of 20 September 2011 on key principles on the digitisation and making available of out-of-commerce works, with a view to facilitating the digitisation and making available of books and learned journals for European libraries and similar establishments,

Or. fr

Amendment 42

Jean-Marie Cavada

Motion for a resolution

Citation 19 a (new)

Motion for a resolution

Amendment

- having regard to the report on the online distribution of audiovisual works in the European Union (A7-0262/2012),

Or. fr

Amendment 43
Jean-Marie Cavada

Motion for a resolution
Citation 20 a (new)

Motion for a resolution

Amendment

- having regard to the September 2013 joint EPO and OHIM study entitled 'Intellectual property rights intensive industries: contribution to economic performance and employment in the European Union',

Or. fr

Amendment 44
Marietje Schaake

Motion for a resolution
Citation 20 a (new)

Motion for a resolution

Amendment

- having regard to articles 27 of the Universal Declaration of Human Rights;

Or. en

Amendment 45
Marietje Schaake

Motion for a resolution
Citation 20 b (new)

Motion for a resolution

Amendment

- having regard to the E-Commerce Directive,

Or. en

Amendment 46
Kostas Chrysogonos

Motion for a resolution
Recital A

Motion for a resolution

Amendment

A. whereas the European legal framework for copyright and related rights is central to the promotion of creativity and innovation, and to access to knowledge and information;

A. whereas the European legal framework for copyright and related rights is central to the promotion of creativity and innovation, and to access to knowledge and information, **and to the recognition and protection of the intellectual property rights of authors;**

Or. el

Amendment 47
József Szájer

Motion for a resolution
Recital A

Motion for a resolution

Amendment

A. whereas the European legal framework for copyright and related rights is central to the promotion of creativity and innovation, and to access to knowledge and information;

A. whereas the European legal framework for copyright and related rights is central to the promotion of creativity and innovation, **cultural diversity, economic growth** and to access to knowledge and information;

Or. en

Amendment 48
Jiří Maštálka, Kostas Chrysogonos

Motion for a resolution
Recital A

Motion for a resolution

A. whereas the European legal framework for copyright and related rights is central to the promotion of creativity and innovation, and to access to knowledge and information;

Amendment

A. whereas the European legal framework for copyright and related rights is central to the promotion of creativity and innovation, and to access to knowledge and information, *while at the same time also providing authors of literary and artistic works with sufficient recognition and protection of their intellectual property rights;*

Or. en

Amendment 49
Laura Ferrara

Motion for a resolution
Recital A

Motion for a resolution

A. whereas the European legal framework for copyright and related rights is *central to the promotion of* creativity *and* innovation, and *to* access to knowledge and information;

Amendment

A. whereas the European legal framework for copyright and related rights is *primarily intended to foster* creativity, innovation and access to knowledge, *culture* and information *through the dissemination of creative works;*

Or. it

Amendment 50
Enrico Gasbarra

Motion for a resolution
Recital A

Motion for a resolution

A. whereas the European legal framework for copyright and related rights is central to the promotion of creativity and innovation, and to access to knowledge and information;

Amendment

A. whereas ***a revision of*** the European legal framework for copyright and related rights is central to the promotion of creativity, innovation ***and the cultural and creative industries***, and to access to knowledge and information;

Or. it

Amendment 51

Juan Fernando López Aguilar, José Blanco López, Sergio Gutiérrez Prieto, Eider Gardiazabal Rubial

Motion for a resolution

Recital A

Motion for a resolution

A. whereas the European legal framework for copyright and related rights is central to the promotion of creativity and innovation, and to access to knowledge and information;

Amendment

A. whereas the European legal framework for copyright and related rights is central to the promotion of creativity and innovation, and to access to knowledge and information, ***and whereas adapting Directive 2001/29/EC to the digital age may give rise to the creation of new businesses and start-ups that would be a source of jobs for the future for young people***;

Or. es

Amendment 52

Axel Voss, Christian Ehler

Motion for a resolution

Recital A

Motion for a resolution

A. whereas the European legal framework for copyright and related rights is central to

Amendment

A. whereas the European legal framework for copyright and related rights is central to

the promotion of creativity and innovation,
and to access to knowledge and
information;

the promotion of creativity and innovation,
cultural diversity, economic growth, and
to access to knowledge and information;

Or. de

Amendment 53

Constance Le Grip, Christian Ehler, Jean-Marie Cavada

Motion for a resolution

Recital A

Motion for a resolution

A. whereas the European legal framework
for copyright and related rights is central to
the promotion of creativity and innovation,
and to access to knowledge and
information;

Amendment

A. whereas the European legal framework
for copyright and related rights is central to
the promotion of creativity and innovation,
to safeguarding cultural diversity and to
access to knowledge and information;

Or. fr

Amendment 54

Angel Dzhambazki, Sajjad Karim

Motion for a resolution

Recital A

Motion for a resolution

A. whereas the European legal framework
for copyright and related rights is central to
the promotion of creativity ***and***
innovation, and to access to knowledge
and information;

Amendment

A. whereas the European legal framework
for copyright and related rights is central to
the promotion of creativity, ***innovation,***
economic growth, competitiveness, the
Digital Single Market and to access to
knowledge and information;

Or. en

Amendment 55

**Therese Comodini Cachia, Marc Joulaud, Eva Paunova, Bogdan Brunon Wentz,
Tadeusz Zwiefka, Mary Honeyball, Constance Le Grip, József Szájer, Giovanni Toti,**

Rosa Estaràs Ferragut, Luis de Grandes Pascual, Sabine Verheyen

Motion for a resolution

Recital A

Motion for a resolution

A. whereas the European legal framework for copyright and related rights is central to the promotion of creativity and innovation, and to access to knowledge and information;

Amendment

A. whereas the European legal framework for copyright and related rights is central to the promotion of creativity and innovation, ***cultural diversity, economic growth*** and to access to knowledge and information;

Or. en

Amendment 56

Helga Trüpel, Heidi Hautala

Motion for a resolution

Recital A a (new)

Motion for a resolution

Amendment

Aa. whereas a harmonised legal framework which protects copyright and related rights by establishing a greater degree of legal certainty and a high level of protection can foster substantial investment in creativity and innovation and contribute to growth and greater competitiveness in Europe, as regards both content and the digital economy and, more generally, in broad areas of industry and the arts; whereas in this way existing jobs can be safeguarded and new jobs created;

Or. de

Amendment 57

Marietje Schaake

Motion for a resolution

Recital A a (new)

Motion for a resolution

Amendment

Aa. Whereas copyright law in the EU should reflect the core principles and values of European law, including freedom of expression and information as well as freedom of competition;

Or. en

Amendment 58

Juan Fernando López Aguilar, Sergio Gutiérrez Prieto, Eider Gardiazabal Rubial, José Blanco López

Motion for a resolution

Recital A a (new)

Motion for a resolution

Amendment

Aa. whereas Article 167 of the Treaty on the Functioning of the European Union states that the European Union shall promote the flowering and diversity of the cultures of the Member States, particularly through artistic and literary creation;

Or. es

Amendment 59

Laura Ferrara

Motion for a resolution

Recital A a (new)

Motion for a resolution

Amendment

Aa. whereas in pursuit of those objectives the interests of authors, performers, cultural entrepreneurs and the general public, who make use of creative works, need to be set off against each other;

Amendment 60
Laura Ferrara

Motion for a resolution
Recital A b (new)

Motion for a resolution

Amendment

Ab. whereas the purpose of copyright has traditionally been to strike a balance between the opposing interests of stakeholders by, on the one hand, ensuring adequate remuneration for creative work performed and investments made and, on the other, establishing a number of exceptions to and limitations on exclusive rights, in order to foster the dissemination of creative works;

Amendment 61
Juan Fernando López Aguilar, Sergio Gutiérrez Prieto, Eider Gardiazabal Rubial, José Blanco López

Motion for a resolution
Recital B

Motion for a resolution

Amendment

B. whereas Directive 2001/29/EC on the harmonisation of certain aspects of copyright and related rights in the information society was aimed at adapting legislation on copyright and related rights to reflect technological developments;

B. whereas Directive 2001/29/EC on the harmonisation of certain aspects of copyright and related rights in the information society was aimed at adapting legislation on copyright and related rights to reflect technological developments *and the need for adjustments in order to ensure fair remuneration and adequate protection for holders of copyright and related rights in view of new consumer demands and challenges posed by the digital economy and society;*

Amendment 62
József Szájer

Motion for a resolution
Recital B

Motion for a resolution

B. whereas Directive 2001/29/EC on the harmonisation of certain aspects of copyright and related rights in the information society was aimed at adapting legislation on copyright and related rights to reflect technological developments;

Amendment

B. whereas Directive 2001/29/EC on the harmonisation of certain aspects of copyright and related rights in the information society was aimed at adapting legislation on copyright and related rights to reflect technological developments, ***while providing for a high level of protection of intellectual property to foster investment in creativity and innovation and creative developments, and to safeguard employment and encourage job creation;***

Or. en

Amendment 63
Virginie Rozière

Motion for a resolution
Recital B

Motion for a resolution

B. whereas Directive 2001/29/EC on the harmonisation of certain aspects of copyright and related rights in the information society was aimed at adapting legislation on copyright and related rights to reflect technological developments;

Amendment

B. whereas Directive 2001/29/EC on the harmonisation of certain aspects of copyright and related rights in the information society was aimed at adapting legislation on copyright and related rights to reflect technological developments ***while maintaining the vitality of a sustainable creative economy in Europe;***

Or. fr

Amendment 64

Axel Voss, Christian Ehler

Motion for a resolution

Recital B

Motion for a resolution

B. whereas Directive 2001/29/EC on the harmonisation of certain aspects of copyright and related rights in the information society *was* aimed at adapting legislation on copyright and related rights to reflect technological developments;

Amendment

B. whereas Directive 2001/29/EC on the harmonisation of certain aspects of copyright and related rights in the information society *is* aimed at adapting legislation on copyright and related rights to reflect technological developments;

Or. de

Amendment 65

Therese Comodini Cachia, Pavel Svoboda, Tadeusz Zwiefka, Bogdan Brunon Went, Giovanni Toti, József Szájer, Eva Paunova, Luis de Grandes Pascual, Rosa Estaràs Ferragut, Sabine Verheyen

Motion for a resolution

Recital B

Motion for a resolution

B. whereas Directive 2001/29/EC on the harmonisation of certain aspects of copyright and related rights in the information society was aimed at adapting legislation on copyright and related rights to reflect technological developments;

Amendment

B. whereas Directive 2001/29/EC on the harmonisation of certain aspects of copyright and related rights in the information society was aimed at adapting legislation on copyright and related rights to reflect technological developments, ***while providing for a high level of protection of intellectual property to foster investment in creativity and innovation and creative developments, and to safeguard employment and encourage job creation;***

Or. en

Amendment 66
Constance Le Grip, Marc Joulaud, Sabine Verheyen

Motion for a resolution
Recital B

Motion for a resolution

B. whereas Directive 2001/29/EC *on the harmonisation of* certain aspects of copyright and related rights *in the information society was aimed at adapting legislation on copyright and related rights to reflect* technological developments;

Amendment

B. whereas *the objective of* Directive 2001/29/EC *was to adapt the legal framework for* certain aspects of copyright and related rights *so as to take account of* technological developments, *while ensuring a high level of intellectual property protection and thus guaranteeing the autonomy of creators and performers;*

Or. fr

Amendment 67
Mary Honeyball, Mady Delvaux

Motion for a resolution
Recital B

Motion for a resolution

B. whereas Directive 2001/29/EC on the harmonisation of certain aspects of copyright and related rights in the information society was aimed at adapting legislation on copyright and related rights to reflect technological developments;

Amendment

B. whereas Directive 2001/29/EC on the harmonisation of certain aspects of copyright and related rights in the information society was aimed at adapting legislation on copyright and related rights to reflect technological developments, *while providing for a high level of protection of intellectual property, taking as a basis the rights of creators, to foster investment in creativity and innovation and creative developments, and to safeguard employment and encourage job creation;*

Or. en

Amendment 68
Jean-Marie Cavada

Motion for a resolution
Recital B

Motion for a resolution

B. whereas Directive 2001/29/EC *on the harmonisation of certain aspects of copyright and related rights in the information society was aimed at adapting legislation on copyright and related rights to reflect* technological developments;

Amendment

B. whereas *the objective of* Directive 2001/29/EC *was to adapt the rules on copyright and related rights so as to take account of* technological developments, *promote the dissemination of knowledge and culture, enhance legal certainty and, at the same time, ensure a high level of intellectual property protection, with a view to safeguarding the autonomy and dignity of creators and performers and to encouraging investment in creative and innovative activities in order to foster growth and European industrial competitiveness;*

Or. fr

Amendment 69
Marietje Schaake

Motion for a resolution
Recital B a (new)

Motion for a resolution

Ba. Whereas the European Commission and the Member States are making considerable investments in the digitization and online accessibility of the rich collections of Europe's cultural heritage institutions, so that citizens can enjoy access from everywhere on any device;

Amendment

Or. en

Amendment 70

Juan Fernando López Aguilar, Sergio Gutiérrez Prieto, Eider Gardiazabal Rubial, José Blanco López

Motion for a resolution

Recital B a (new)

Motion for a resolution

Amendment

Ba. whereas the European cultural and creative industries are an engine for economic growth and job creation in the EU, as they employ more than 7 million people and generate more than 4.2 % of EU GDP, and whereas cultural industries continued to create jobs during the economic crisis of 2008-2012;

Or. es

Amendment 71

Laura Ferrara

Motion for a resolution

Recital B a (new)

Motion for a resolution

Amendment

Ba. whereas the digital revolution has brought with it new technique and means of communication and opened the way to new forms of expression which, while calling into question the long-established three-way relationship between creators, cultural entrepreneurs and users, has spurred the emergence of a knowledge-based economy providing new jobs and helping to promote culture and innovation;

Or. it

Amendment 72

Jean-Marie Cavada

Motion for a resolution
Recital B a (new)

Motion for a resolution

Amendment

Ba. whereas Directive 2001/29/EC also addresses a number of EU obligations under international law, including the provisions of the Berne Convention for the Protection of Literary and Artistic Works, of the WIPO Copyright Treaty and of the WIPO Performances and Phonograms Treaty;

Or. fr

Amendment 73
Marietje Schaake

Motion for a resolution
Recital B b (new)

Motion for a resolution

Amendment

Bb. Whereas geoblocking is common practice in Europe and limits access to content to national territory;

Or. en

Amendment 74
Laura Ferrara

Motion for a resolution
Recital B b (new)

Motion for a resolution

Amendment

Bb. whereas in the new digital environment consumers are not only users of creative works but are also increasingly becoming creators and distributors of their own works, albeit not

on a commercial basis;

Or. it

Amendment 75
Jean-Marie Cavada

Motion for a resolution
Recital B b (new)

Motion for a resolution

Amendment

Bb. whereas any political initiative concerning the digital single market must be in keeping with the Charter of Fundamental Rights of the European Union, and in particular Articles 11, 13, 14, 16, 17 and 22 thereof;

Or. fr

Amendment 76
Marietje Schaake

Motion for a resolution
Recital B c (new)

Motion for a resolution

Amendment

Bc. Whereas cultural diversity and language diversity exceeds national borders, with some European languages spoken in multiple countries;

Or. en

Amendment 77
Laura Ferrara

Motion for a resolution
Recital B c (new)

Motion for a resolution

Amendment

Bc. whereas the harmonisation of certain aspects of copyright and related rights in the information society sought by Directive 2001/29/EC has not been achieved, in particular as regards the exceptions and limitations for which the directive provides;

Or. it

Amendment 78
Marietje Schaake

Motion for a resolution
Recital B d (new)

Motion for a resolution

Amendment

Bd. Whereas European citizens pay taxes for public broadcasting and in some occasions private copyright levies;

Or. en

Amendment 79
Laura Ferrara

Motion for a resolution
Recital B d (new)

Motion for a resolution

Amendment

Bd. whereas the failure to harmonise laws on copyright and related rights is hampering the completion and operation of the internal market provided for in the Treaties;

Or. it

Amendment 80
Marietje Schaake

Motion for a resolution
Recital B e (new)

Motion for a resolution

Amendment

Be. Whereas the establishment of a fully functioning market for copyright protected works in the European Union, as necessitated in particular by the Internet as the primary means of providing information and entertainment services across the Member States, requires common rules on copyright in the EU that reflect and integrate both the civil and common law traditions of copyright and authors' right respectively;

Or. en

Amendment 81
Laura Ferrara

Motion for a resolution
Recital B e (new)

Motion for a resolution

Amendment

Be. whereas the failure to harmonise laws on copyright and related rights and the resulting restrictions on access to digital content available on line are viewed by the general public as arbitrary and unpredictable, and are thus a source of legal uncertainty;

Or. it

Amendment 82
Marietje Schaake

Motion for a resolution
Recital B f (new)

Motion for a resolution

Amendment

Bf. Whereas twenty years of harmonization has brought only partial harmonization on certain aspects of the law of copyright in the Member States of the EU;

Or. en

Amendment 83
Laura Ferrara

Motion for a resolution
Recital B f (new)

Motion for a resolution

Amendment

Bf. whereas in its communication entitled ‘A single market for 21st century Europe’ (COM(2007)0724), the Commission emphasised the need to promote the free movement of knowledge and innovation as a ‘fifth freedom’ in the single market;

Or. it

Amendment 84
Juan Fernando López Aguilar, Sergio Gutiérrez Prieto, Eider Gardiazabal Rubial, José Blanco López

Motion for a resolution
Recital C

Motion for a resolution

Amendment

C. whereas the Charter of Fundamental Rights protects the freedom of expression, the freedom of the arts and scientific research, the right to education **and** the freedom to conduct a business;

C. whereas the Charter of Fundamental Rights protects the freedom of expression, the freedom of the arts and scientific research, the right to education, the freedom to conduct a business **and the**

right to intellectual property;

Or. es

Amendment 85
József Szájer

Motion for a resolution
Recital C

Motion for a resolution

C. whereas the Charter of Fundamental Rights protects the freedom of expression, the freedom of the arts and scientific research, the right to education *and* the freedom to conduct a business;

Amendment

C. whereas the Charter of Fundamental Rights protects the freedom of expression, the freedom of the arts and scientific research, the right to education, the freedom to conduct a business, *the right to property and the protection of intellectual property;*

Or. en

Amendment 86
Angelika Niebler

Motion for a resolution
Recital C

Motion for a resolution

C. whereas the Charter of Fundamental Rights protects the freedom of expression, the freedom of the arts and scientific research, the right to education *and* the freedom to conduct a business;

Amendment

C. whereas the Charter of Fundamental Rights protects the freedom of expression, the freedom of the arts and scientific research, the right to education, the freedom to conduct a business *and intellectual property;*

Or. de

Amendment 87
Enrico Gasbarra

Motion for a resolution
Recital C

Motion for a resolution

C. whereas the Charter of Fundamental Rights protects the freedom of expression, the freedom of the arts and scientific research, the right to education **and** the freedom to conduct a business;

Amendment

C. whereas the Charter of Fundamental Rights protects the freedom of expression, the freedom of the arts and scientific research, the right to education, the freedom to conduct a business, ***the right to remuneration and the right to property;***

Or. it

Amendment 88
Angel Dzhambazki, Sajjad Karim

Motion for a resolution
Recital C

Motion for a resolution

C. whereas the Charter of Fundamental Rights protects the freedom of expression, the freedom of the arts and scientific research, the right to education and the freedom to conduct a business;

Amendment

C. whereas the Charter of Fundamental Rights protects the freedom of expression, the freedom of the arts and scientific research, the right to education and the freedom to conduct a business ***and the protection of intellectual property;***

Or. en

Amendment 89
Axel Voss

Motion for a resolution
Recital C

Motion for a resolution

C. whereas the Charter of Fundamental Rights protects the freedom of expression, the freedom of the arts and scientific research, the right to education and the freedom to conduct a business;

Amendment

C. whereas the Charter of Fundamental Rights protects the freedom of expression, the freedom of the arts and scientific research, the right to education, the freedom to conduct a business ***and the***

right to possessions and intellectual property;

Or. de

Amendment 90
Helga Trüpel, Heidi Hautala

Motion for a resolution
Recital C

Motion for a resolution

C. whereas the Charter of Fundamental Rights protects the freedom of expression, the freedom of the arts and scientific research, the right to education and the freedom to conduct a business;

Amendment

C. whereas the Charter of Fundamental Rights protects the freedom of expression, the freedom of the arts and scientific research, *cultural diversity, intellectual property rights, freedom of information*, the right to education and the freedom to conduct a business;

Or. de

Amendment 91
Constance Le Grip, Marc Joulaud, Sabine Verheyen

Motion for a resolution
Recital C

Motion for a resolution

C. whereas the Charter of Fundamental Rights protects *the* freedom of expression, *the* freedom of the arts and *scientific research*, the right to education and *the* freedom to conduct a business;

Amendment

C. whereas the Charter of Fundamental Rights protects freedom of expression, *freedom of information*, freedom of the arts and *science*, the right to education and freedom to conduct a business, *guarantees protection of personal data and protection of intellectual property, and calls for respect for cultural diversity*;

Or. fr

Amendment 92

Jean-Marie Cavada, Virginie Rozière

Motion for a resolution

Recital C

Motion for a resolution

C. whereas the Charter of Fundamental Rights protects *the* freedom of expression, *the* freedom of the arts and *scientific research*, the right to education and *the* freedom to conduct a business;

Amendment

C. whereas the Charter of Fundamental Rights protects freedom of expression, *freedom of information*, freedom of the arts and *science*, the right to education and freedom to conduct a business, *personal data and intellectual property*;

Or. fr

Amendment 93

Therese Comodini Cachia, Pavel Svoboda, Eva Paunova, Luis de Grandes Pascual, Rosa Estaràs Ferragut, Tadeusz Zwiefka, Bogdan Brunon Wenta, Mary Honeyball, József Szájer, Milan Zver, Sabine Verheyen

Motion for a resolution

Recital C

Motion for a resolution

C. whereas the Charter of Fundamental Rights protects the freedom of expression, the freedom of the arts and scientific research, the right to education *and* the freedom to conduct a business;

Amendment

C. whereas the Charter of Fundamental Rights protects the freedom of expression, the freedom of the arts and scientific research, the right to education, the freedom to conduct a business, *the right to property and the protection of intellectual property*;

Or. en

Amendment 94

Julia Reda, Josef Weidenholzer

Motion for a resolution

Recital C a (new)

Motion for a resolution

Amendment

Ca. Whereas Article 11 of the Charter of Fundamental Rights defines the right of freedom of expression as including the freedom to hold opinions and to receive and impart information and ideas without interference by public authority and regardless of frontiers;

Or. en

Amendment 95

József Szájer

Motion for a resolution

Recital D

Motion for a resolution

Amendment

D. whereas Article 17 of the Charter of Fundamental Rights enshrines the right to property, drawing a distinction between the protection of possessions, on the one hand (paragraph 1), and the protection of intellectual property, on the other (paragraph 2);

deleted

Or. en

Amendment 96

Constance Le Grip

Motion for a resolution

Recital D

Motion for a resolution

Amendment

D. whereas Article 17 of the Charter of Fundamental Rights enshrines the right to property, drawing a distinction between the protection of possessions, on the one hand (paragraph 1), and the protection of

deleted

*intellectual property, on the other
(paragraph 2);*

Or. fr

Amendment 97
Angel Dzhambazki, Sajjad Karim

Motion for a resolution
Recital D

Motion for a resolution

Amendment

*D. whereas Article 17 of the Charter of
Fundamental Rights enshrines the right
to property, drawing a distinction between
the protection of possessions, on the one
hand (paragraph 1), and the protection of
intellectual property, on the other
(paragraph 2);*

deleted

Or. en

Amendment 98
Axel Voss

Motion for a resolution
Recital D

Motion for a resolution

Amendment

*D. whereas Article 17 of the Charter of
Fundamental Rights enshrines the right
to property, drawing a distinction between
the protection of possessions, on the one
hand (paragraph 1), and the protection of
intellectual property, on the other
(paragraph 2);*

deleted

Or. de

Amendment 99

Jean-Marie Cavada, Therese Comodini Cachia

Motion for a resolution

Recital D

Motion for a resolution

Amendment

D. whereas Article 17 of the Charter of Fundamental Rights enshrines the right to property, drawing a distinction between the protection of possessions, on the one hand (paragraph 1), and the protection of intellectual property, on the other (paragraph 2); *deleted*

Or. fr

Amendment 100

Therese Comodini Cachia, Eva Paunova, Luis de Grandes Pascual, Rosa Estaràs Ferragut, Pavel Svoboda, Marc Joulaud, Jean-Marie Cavada, Mary Honeyball, Giovanni Toti, József Szájer, Milan Zver, Sabine Verheyen

Motion for a resolution

Recital D

Motion for a resolution

Amendment

D. whereas Article 17 of the Charter of Fundamental Rights enshrines the right to property, drawing a distinction between the protection of possessions, on the one hand (paragraph 1), and the protection of intellectual property, on the other (paragraph 2); *deleted*

Or. en

Amendment 101

Angelika Niebler

Motion for a resolution

Recital D

Motion for a resolution

D. whereas Article 17 of the Charter of Fundamental Rights *enshrines the right to property, drawing a distinction between the protection of possessions, on the one hand (paragraph 1), and the protection of intellectual property, on the other (paragraph 2);*

Amendment

D. whereas Article 17 of the Charter of Fundamental Rights *protects lawfully acquired possessions and, explicitly,* intellectual property;

Or. de

Amendment 102
Enrico Gasbarra

Motion for a resolution
Recital D

Motion for a resolution

D. whereas Article 17 of the Charter of Fundamental Rights enshrines the right to property, *drawing a distinction between the protection of possessions, on the one hand (paragraph 1), and the protection of intellectual property, on the other (paragraph 2);*

Amendment

D. whereas Article 17 of the Charter of Fundamental Rights enshrines the right to property *and formally states that* intellectual property *shall be protected;*

Or. it

Amendment 103
Kostas Chrysogonos

Motion for a resolution
Recital D

Motion for a resolution

D. whereas Article 17 of the Charter of Fundamental Rights enshrines the right to property, *drawing a distinction between* the protection of possessions, *on the one hand* (paragraph 1), and the protection of

Amendment

D. whereas Article 17 of the Charter of Fundamental Rights enshrines the right to property, *which covers both* the protection of possessions (paragraph 1) and the protection of intellectual property

intellectual property, *on the other*
(paragraph 2);

(paragraph 2);

Or. el

Amendment 104
Julia Reda, Josef Weidenholzer

Motion for a resolution
Recital D a (new)

Motion for a resolution

Amendment

Da. Whereas Article 52 of the Charter of Fundamental Rights establishes a principle of proportionality, according to which any limitation on the exercise of the rights and freedoms recognised by this Charter must be provided for by law and respect the essence of those rights and freedoms, only if they are necessary and genuinely meet objectives of general interest recognised by the Union or the need to protect the rights and freedoms of others;

Or. en

Amendment 105
Angelika Niebler, Axel Voss

Motion for a resolution
Recital D a (new)

Motion for a resolution

Amendment

Da. whereas the right of the creator to protection of his or her creative works must continue to apply in the digital age;

Or. de

Amendment 106
Enrico Gasbarra

Motion for a resolution
Recital D a (new)

Motion for a resolution

Amendment

Da. whereas the creative and cultural industries make a major contribution to the EU economy, providing more than 7 million indirect jobs and accounting for 4% of EU GDP, according to the latest estimates;

Or. it

Amendment 107
Julia Reda, Josef Weidenholzer

Motion for a resolution
Recital D b (new)

Motion for a resolution

Amendment

Db. Whereas the Special Rapporteur of the United Nations in the field of cultural rights in her report on copyright policy and the right to science and culture (A/HRC/28/57) highlights the key role of exceptions and limitations for creation, and the importance of fair contractual terms for the protection of authorship;

Or. en

Amendment 108
József Szájer

Motion for a resolution
Recital E

Motion for a resolution

Amendment

E. whereas decisions on technical standards can have a significant impact on human rights – including the right to freedom of expression, protection of personal data and user security – as well as on access to content¹⁰ ;

deleted

¹⁰ Opinion of the European Economic and Social Committee of 16 December 2014 on the ‘Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions: Internet policy and governance – Europe’s role in shaping the future of internet governance’.

Or. en

Amendment 109
Constance Le Grip

Motion for a resolution
Recital E

Motion for a resolution

Amendment

E. whereas decisions on technical standards can have a significant impact on human rights – including the right to freedom of expression, protection of personal data and user security – as well as on access to content¹⁰;

deleted

¹⁰ Opinion of the European Economic and Social Committee of 16 December 2014 on the ‘Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions: Internet policy and

governance – Europe’s role in shaping the future of internet governance’.

Or. fr

Amendment 110

Jean-Marie Cavada, Therese Comodini Cachia

Motion for a resolution

Recital E

Motion for a resolution

Amendment

E. whereas decisions on technical standards can have a significant impact on human rights – including the right to freedom of expression, protection of personal data and user security – as well as on access to content¹⁰;

deleted

¹⁰ *Opinion of the European Economic and Social Committee of 16 December 2014 on the ‘Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions: Internet policy and governance – Europe’s role in shaping the future of internet governance’.*

Or. fr

Amendment 111

Therese Comodini Cachia, Pavel Svoboda, Marc Joulaud, Tadeusz Zwiefka, Bogdan Brunon Wenta, Jean-Marie Cavada, Mary Honeyball, József Szájer, Giovanni Toti, Rosa Estaràs Ferragut, Luis de Grandes Pascual, Sabine Verheyen

Motion for a resolution

Recital E

Motion for a resolution

Amendment

E. whereas decisions on technical standards can have a significant impact on human rights – including the right to freedom of expression, protection of personal data and user security – as well as on access to content¹⁰ ;

deleted

¹⁰ Opinion of the European Economic and Social Committee of 16 December 2014 on the ‘Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions: Internet policy and governance – Europe’s role in shaping the future of internet governance’.

Or. en

Amendment 112

Helga Trüpel, Heidi Hautala

Motion for a resolution

Recital E

Motion for a resolution

Amendment

E. whereas decisions on technical standards can have a significant impact on human rights – including the right to freedom of expression, protection of personal data and user security – as well as on access to content¹⁰;

E. whereas decisions on technical standards can have a significant impact on human rights – including the right to freedom of expression, protection of personal data and user security – as well as on access to content¹⁰ ***and on the right of creators to receive appropriate remuneration;***

¹⁰ Opinion of the European Economic and Social Committee of 16 December 2014 on the ‘Communication from the Commission to the European Parliament, the Council, the European Economic and Social

Opinion of the European Economic and Social Committee of 16 December 2014 on the ‘Communication from the Commission to the European Parliament, the Council, the European Economic and Social

Committee and the Committee of the Regions: Internet policy and governance – Europe’s role in shaping the future of internet governance’.

Committee and the Committee of the Regions: Internet policy and governance – Europe’s role in shaping the future of internet governance’.

Or. de

Amendment 113
Angelika Niebler, Axel Voss

Motion for a resolution
Recital E

Motion for a resolution

E. whereas *decisions on* technical standards can have a significant impact on *human rights – including the right to freedom of expression, protection of personal data and user security – as well as on* access to content¹⁰;

Amendment

E. whereas technical standards can have a significant impact on access to content, *and whereas in the digital age in particular they can establish a balance between unrestricted reproduction of works and the exclusive right to reproduce works*;

¹⁰ *Opinion of the European Economic and Social Committee of 16 December 2014 on the ‘Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions: Internet policy and governance – Europe’s role in shaping the future of internet governance’.*

Or. de

Amendment 114
Virginie Rozière, Jean-Marie Cavada

Motion for a resolution
Paragraph -1 c (new)

Motion for a resolution

Amendment

–1c. Points out that copyright is the tangible means of ensuring that creators are remunerated and that the creative process is funded;

Or. fr

Amendment 115
József Szájer

Motion for a resolution
Recital E a (new)

Motion for a resolution

Amendment

Ea. Whereas measures that contribute to the further development of cultural interchange and improve legal certainty; in the sector need to be considered

Or. en

Amendment 116
Lidia Joanna Geringer de Oedenberg

Motion for a resolution
Recital E a (new)

Motion for a resolution

Amendment

Ea. whereas the harmonious and systematic development of the Europeana digital library, which was founded in 2008 as part of an EU initiative, has made works from Member States' libraries available;

Or. pl

Amendment 117
Cecilia Wikström

Motion for a resolution
Recital E a (new)

Motion for a resolution

Amendment

Ea. Whereas the current highly fragmented system of national private copy levies constitutes a deeply unfair, flawed and outdated system for compensating right holders for what amounts to an ordinary and perfectly harmless use by consumers of legally acquired content and whereas there are no objective and fair methods to redistribute the so called compensation from this use as there is no way to establish which legally acquired works citizens are copying in the privacy of their own homes;

Or. en

Amendment 118
Therese Comodini Cachia, Pavel Svoboda, Mary Honeyball, Constance Le Grip, József Szájer, Rosa Estaràs Ferragut, Luis de Grandes Pascual, Giovanni Toti, Milan Zver, Sabine Verheyen

Motion for a resolution
Recital E a (new)

Motion for a resolution

Amendment

Ea. Whereas measures that contribute to the further development of cultural interchange and improve legal certainty in the sector need to be considered;

Or. en

Amendment 119
Laura Ferrara

Motion for a resolution
Recital E a (new)

Motion for a resolution

Amendment

Ea. whereas the period during which works are protected in the digital environment is often out of proportion to the time required in order to recover creation costs and to the average marketing life of works;

Or. it

Amendment 120
Jean-Marie Cavada

Motion for a resolution
Recital E a (new)

Motion for a resolution

Amendment

Ea. whereas creative works are one of the main sources nourishing the digital economy and information technology players such as search engines, social media and platforms for user-generated content, but virtually all the value generated by creative works is transferred to those digital intermediaries, which refuse to pay authors or negotiate extremely low levels of remuneration;

Or. fr

Amendment 121
Virginie Rozière

Motion for a resolution
Paragraph -1 b (new)

Motion for a resolution

Amendment

-1b. Points out that digital technologies have redefined the value chain in the cultural economy to the detriment of authors, performers or producers of copyrighted works, and in favour of on-line communication service providers; stresses that copyright must not be regarded as the only solution for combating this; calls therefore on the Commission to consider revising the E-Commerce Directive, and in particular Articles 12 to 15 thereof;

Or. fr

Amendment 122
József Szájer

Motion for a resolution
Recital E b (new)

Motion for a resolution

Amendment

Eb. whereas the Directive 2011/77/EU of the European Parliament and of the Council of 27 September 2011 and the Directive 2006/116/EC of 12 December 2006 on the term of protection of copyright and certain related rights harmonised the terms of protection of copyright and neighbouring rights by establishing a complete harmonisation of the period of protection for each type of work and each related right in the Member States;

Or. en

Amendment 123
Cecilia Wikström

Motion for a resolution
Recital E b (new)

Motion for a resolution

Amendment

Eb. Whereas the fragmented system of private copy levies causes disproportional bureaucratic burdens and major problems for the proper functioning of the European internal market for all goods covered by the unjust and outdated levy system which is detrimental to growth and economic development in Europe; whereas the European digital single market will therefore not become a reality until private copy levies have been phased out;

Or. en

Amendment 124

Therese Comodini Cachia, Eva Paunova, Marc Joulaud, Mary Honeyball, Constance Le Grip, József Szájer, Giovanni Toti, Luis de Grandes Pascual, Rosa Estaràs Ferragut, Sabine Verheyen

Motion for a resolution
Recital E b (new)

Motion for a resolution

Amendment

Eb. whereas the Directive 2011/77/EU of the European Parliament and of the Council of 27 September 2011 and the Directive 2006/116/EC of 12 December 2006 on the term of protection of copyright and certain related rights harmonised the terms of protection of copyright and neighbouring rights by establishing a complete harmonisation of the period of protection for each type of work and each related right in the Member States;

Or. en

Amendment 125
Laura Ferrara

Motion for a resolution
Recital E b (new)

Motion for a resolution

Amendment

Eb. whereas the EU legislative authorities have a duty to promote a clear legal framework for copyright and related rights that can be understood by all stakeholders, in particular the general public, and ensures legal certainty;

Or. it

Amendment 126
Jean-Marie Cavada

Motion for a resolution
Recital E b (new)

Motion for a resolution

Amendment

Eb. having regard to the competitive advantage and growing power of a number of Internet intermediaries and to the negative impact of this situation on authors' creative potential and on the development of services offered by other distributors of creative works;

Or. fr

Amendment 127
Virginie Rozière, Mady Delvaux, Jean-Marie Cavada

Motion for a resolution
Paragraph -1 a (new)

Motion for a resolution

Amendment

-1a. Emphasises that any revision of Directive 2001/29/EC should continue to safeguard the principle of fair

remuneration for rightholders; calls for a reaffirmation of the principle of territoriality, enabling each Member State to safeguard the fair remuneration principle within the framework of its own cultural policy;

Or. fr

Amendment 128
Laura Ferrara

Motion for a resolution
Recital E c (new)

Motion for a resolution

Amendment

Ec. whereas when defining the legal framework for copyright and related rights account should be taken of the need to promote innovative industrial and commercial models, taking advantage of the opportunities offered by new technologies, in order to make EU businesses more competitive;

Or. it

Amendment 129
Jean-Marie Cavada

Motion for a resolution
Recital E c (new)

Motion for a resolution

Amendment

Ec. whereas the Commission's priority and the focus of its 2014-2019 programme is the creation of growth and jobs;

Or. fr

Amendment 130
Virginie Rozière, Mady Delvaux, Jean-Marie Cavada

Motion for a resolution
Paragraph -1 (new)

Motion for a resolution

Amendment

-1. Points out that the existence of copyright and related rights inherently implies territoriality; emphasises that there is no contradiction between that principle and measures to ensure the portability of content;

Or. fr

Amendment 131
Jean-Marie Cavada

Motion for a resolution
Recital E d (new)

Motion for a resolution

Amendment

Ed. whereas many creative on-line services have developed thanks to the application of the Directive, and consumers have never before had access to such a wide range of creative and cultural works – with more than 3 000 on-line on-demand audiovisual services, 2 million titles available as e-books, 230 digital music services and 43 million licensed musical works;

Or. fr

Amendment 132
Laura Ferrara

Motion for a resolution
Recital E d (new)

Motion for a resolution

Amendment

Ed. whereas technological innovation can be a factor in legal standards becoming obsolete, and whereas in order to counter this the legal framework for copyright and related rights should be simplified and modernised by introducing an open standard relating to the interpretation of exceptions and limitations;

Or. it

Amendment 133

Laura Ferrara

Motion for a resolution

Recital E e (new)

Motion for a resolution

Amendment

Ee. whereas measures taken on an individual basis by Member States to extend the scope of protection beyond the provisions of the EU legal framework on copyright and related rights make for legal fragmentation which impedes the functioning of the internal market and increases legal uncertainty for the public, and are therefore to be deprecated;

Or. it

Amendment 134

Jean-Marie Cavada, Virginie Rozière

Motion for a resolution

Recital E e (new)

Motion for a resolution

Amendment

Ee. whereas users need access to a plentiful and diverse supply of high-

quality content;

Or. fr

Amendment 135

Laura Ferrara

Motion for a resolution

Recital E f (new)

Motion for a resolution

Amendment

Ef. whereas the right to charge for private copies, which is provided for in several Member States, appears unclear, obsolete and unjustified in a digital context, in view of the fact that it applies, for example, to the making of back-up copies or to the storage of copyrighted works by a given author, and whereas a proper degree of transparency should be ensured, with information being given to the public on the actual scale and purpose of the copy-taking and on the use to which the copies will be put;

Or. it

Amendment 136

Eva Paunova

Motion for a resolution

Paragraph 1

Motion for a resolution

Amendment

1. Welcomes the Commission's initiative of conducting a consultation on copyright, which attracted great interest from civil society with more than 9 500 replies, 58.7 % of which came from end users¹¹ ;

deleted

¹¹ Commission, DG MARKT, Report on the responses to the Public Consultation on the Review of the EU Copyright Rules, July 2014, p. 5.

Or. en

Amendment 137
Marie-Christine Boutonnet

Motion for a resolution
Paragraph 1

Motion for a resolution

1. Welcomes the Commission's *initiative of conducting a consultation on copyright, which attracted great interest from civil society with more than 9 500 replies, 58.7 % of which came from end users¹¹*;

Amendment

1. *Points out that all the replies received in the Commission's consultation should be carefully considered;*

asserts the importance of ensuring that the interests of the various stakeholders, especially those of the public and consumers, are taken into account, while, at the same time, the protection of authors as the drivers of intellectual and artistic creation is not called into question;

notes that it is vital to promote access to culture and to secure authors' remuneration; notes that the non-material wealth of our society, which is generated by the human imagination, must be protected;

points out that Directive 2001/29/EC did not remove the disparities between countries in their treatment of copyright because it failed to address the many factors underlying the most significant disparities; notes, for example, that the concept of originality was not defined and that questions of ownership and moral rights were not resolved, with the result that parallel provisions for copyright and for 'droit d'auteur' could continue to

exist;

¹¹ Commission, DG MARKT, Report on the responses to the Public Consultation on the Review of the EU Copyright Rules, July 2014, p. 5.

Or. fr

Amendment 138
József Szájer

Motion for a resolution
Paragraph 1

Motion for a resolution

1. Welcomes the *Commission's* initiative of conducting a consultation on copyright, which attracted great interest from *civil society with more than 9 500 replies, 58.7 % of which came from end users*¹¹ ;

¹¹ Commission, DG MARKT, Report on the responses to the Public Consultation on the Review of the EU Copyright Rules, July 2014, p. 5.

Amendment

1. Welcomes the Commission's initiative of conducting a consultation on copyright, which attracted great interest from *all relevant stakeholders*;

¹¹ Commission, DG MARKT, Report on the responses to the Public Consultation on the Review of the EU Copyright Rules, July 2014, p. 5.

Or. en

Amendment 139
Angel Dzhambazki, Sajjad Karim

Motion for a resolution
Paragraph 1

Motion for a resolution

1. Welcomes the Commission's initiative of conducting a consultation on copyright, which attracted great interest from *civil society with more than 9 500 replies, 58.7*

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% of which came from end users¹¹ ;

¹¹ Commission, DG MARKT, Report on the responses to the Public Consultation on the Review of the EU Copyright Rules, July 2014, p. 5.

¹¹ Commission, DG MARKT, Report on the responses to the Public Consultation on the Review of the EU Copyright Rules, July 2014, p. 5.

Or. en

Amendment 140 **Virginie Rozière**

Motion for a resolution **Paragraph 1**

Motion for a resolution

1. Welcomes the Commission's initiative of conducting a consultation on copyright, which attracted great interest from *civil society* with more than 9 500 replies, **58.7 % of which came from end users¹¹**;

¹¹ Commission, DG MARKT, Report on the responses to the Public Consultation on the Review of the EU Copyright Rules, July 2014, p. 5.

Amendment

1. Welcomes the Commission's initiative of conducting a consultation on copyright, which attracted great interest from *all interested parties*, with more than 9 500 replies¹¹;

Commission, DG MARKT, Report on the responses to the Public Consultation on the Review of the EU Copyright Rules, July 2014, p. 5.

Or. fr

Amendment 141 **Axel Voss**

Motion for a resolution **Paragraph 1**

Motion for a resolution

1. Welcomes the Commission's initiative of conducting a consultation on copyright, which attracted great interest *from civil society with more than 9 500 replies*, **58.7**

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% of which came from end users¹¹;

¹¹ Commission, DG MARKT, Report on the responses to the Public Consultation on the Review of the EU Copyright Rules, July 2014, p. 5.

¹¹ Commission, DG MARKT, Report on the responses to the Public Consultation on the Review of the EU Copyright Rules, July 2014, p. 5.

Or. de

Amendment 142 **Enrico Gasbarra**

Motion for a resolution **Paragraph 1**

Motion for a resolution

1. Welcomes the Commission's initiative of conducting a consultation on copyright, which attracted great interest from civil society *with more than 9 500 replies, 58.7 % of which came from end users¹¹;*

¹¹ Report on the responses to the Public Consultation on the Review of the EU Copyright Rules, DG MARKT, July 2014, p. 5.

Amendment

1. Welcomes the Commission's initiative of conducting a consultation on copyright, which attracted great interest from civil society *and from all the key players in the sector;*

¹¹ Report on the responses to the Public Consultation on the Review of the EU Copyright Rules, DG MARKT, July 2014, p. 5.

Or. it

Amendment 143 **Angelika Niebler**

Motion for a resolution **Paragraph 1**

Motion for a resolution

1. Welcomes the Commission's initiative of conducting a consultation on copyright, *which attracted great interest from civil society with more than 9 500 replies, 58.7*

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% of which came from end users¹¹;

¹¹ Commission, DG MARKT, Report on the responses to the Public Consultation on the Review of the EU Copyright Rules, July 2014, p. 5.

Or. de

Amendment 144

Constance Le Grip, Marc Joulaud, Sabine Verheyen

Motion for a resolution

Paragraph 1

Motion for a resolution

1. Welcomes the Commission's initiative *of conducting* a consultation on copyright, which attracted great interest from civil society *with more than 9 500 replies, 58.7 % of which came from end users¹¹;*

¹¹ Commission, DG MARKT, Report on the responses to the Public Consultation on the Review of the EU Copyright Rules, July 2014, p. 5.

Amendment

1. Welcomes the Commission's initiative *in having conducted* a consultation on copyright, which attracted great interest from civil society, *from all creative and cultural sectors, as represented by authors, performers, publishers, producers, broadcasters, collective rights management bodies and other rightholders, and from most of the Member States;*

¹¹ Commission, DG MARKT, Report on the responses to the Public Consultation on the Review of the EU Copyright Rules, July 2014, p. 5.

(It would be quite one-sided to refer only to users.)

Or. fr

Amendment 145

Helga Trüpel, Heidi Hautala

Motion for a resolution

Paragraph 1

Motion for a resolution

1. Welcomes the Commission's initiative of conducting a consultation on copyright, which attracted great interest *from civil society with more than 9 500 replies, 58.7 % of which came from end users*¹¹;

¹¹ Commission, DG MARKT, Report on the responses to the Public Consultation on the Review of the EU Copyright Rules, July 2014, p. 5.

Amendment

1. Welcomes the Commission's initiative of conducting a consultation on copyright, which attracted great interest;

¹¹ Commission, DG MARKT, Report on the responses to the Public Consultation on the Review of the EU Copyright Rules, July 2014, p. 5.

Or. de

Amendment 146

Jean-Marie Cavada, Therese Comodini Cachia

Motion for a resolution

Paragraph 1

Motion for a resolution

1. Welcomes the Commission's initiative of conducting a consultation on copyright, which attracted great interest from *civil society with more than 9 500 replies, 58.7 % of which came from end users*¹¹;

¹¹ Commission, DG MARKT, Report on the responses to the Public Consultation on the Review of the EU Copyright Rules, July 2014, p. 5.

Amendment

1. Welcomes the Commission's initiative of conducting a consultation on copyright, which attracted great interest from *all those concerned*¹¹;

¹¹ Commission, DG MARKT, Report on the responses to the Public Consultation on the Review of the EU Copyright Rules, July 2014, p. 5.

Or. fr

Amendment 147

Therese Comodini Cachia, Pavel Svoboda, Jean-Marie Cavada, József Szájer, Luis de Grandes Pascual, Rosa Estaràs Ferragut, Giovanni Toti, Sabine Verheyen

Motion for a resolution
Paragraph 1

Motion for a resolution

1. Welcomes the Commission's initiative of conducting a consultation on copyright, which attracted great interest from *civil society with more than 9 500 replies, 58.7 % of which came from end users*¹¹ ;

¹¹ Commission, DG MARKT, Report on the responses to the Public Consultation on the Review of the EU Copyright Rules, July 2014, p. 5.

Amendment

1. Welcomes the Commission's initiative of conducting a consultation on copyright, which attracted great interest from *all relevant stakeholders*;

¹¹ Commission, DG MARKT, Report on the responses to the Public Consultation on the Review of the EU Copyright Rules, July 2014, p. 5.

Or. en

Amendment 148
Mary Honeyball, Dietmar Köster

Motion for a resolution
Paragraph 1

Motion for a resolution

1. Welcomes the Commission's initiative of conducting a consultation on copyright, *which attracted great interest from civil society with more than 9 500 replies, 58.7 % of which came from end users*¹¹ ;

¹¹ Commission, DG MARKT, Report on the responses to the Public Consultation on the Review of the EU Copyright Rules, July 2014, p. 5.

Amendment

1. Welcomes the Commission's initiative of conducting a consultation on copyright, *and encourages ongoing assessment of the issues*;

¹¹ Commission, DG MARKT, Report on the responses to the Public Consultation on the Review of the EU Copyright Rules, July 2014, p. 5.

Or. en

Amendment 149
Angel Dzhambazki, Sajjad Karim

Motion for a resolution
Paragraph 1 a (new)

Motion for a resolution

Amendment

1a. Recalls that copyright and related rights protect and stimulate both the development and marketing of new products and services and the creation and exploitation of their creative content, thereby contributing to improved competitiveness, employment and innovation across several industry sectors in the EU;

Or. en

Amendment 150
Angel Dzhambazki, Sajjad Karim

Motion for a resolution
Paragraph 1 c (new)

Motion for a resolution

Amendment

1c. Considers that lessons may be drawn for other types of content from the approach taken in the Collective Rights Management Directive, but that issues concerning portability and geoblocking may not be solved by one all-encompassing solution but may require several different interventions, both regulatory and market-led, in addition to enhanced enforcement of existing law including in competition, services and copyright;

Or. en

Amendment 151
Angel Dzhambazki, Sajjad Karim

Motion for a resolution
Paragraph 1 b (new)

Motion for a resolution

Amendment

1b. Stresses that copyright is only as effective as the enforcement measures in place to protect it and that in order to ensure a flourishing and innovative creative sector copyright enforcement must be robust;

Or. en

Amendment 152
Virginie Rozière

Motion for a resolution
Paragraph 2

Motion for a resolution

Amendment

2. Notes with concern that the vast majority of end-user respondents report facing problems when trying to access online services across the Member States, particularly where technological protection measures are used to enforce territorial restrictions;

deleted

Or. fr

Amendment 153
József Szájer

Motion for a resolution
Paragraph 2

Motion for a resolution

Amendment

2. Notes with concern that the vast majority of end-user respondents report facing problems when trying to access online services across the Member States,

2. Notes with interest the diversity of uses that technological development offers to consumers which may require further assessment to put forward measures for

particularly where technological protection measures are used to enforce territorial restrictions;

improving the flexibility of the current legal framework to respond to sustainable and actual demand on online content available across Member States;

Or. en

Amendment 154

Therese Comodini Cachia, Eva Paunova, Pavel Svoboda, Marc Joulaud, József Szájer, Rosa Estaràs Ferragut, Luis de Grandes Pascual, Milan Zver, Sabine Verheyen

Motion for a resolution Paragraph 2

Motion for a resolution

2. Notes with *concern that the vast majority of end-user respondents report facing problems when trying to access online services across the Member States, particularly where technological protection measures are used to enforce territorial restrictions;*

Amendment

2. Notes with *interest the diversity of uses that technological development offers to consumers which may require further assessment to put forward measures for improving the flexibility of the current legal framework to respond to sustainable and actual demand on online content available across Member States;*

Or. en

Amendment 155

Axel Voss

Motion for a resolution Paragraph 2

Motion for a resolution

2. Notes *with concern that the vast majority of end-user respondents report facing problems when trying to access online services across the Member States, particularly where technological protection measures are used to enforce territorial restrictions;*

Amendment

2. Notes *the way in which technological progress makes for diversity of use and competitiveness in Europe, and emphasises the need to consider further measures to address the issue of cross-border demand for online services on the basis of flexible legal conditions;*

Or. de

Amendment 156
Jean-Marie Cavada

Motion for a resolution
Paragraph 2

Motion for a resolution

2. Notes with *concern that the vast majority of end-user respondents report facing problems when trying to access online services across the Member States, particularly where technological protection measures are used to enforce territorial restrictions;*

Amendment

2. Notes with *interest the increased range of content that has been available to users lawfully since the implementation of Directive 2001/29/EC;*

Or. fr

Amendment 157
Constance Le Grip, Marc Joulaud, Sabine Verheyen

Motion for a resolution
Paragraph 2

Motion for a resolution

2. Notes with *concern that the vast majority of end-user respondents report facing problems when trying to access online services across the Member States, particularly where technological protection measures are used to enforce territorial restrictions;*

Amendment

2. Notes with *interest the increased range of content that has been available to users lawfully since the implementation of Directive 2001/29/EC;*

Or. fr

Amendment 158
Angelika Niebler

Motion for a resolution
Paragraph 2

Motion for a resolution

2. Notes **with concern** that the vast majority of end-user respondents report facing problems when trying to access online services across the Member States, **particularly where technological protection measures are used to enforce territorial restrictions;**

Amendment

2. Notes that the vast majority of end-user respondents (**0.001% of the population of the EU**) report facing problems when trying to access online services across the Member States, **while institutional users, authors, artists, publishers, producers, broadcasters, collecting societies and other intermediaries and service providers and the Member States confirm that EU-wide - and in some cases even worldwide - licences already exist for a whole variety of works, that there is no clear evidence of problems in cross-border access, for example, in the case of musical works, that no further action at EU level is necessary to increase the cross-border availability of content and that many problems are not due to the territoriality of copyright;**

Or. de

Amendment 159
Enrico Gasbarra

Motion for a resolution
Paragraph 2

Motion for a resolution

2. Notes **with concern** that the vast majority of end-user respondents report facing problems when trying to access online services across the Member States, particularly where technological protection

Amendment

2. Notes that the vast majority of end-user respondents report facing problems when trying to access online services across the Member States, particularly where technological protection measures are used

measures are used to enforce territorial restrictions;

to enforce territorial restrictions; *points out in this respect that the public consultation report by the Commission's DG Internal Market shows that a vast majority of stakeholders felt there was a need not just for copyright reform measures but also for other measures to increase the cross-border supply and availability of digital content, such as new rules on consumer protection, the development of e-commerce, the approximation of VAT rates and the expansion of digital networks;*

Or. it

Amendment 160
Angel Dzhambazki, Sajjad Karim

Motion for a resolution
Paragraph 2

Motion for a resolution

2. Notes with concern that the vast majority of end-user respondents report facing problems when trying to access online services across the Member States, *particularly where technological protection measures are used to enforce territorial restrictions;*

Amendment

2. Notes with concern that the vast majority of end-user respondents report facing problems when trying to access online services across the Member States *and that territorial fragmentation may require commercial operators aspiring to offer content related services across the EU to secure multiple licenses for the same content in different geographical areas;*

Or. en

Amendment 161
Helga Trüpel

Motion for a resolution
Paragraph 2

Motion for a resolution

2. Notes with concern that the vast majority of end-user respondents report facing problems when trying to access online services across the Member States, particularly where technological protection measures are used to enforce territorial restrictions;

Amendment

2. Calls for measures to examine to what extent problems *encountered* when trying to access online services across the Member States **are relevant for end users**, particularly where technological protection measures are used to enforce territorial restrictions;

Or. de

Amendment 162

József Szájer

Motion for a resolution

Paragraph 2 a (new)

Motion for a resolution

2a. Emphasizes that any reform of the copyright framework needs to find the right balance between user access and fair remuneration for creators and other rightholders and should take as a basis a high level of protection, and develop an evidence-based approach, taking into consideration the interest of small and medium-sized enterprises, since rights are crucial to intellectual creation and provide a stable, clear and flexible legal base that fosters investment and growth in the creative and cultural sector, whilst removing legal uncertainties and inconsistencies that adversely affect the functioning of the internal market to the prejudice of consumers and rightholders;

Or. en

Amendment 163

Therese Comodini Cachia, Eva Paunova, Pavel Svoboda, Marc Joulaud, Constance Le Grip, József Szájer, Giovanni Toti, Rosa Estaràs Ferragut, Luis de Grandes Pascual,

Sabine Verheyen

Motion for a resolution

Paragraph 2 a (new)

Motion for a resolution

Amendment

2a. Emphasizes that any reform of the copyright framework needs to find the right balance between user access and fair remuneration for creators and other rightholders and should take as a basis a high level of protection, and develop an evidence-based approach taking into consideration the interest of small and medium-sized enterprises, since rights are crucial to intellectual creation and provide a stable, clear and flexible legal base that fosters investment and growth in the creative and cultural sector, whilst removing legal uncertainties and inconsistencies that adversely affect the functioning of the internal market to the prejudice of consumers and rightholders;

Or. en

Amendment 164

Angel Dzhambazki, Sajjad Karim

Motion for a resolution

Paragraph 2 a (new)

Motion for a resolution

Amendment

2b. Believes that consumers should be able to access and buy online content from another Member State when it is not accessible from a provider in their own Member State; stresses that clear information should be provided to consumers when purchasing a digital content license regarding any geographical limitations of the use of that content;

Amendment 165
Angel Dzhambazki, Sajjad Karim

Motion for a resolution
Paragraph 2 b (new)

Motion for a resolution

Amendment

2b. Stresses that the creative output of the European Union is one of its richest resources, and those who want to enjoy it should be able to pay to do so, even when it is only sold in another Member State;

Or. en

Amendment 166
Sergio Gaetano Cofferati, Lidia Joanna Geringer de Oedenberg, Evelyn Regner

Motion for a resolution
Paragraph 2 a (new)

Motion for a resolution

Amendment

2a. Believes a reform of the EU copyright system which moves beyond the current fragmentation among Member States to be essential for full and proper development of a digital single market. Considers it important therefore for there to be uniform rules at European level, for the current rules to be updated in response to the dissemination of new technologies and to user and consumer behaviour, and for it to be recognised that copyright holders need to receive appropriate remuneration in the context of a new negotiating position vis-à-vis intermediaries;

Or. it

Amendment 167
Jean-Marie Cavada

Motion for a resolution
Paragraph 2 a (new)

Motion for a resolution

Amendment

2a. Notes that the creative and cultural sectors, as represented by authors, performers, publishers, producers, broadcasters, collective rights management bodies and other rightholders, as well as the majority of Member States, share the view that the current legal framework is suitable and sufficiently flexible to address in a sustainable way the demand for content available on-line throughout the Member States;

Or. fr

Amendment 168
Constance Le Grip, Christian Ehler, Jean-Marie Cavada

Motion for a resolution
Paragraph 2 a (new)

Motion for a resolution

Amendment

2a. Notes with concern the growing number of illegal on-line services and the increasing incidence of piracy and, more generally, of infringements of intellectual property rights, a trend that poses a serious threat to Member States' economies and to creativity in the European Union;

Or. fr

Amendment 169
Christian Ehler, Sabine Verheyen, Marc Joulaud

Motion for a resolution
Paragraph 2 a (new)

Motion for a resolution

Amendment

2c. Emphasizes that any reform of the copyright framework should take as a basis a high level of protection, since rights are crucial to intellectual creation and provide a stable, clear and flexible legal base that fosters investment and growth in the creative and cultural sector, whilst removing legal uncertainties and inconsistencies that adversely affect the functioning of the internal market;

Or. en

Amendment 170
Christian Ehler, Sabine Verheyen

Motion for a resolution
Paragraph 2 a (new)

Motion for a resolution

Amendment

2d. Alongside the important task of expanding functioning structures for the digital Single Market, steps must also be taken to ensure that the analogue Single Market continues to function properly;

Or. de

Amendment 171
Christian Ehler

Motion for a resolution
Paragraph 2 b (new)

Motion for a resolution

Amendment

2b. Stresses that Europe's cultural and creative industries are an engine for economic growth and job creation in Europe, employing 3.3% of the EU's workforce and generating more than 4.2% of the EU's GDP; highlights, however, that recent economic growth in the sector has mainly been generated by its ICT-related activities whereas traditional activities have featured a significant decrease of their economic contribution and employment rates;

Or. en

Amendment 172
Jean-Marie Cavada

Motion for a resolution
Paragraph 2 b (new)

Motion for a resolution

Amendment

2b. Points out that copyright-intensive industries employ more than seven million people in the Union; asks the Commission, therefore, to ensure that, in line with the principles of better regulation, any legislative initiative to modernise copyright be preceded by an exhaustive ex-ante assessment of its impact in terms of growth and jobs, as well as its potential costs and benefits;

Or. fr

Amendment 173
Constance Le Grip, Christian Ehler, Marc Joulaud, Sabine Verheyen

Motion for a resolution
Paragraph 2 b (new)

Motion for a resolution

Amendment

2b. Points out that SMEs in the cultural and creative sectors are helping to make the EU more competitive and that they have considerable potential for creating jobs and growth;

Or. fr

Amendment 174
Christian Ehler, Sabine Verheyen

Motion for a resolution
Paragraph 2 c (new)

Motion for a resolution

Amendment

2c. Emphasises that a reform of the EU's copyright acquis should continue to strengthen Europe's cultural and creative industries by improving legal certainty in the digital sphere for all involved parties, including rightholders, businesses and users, and by setting incentives for innovative licensing schemes online and new business models for online distribution of content, thus allowing the sector to benefit from the digital revolution while safeguarding a balanced value chain;

Or. en

Amendment 175
Jean-Marie Cavada

Motion for a resolution
Paragraph 2 c (new)

Motion for a resolution

Amendment

2c. Emphasises that any revision of EU

copyright law must be properly focused and must be based on convincing data, with a view to securing the continued development of Europe's creative industries;

Or. fr

Amendment 176
Christian Ehler, Sabine Verheyen, Marc Joulaud

Motion for a resolution
Paragraph 2 d (new)

Motion for a resolution

Amendment

2d. Recognizes that commercial copyright infringing activities pose a serious threat to the functioning of the digital single market and to the development of the legal offer of diversified cultural and creative content online;

Or. en

Amendment 177
Christian Ehler, Sabine Verheyen

Motion for a resolution
Paragraph 2 e (new)

Motion for a resolution

Amendment

2e. Deems it indispensable to strengthen the position of authors and creators and improve their remuneration with regard to the digital distribution and exploitation of their works;

Or. en

Amendment 178
Kostas Chrysogonos

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Acknowledges the necessity for authors and performers to be ***provided with legal protection*** for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries;

Amendment

3. Acknowledges the necessity for ***the rights of*** authors and performers to be ***protected so that*** their creative and artistic work ***is recognised and legally protected***;· recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries;

Or. el

Amendment 179
József Szájer

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for ***appropriate remuneration*** for all categories of rightholders; calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries;

Amendment

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for ***fair compensation*** for all categories of rightholders; calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries;

Or. en

Amendment 180
Constance Le Grip

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries;

Amendment

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries; ***calls for the inclusion in the EU legislation of the principles set out in Court of Justice case law in relation to the private copying system;***

Or. fr

Amendment 181
Juan Fernando López Aguilar, Sergio Gutiérrez Prieto, Eider Gardiazabal Rubial, José Blanco López

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; calls for improvements to the contractual position of authors and performers in ***relation to other rightholders and intermediaries;***

Amendment

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; calls for improvements to the ***negotiating and*** contractual position of authors and performers in ***the value chain in the digital age;***

Amendment 182
Angel Dzhambazki, Sajjad Karim

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for *all categories of rightholders*; *calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries*;

Amendment

3. Acknowledges the necessity for authors and performers to be provided with legal protection *and appropriate remuneration* for their *efforts through others making use of their* creative and artistic work, *thereby facilitating and encouraging future creativity*; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for rightholders; *recognises the role of effective enforcement in supporting creators and rightholders*;

Or. en

Amendment 183
Angelika Niebler

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; *calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries*;

Amendment

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in *producing and* bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; *calls for a fair balance to be struck between* authors, rightholders and intermediaries, *which takes due account of the interests of all parties*

involved;

Or. de

Amendment 184

Kostas Chrysogonos

on behalf of the GUE/NGL Group

Jiří Maštálka

Motion for a resolution

Paragraph 3

Motion for a resolution

3. Acknowledges the necessity for authors and performers *to be provided with* legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries;

Amendment

3. Acknowledges the necessity *to confirm the exclusive rights* for authors and performers *in order to safeguard their legal recognition and* protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries;

Or. en

Amendment 185

Diane Dodds

Motion for a resolution

Paragraph 3

Motion for a resolution

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; calls for

Amendment

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; calls for

improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries;

improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries; ***stresses the importance of protections for new businesses and entrepreneurs in the creative industries***

Or. en

Amendment 186
Enrico Gasbarra

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; ***calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries;***

Amendment

3. Acknowledges the ***legal principle and the*** necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; ***considers it particularly important in this respect to move swiftly towards full implementation of Directive 2014/26 on collective rights management;***

Or. it

Amendment 187
Pascal Durand

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and

Amendment

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and

publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries;

publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries, *as contractual exchanges are often marked by an imbalance of power between the parties leading to corporations retaining most of the resulting profit, for instance through right reversion that cannot be waived by contract and that give creators the possibility to retain the right to reclaim copyright interests they have transferred after a set number of years, providing them a second opportunity to negotiate a better return.*

Or. en

Amendment 188
Tonino Picula

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries;

Amendment

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries, *especially those who use their works and offer them as a service to end users;*

Or. hr

Amendment 189
Laura Ferrara

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries;

Amendment

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; ***recognises that the dissemination of culture and knowledge is in the public interest***; calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries;

Or. it

Amendment 190
Axel Voss

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; ***calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries***;

Amendment

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; ***stresses in this connection the importance of contractual freedom***;

Or. de

Amendment 191
Lidia Joanna Geringer de Oedenberg

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries;

Amendment

3. Acknowledges the necessity for **all cultural entities, including** authors and performers, to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries;

Or. pl

Amendment 192
Sergio Gaetano Cofferati, Lidia Joanna Geringer de Oedenberg, Mary Honeyball

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries;

Amendment

3. Acknowledges the necessity for authors and performers to be provided with **up-to-date, EU-wide** legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders; calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries;

Or. it

Amendment 193
Virginie Rozière, Mady Delvaux

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for **appropriate remuneration** for all categories of rightholders; calls **for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries**;

Amendment

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for **fair compensation** for all categories of rightholders; calls **on the Member States to explore practical measures for ensuring that authors and performers receive fair remuneration**;

Or. fr

Amendment 194
Helga Trüpel, Heidi Hautala

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders ; calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries;

Amendment

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for appropriate remuneration for all categories of rightholders - **in the digital environment and in the analogue world alike**; calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries;

Or. de

Amendment 195

Therese Comodini Cachia, Pavel Svoboda, Marc Joulaud, József Szájer, Luis de Grandes Pascual, Rosa Estaràs Ferragut, Sabine Verheyen

Motion for a resolution

Paragraph 3

Motion for a resolution

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for **appropriate remuneration** for all categories of rightholders; calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries;

Amendment

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for **fair compensation** for all categories of rightholders; calls for improvements to the contractual position of authors and performers in relation to other rightholders and intermediaries;

Or. en

Amendment 196

Mary Honeyball, Dietmar Köster

Motion for a resolution

Paragraph 3

Motion for a resolution

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for **appropriate remuneration** for all categories of rightholders; calls for improvements to the contractual position of **authors and performers** in relation to other rightholders and intermediaries;

Amendment

3. Acknowledges the necessity for authors and performers to be provided with legal protection for their creative and artistic work; recognises the role of producers and publishers in bringing works to the market, and the need for **fair remuneration and compensation** for all categories of rightholders; calls for improvements to the contractual position of **creators** in relation to other rightholders and intermediaries;

Or. en

Amendment 197

Mary Honeyball, Evelyn Regner, Lidia Joanna Geringer de Oedenberg

Motion for a resolution

Paragraph 3 – subparagraph 1 (new)

Motion for a resolution

Amendment

Emphasises that any reform of the copyright framework needs to find the right balance between user access and fair remuneration and compensation for creators and other rightholders and should take as a basis the rights of creators, while taking into consideration the interest of small and medium-sized enterprises, since rights are crucial to intellectual creation and provide a stable, clear and flexible legal base that fosters investment and growth in the creative and cultural sector, whilst removing legal uncertainties and inconsistencies that adversely affect the functioning of the internal market to the prejudice of consumers and rightholders;

Or. en

Amendment 198

Helga Trüpel, Heidi Hautala

Motion for a resolution

Paragraph 3 a (new)

Motion for a resolution

Amendment

3a. Notes that a proportionate protection of copyright works and other protected matter is of great importance, including from a cultural standpoint; under Article 167 of the Treaty, the Community is required to take cultural aspects into account in its activity;

Or. de

Amendment 199
Helga Trüpel, Heidi Hautala

Motion for a resolution
Paragraph 3 b (new)

Motion for a resolution

Amendment

3b. Stresses that authors and performers must receive fair remuneration in the digital environment and in the analogue world alike;

Or. de

Amendment 200
Julia Reda, Josef Weidenholzer

Motion for a resolution
Paragraph 3 c (new)

Motion for a resolution

Amendment

3c. Calls for the introduction of Community provisions in the area of contract law applicable to copyright, particularly safeguarding authors' rights to bring their works to the market in case a rightholder has refrained from making use of an exclusive right to the work in question for an extended period of time;

Or. en

Amendment 201
Julia Reda, Christian Ehler, Josef Weidenholzer

Motion for a resolution
Paragraph 3 d (new)

Motion for a resolution

Amendment

3d. Notes that the existing definitions and scope of the exclusive rights for reproduction, for the communication to the public and for the making available to the public, and for distribution, need clarification to better fit the technological and cross-border nature of digital exploitation acts, and to facilitate the clearance of rights;

Or. en

Amendment 202
Ivan Jakovčić

Motion for a resolution
Paragraph 3 e (new)

Motion for a resolution

Amendment

3e. Points out that copyright is a driving force for social and economic development in the broadest sense; notes that within the EU the cultural and creative industries which rely on copyright generate 4.2% of GDP and provide 7 million jobs; notes that the potential of this kind offered by the cultural and creative industry also derives from the fact that, in the EU, rights last for 70 years from the time of the author's death, in accordance with the Berne Convention, which lays down minimum standards for the duration of protection;

Or. hr

Amendment 203
Milan Zver

Motion for a resolution
Paragraph 3 f (new)

Motion for a resolution

Amendment

3f. Notes that the right to private property is one of the fundamentals of the modern society. Also notes that facilitation of access to educational materials and cultural goods is of extreme importance for the development of knowledge base society and that this should be taken into account by the legislators;

Or. en

Amendment 204
Angelika Niebler

Motion for a resolution
Paragraph 3 g (new)

Motion for a resolution

Amendment

3g. Notes that the current legal framework provides for neighbouring rights for performers, phonogram producers, film producers and broadcasting companies, but not for press publishers; calls on the Commission, therefore, to analyse whether neighbouring rights for press publishers can provide appropriate protection and remuneration for their work in a digital media world;

Or. de

Amendment 205
Laura Ferrara

Motion for a resolution
Paragraph 3 h (new)

Motion for a resolution

Amendment

3h. Calls on the Commission to restore balance to copyright holders' contractual powers by imposing a reasonable period for the use of rights transferred by them to third parties, after which those rights would lapse;

Or. it

**Amendment 206
Helga Trüpel**

**Motion for a resolution
Paragraph 3 i (new)**

Motion for a resolution

Amendment

3i. Calls therefore on the Commission to consider introducing a levy which can be levied solely by collecting societies and is applicable to the reproduction and making available for commercial purposes of third-party copyright-protected content provided to the general public by service providers within the meaning of Article 14 of the E-Commerce Directive, provided no other contractual arrangements have been made and the rightholder receives no any other remuneration for this;

Or. de

**Amendment 207
Julia Reda, Christian Ehler, Josef Weidenholzer, Milan Zver**

**Motion for a resolution
Paragraph 3 j (new)**

Motion for a resolution

Amendment

3j. Suggests to further investigate the effects and benefits from a country of origin approach in rights clearance to facilitate pan-European commercial services; recommends building upon existing best-practice solutions to cross-border access in the area of satellite broadcasting and cable retransmission;

Or. en

Amendment 208

Jiří Maštálka

Motion for a resolution

Paragraph 4

Motion for a resolution

Amendment

4. Considers the introduction of a single European Copyright Title on the basis of Article 118 TFEU that would apply directly and uniformly across the EU, in accordance with the Commission's objective of better regulation, as a legal means to remedy the lack of harmonisation resulting from Directive 2001/29/EC;

deleted

Or. en

Amendment 209

József Szájer

Motion for a resolution

Paragraph 4

Motion for a resolution

Amendment

4. Considers the introduction of a single European Copyright Title on the basis of

deleted

Article 118 TFEU that would apply directly and uniformly across the EU, in accordance with the Commission's objective of better regulation, as a legal means to remedy the lack of harmonisation resulting from Directive 2001/29/EC;

Or. en

Amendment 210
Virginie Rozière

Motion for a resolution
Paragraph 4

Motion for a resolution

Amendment

4. Considers the introduction of a single European Copyright Title on the basis of Article 118 TFEU that would apply directly and uniformly across the EU, in accordance with the Commission's objective of better regulation, as a legal means to remedy the lack of harmonisation resulting from Directive 2001/29/EC;

deleted

Or. fr

Amendment 211
Axel Voss

Motion for a resolution
Paragraph 4

Motion for a resolution

Amendment

4. Considers the introduction of a single European Copyright Title on the basis of Article 118 TFEU that would apply directly and uniformly across the EU, in accordance with the Commission's objective of better regulation, as a legal

deleted

*means to remedy the lack of
harmonisation resulting from Directive
2001/29/EC;*

Or. de

Amendment 212
Marie-Christine Boutonnet

Motion for a resolution
Paragraph 4

Motion for a resolution

Amendment

*4. Considers the introduction of a single
European Copyright Title on the basis of
Article 118 TFEU that would apply
directly and uniformly across the EU, in
accordance with the Commission's
objective of better regulation, as a legal
means to remedy the lack of
harmonisation resulting from Directive
2001/29/EC;* *deleted*

Or. fr

Amendment 213
Jean-Marie Cavada, Therese Comodini Cachia

Motion for a resolution
Paragraph 4

Motion for a resolution

Amendment

*4. Considers the introduction of a single
European Copyright Title on the basis of
Article 118 TFEU that would apply
directly and uniformly across the EU, in
accordance with the Commission's
objective of better regulation, as a legal
means to remedy the lack of
harmonisation resulting from Directive
2001/29/EC;* *deleted*

Amendment 214

Therese Comodini Cachia, Eva Paunova, Pavel Svoboda, Tadeusz Zwiefka, Bogdan Brunon Wenta, Rosa Estaràs Ferragut, Luis de Grandes Pascual, József Szájer, Giovanni Toti, Sabine Verheyen

Motion for a resolution

Paragraph 4

Motion for a resolution

Amendment

4. Considers the introduction of a single European Copyright Title on the basis of Article 118 TFEU that would apply directly and uniformly across the EU, in accordance with the Commission's objective of better regulation, as a legal means to remedy the lack of harmonisation resulting from Directive 2001/29/EC; *deleted*

Or. en

Amendment 215

Kostas Chrysogonos, Jiří Maštálka

Motion for a resolution

Paragraph 4

Motion for a resolution

Amendment

4. Considers the introduction of a single European Copyright Title on the basis of Article 118 TFEU that would apply directly and uniformly across the EU, in accordance with the Commission's objective of better regulation, as a legal means to remedy the lack of harmonisation resulting from Directive 2001/29/EC; *deleted*

Or. el

Amendment 216
Kostas Chrysogonos, Jiří Maštálka

Motion for a resolution
Paragraph 4

Motion for a resolution

Amendment

4. Considers the introduction of a single European Copyright Title on the basis of Article 118 TFEU that would apply directly and uniformly across the EU, in accordance with the Commission's objective of better regulation, as a legal means to remedy the lack of harmonisation resulting from Directive 2001/29/EC;

deleted

Or. en

Amendment 217
Inês Cristina Zuber

Motion for a resolution
Paragraph 4

Motion for a resolution

Amendment

4. Considers the introduction of a single European Copyright Title on the basis of Article 118 TFEU that would apply directly and uniformly across the EU, in accordance with the Commission's objective of better regulation, as a legal means to remedy the lack of harmonisation resulting from Directive 2001/29/EC;

deleted

Or. pt

Amendment 218
Juan Fernando López Aguilar, Sergio Gutiérrez Prieto, Eider Gardiazabal Rubial, José Blanco López

Motion for a resolution
Paragraph 4

Motion for a resolution

4. Considers the introduction of a single European Copyright Title on the basis of Article 118 TFEU that would apply directly and uniformly across the EU, in accordance with the Commission's objective of better regulation, as a legal means to remedy the lack of harmonisation resulting from Directive 2001/29/EC;

Amendment

4. Urges the Commission to put forward formulas to remedy the lack of harmonisation resulting from Directive 2001/29/EC, taking into account the need to provide balanced solutions that will help to overcome and/or improve cross-border access and portability of products and services based on new consumer demands;

Or. es

Amendment 219
Constance Le Grip, Marc Joulaud, Sabine Verheyen

Motion for a resolution
Paragraph 4

Motion for a resolution

4. Considers the introduction of a single European Copyright Title on the basis of Article 118 TFEU that would apply directly and uniformly across the EU, in accordance with the Commission's objective of better regulation, as a legal means to remedy the lack of harmonisation resulting from Directive 2001/29/EC;

Amendment

4. Points out that the financing of creative work and the sharing of risks are underpinned by exclusive rights and freedom of contract; underscores the fact that territorial criteria, including local language use and cultural preferences, are fundamental in terms of potential to attract investment in film and television production and coproduction, and that this 'ecosystem' works on the principle of exclusive territorial licensing;

Or. fr

Amendment 220
Angel Dzhambazki, Sajjad Karim

Motion for a resolution
Paragraph 4

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Motion for a resolution

4. Considers the introduction of *a single European Copyright Title on the basis of Article 118 TFEU that would apply directly and uniformly across the EU, in accordance with the Commission's objective of better regulation, as a legal means to remedy the lack of harmonisation resulting from Directive 2001/29/EC;*

Amendment

4. Considers *that* the introduction of *targeted and appropriate measures, based on robust evidence and in compliance with the Commission's objective of Better Regulation, could be a means to remedy specific obstacles caused by the* lack of harmonisation resulting from Directive 2001/29/EC;

Or. en

Amendment 221
Enrico Gasbarra

Motion for a resolution
Paragraph 4

Motion for a resolution

4. *Considers the introduction of a single European Copyright Title on the basis of Article 118 TFEU that would apply directly and uniformly across the EU, in accordance with the Commission's objective of better regulation, as a legal means to remedy the lack of harmonisation resulting from Directive 2001/29/EC;*

Amendment

4. *Notes with interest the ongoing discussions on introducing a single European Copyright Title on the basis of Article 118 TFEU that would apply directly and uniformly across the EU, in accordance with the Commission's objective of better regulation;*

Or. it

Amendment 222
Julia Reda, Victor Negrescu, Mary Honeyball, Josef Weidenholzer, Dietmar Köster, Mady Delvaux

Motion for a resolution
Paragraph 4

Motion for a resolution

4. *Considers* the introduction of a single

Amendment

4. *Invites the Commission to explore* the

European Copyright Title *on the basis of* Article 118 TFEU that would apply directly and uniformly across the *EU, in accordance* with the *Commission's* objective of better regulation, *as a legal means to remedy the lack of harmonisation resulting from Directive 2001/29/EC*;

introduction of a single European Copyright Title *based on* Article 118 TFEU that would apply directly and uniformly across the *Union as a legal means to remedy the lack of harmonisation resulting from Directive 2001/29/EC and to improve legal certainty in line* with the *Commission's* objective of better regulation; *therefore calls on the Commission to study the impact of a single European Copyright Title on digital jobs and innovation, and on the preservation of consumers' access to regional cultural diversity*;

Or. en

Amendment 223
Victor Negrescu

Motion for a resolution
Paragraph 4

Motion for a resolution

4. *Considers* the introduction of a single European Copyright Title *on the basis of* Article 118 TFEU that would apply directly and uniformly across the *EU, in accordance* with the *Commission's* objective of better regulation, *as a legal means to remedy the lack of harmonisation resulting from Directive 2001/29/EC*;

Amendment

4. *Invites the Commission to explore* the introduction of a single European Copyright Title *based on* Article 118 TFEU that would apply directly and uniformly across the *Union as a legal means to remedy the lack of harmonisation resulting from Directive 2001/29/EC and to improve legal certainty in line* with the *Commission's* objective of better regulation; *therefore calls on the Commission to study the impact of a single European Copyright Title on digital jobs and innovation, and on the preservation of consumers' access to regional cultural diversity*;

Or. en

Amendment 224
Angelika Niebler

Motion for a resolution
Paragraph 4

Motion for a resolution

4. Considers the introduction of **a** single European Copyright Title on the basis of Article 118 TFEU that would apply directly and uniformly across the EU, **in accordance with the Commission's objective of better regulation**, as a legal means to remedy the lack of harmonisation resulting from Directive 2001/29/EC;

Amendment

4. Considers the introduction of **an optional** single European Copyright Title on the basis of Article 118 TFEU that would apply directly and uniformly across the EU, **in the long term** as a **possible** legal means to remedy the lack of harmonisation resulting from Directive 2001/29/EC; **calls for a comprehensive impact assessment as a basis for future discussions on this issue; recommends in the meantime the modernisation of existing legislation which - particularly in relation to the country of origin principle - is designed to be technology-neutral in order to simplify the clarification of rights for audio and audiovisual online services;**

Or. de

Amendment 225
Lidia Joanna Geringer de Oedenberg

Motion for a resolution
Paragraph 4

Motion for a resolution

4. Considers the introduction of a single European Copyright Title on the basis of Article 118 TFEU that would apply directly and uniformly across the EU, in accordance with the Commission's objective of better regulation, as a legal means to remedy the lack of harmonisation resulting from Directive 2001/29/EC;

Amendment

4. Considers the introduction of a single European Copyright Title on the basis of Article 118 TFEU that would apply directly and uniformly across the EU, in accordance with the Commission's objective of better regulation, as a legal means to remedy the lack of harmonisation resulting from Directive 2001/29/EC; **notes that a similar harmonisation was introduced by Directive 2012/28/EU on certain permitted uses of orphan works;**

Amendment 226
Cecilia Wikström

Motion for a resolution
Paragraph 4

Motion for a resolution

4. Considers the introduction of a single European Copyright Title on the basis of Article 118 TFEU that would apply directly and uniformly across the EU, in accordance with the Commission's objective of better regulation, as a **legal** means to remedy the lack of harmonisation resulting from Directive 2001/29/EC;

Amendment

4. Considers the introduction of a single European Copyright Title on the basis of Article 118 TFEU that would apply directly and uniformly across the EU, in accordance with the Commission's objective of better regulation, as a **potential** means to remedy the lack of harmonisation resulting from **Directive 2001/29/EC, which merits to be properly assessed by the commission in its review of** Directive 2001/29/EC;

Amendment 227
Helga Trüpel, Heidi Hautala

Motion for a resolution
Paragraph 4

Motion for a resolution

4. **Considers** the introduction of a single European Copyright Title on the basis of Article 118 TFEU that would apply directly and uniformly across the EU, in accordance with the Commission's objective of better regulation, as a legal means to remedy the lack of harmonisation resulting from Directive 2001/29/EC;

Amendment

4. **Demands that** the introduction of a single European Copyright Title on the basis of Article 118 TFEU **be examined** that would apply directly and uniformly across the EU, in accordance with the Commission's objective of better regulation, as a legal means to remedy the lack of harmonisation resulting from Directive 2001/29/EC;

Amendment 228
Cecilia Wikström

Motion for a resolution
Paragraph 4 a (new)

Motion for a resolution

Amendment

4a. Considers that a large part of the fragmentation of the digital single market for cultural content needs to be tackled with further legislative measures, also besides the review of the Directive 2001/29/EC, targeted at the lack of harmonised approach notably with regards to the licensing of cultural content and in this context welcomes the progress which was achieved through the adoption of the Collective Rights Management Directive as an important first step;

Or. en

Amendment 229
Julia Reda, Josef Weidenholzer

Motion for a resolution
Paragraph 4 b (new)

Motion for a resolution

Amendment

4b. Notes the adoption by the Commission of legal instruments aiming at removing obstacles to bringing out the full economic potential from the exploitation of public sector information, and allowing the re-use of such information even in the presence of intellectual property rights;

Or. en

Amendment 230
Jean-Marie Cavada

Motion for a resolution
Paragraph 4 c (new)

Motion for a resolution

Amendment

4c. Points out that, in the fragile ecosystem which produces and finances creative work, exclusive rights and freedom of contract are key components because they make for improved risk sharing, enable a range of players to get involved in joint projects for a culturally diverse audience and underpin the incentive to invest in professional content production;

Or. fr

Amendment 231
Evelyn Regner, Josef Weidenholzer

Motion for a resolution
Paragraph 4 d (new)

Motion for a resolution

Amendment

4d. Considers the introduction of a single European Copyright Title as a long term project, which should be progressed

Or. en

Amendment 232
Juan Fernando López Aguilar, Sergio Gutiérrez Prieto, Eider Gardiazabal Rubial, José Blanco López

Motion for a resolution
Paragraph 4 e (new)

Motion for a resolution

Amendment

4e. Highlights the importance of making headway in the tax harmonisation of the cultural sector within the EU, in order to reduce disparities between Member States and ensure balanced competition that rises above the existence of 28 different tax regimes;

Or. es

Amendment 233

Virginie Rozière, Mady Delvaux, Jean-Marie Cavada

Motion for a resolution

Paragraph 4 f (new)

Motion for a resolution

Amendment

4f. Draws attention to the fact that multi-territorial licensing, as provided for in Directive 2014/26/EU on collective management of copyright, is an option when broadcasters want Europe-wide coverage;

Or. fr

Amendment 234

Evelyn Regner, Josef Weidenholzer

Motion for a resolution

Paragraph 4 g (new)

Motion for a resolution

Amendment

4g. Urges the Commission to present concrete proposals to amend the Directive 2001/29/EG before December 2015

Or. en

Amendment 235
Jean-Marie Cavada, Virginie Rozière

Motion for a resolution
Paragraph 4 h (new)

Motion for a resolution

Amendment

4h. Points out that the financing, production and co-production of films and television content depend to a great extent on exclusive territorial licences granted to local distributors on a range of platforms reflecting the cultural specificities of the various markets in Europe; that being so, emphasises that the ability, under the principle of freedom of contract, to select the extent of territorial coverage and the type of distribution platform encourages investment in films and television content and promotes cultural diversity; calls on the Commission to ensure that any initiative to modernise copyright is preceded by a wide-ranging study of its likely impact on the production, financing and distribution of films and television content, and also on cultural diversity;

Or. fr

Amendment 236
Constance Le Grip

Motion for a resolution
Paragraph 5

Motion for a resolution

Amendment

5. Recommends that the EU legislator further lower the barriers to the re-use of public sector information by exempting works produced by the public sector – as part of the political, legal and

deleted

administrative process – from copyright protection;

Or. fr

Amendment 237

Juan Fernando López Aguilar, Sergio Gutiérrez Prieto, Eider Gardiazabal Rubial, José Blanco López

Motion for a resolution

Paragraph 5

Motion for a resolution

Amendment

5. Recommends that the EU legislator further lower the barriers to the re-use of public sector information by exempting works produced by the public sector – as part of the political, legal and administrative process – from copyright protection; *deleted*

Or. es

Amendment 238

József Szájer

Motion for a resolution

Paragraph 5

Motion for a resolution

Amendment

5. Recommends that the EU legislator further lower the barriers to the re-use of public sector information by exempting works produced by the public sector – as part of the political, legal and administrative process – from copyright protection; *deleted*

Or. en

Amendment 239
Virginie Rozière

Motion for a resolution
Paragraph 5

Motion for a resolution

Amendment

5. Recommends that the EU legislator *deleted*
further lower the barriers to the re-use of
public sector information by exempting
works produced by the public sector – as
part of the political, legal and
administrative process – from copyright
protection;

Or. fr

Amendment 240
Axel Voss

Motion for a resolution
Paragraph 5

Motion for a resolution

Amendment

5. Recommends that the EU legislator *delete*
further lower the barriers to the re-use of
public sector information by exempting
works produced by the public sector – as
part of the political, legal and
administrative process – from copyright
protection;

Or. de

Amendment 241
Marie-Christine Boutonnet

Motion for a resolution
Paragraph 5

Motion for a resolution

Amendment

5. Recommends that the EU legislator further lower the barriers to the re-use of public sector information by exempting works produced by the public sector – as part of the political, legal and administrative process – from copyright protection; *deleted*

Or. fr

Amendment 242

Jean-Marie Cavada, Therese Comodini Cachia

Motion for a resolution

Paragraph 5

Motion for a resolution

Amendment

5. Recommends that the EU legislator further lower the barriers to the re-use of public sector information by exempting works produced by the public sector – as part of the political, legal and administrative process – from copyright protection; *deleted*

Or. fr

Amendment 243

Therese Comodini Cachia, Rosa Estaràs Ferragut, Luis de Grandes Pascual, Marc Joulaud, Jean-Marie Cavada, Mary Honeyball, József Szájer, Giovanni Toti, Sabine Verheyen

Motion for a resolution

Paragraph 5

Motion for a resolution

Amendment

5. Recommends that the EU legislator further lower the barriers to the re-use of public sector information by exempting *deleted*

works produced by the public sector – as part of the political, legal and administrative process – from copyright protection;

Or. en

Amendment 244
Jytte Guteland

Motion for a resolution
Paragraph 5

Motion for a resolution

Amendment

5. Recommends that the EU legislator further lower the barriers to the re-use of public sector information by exempting works produced by the public sector – as part of the political, legal and administrative process – from copyright protection;

deleted

Or. sv

Amendment 245
Angel Dzhambazki, Sajjad Karim

Motion for a resolution
Paragraph 5

Motion for a resolution

Amendment

5. Recommends *that the EU legislator further lower* the barriers to the re-use of public sector information by *exempting works produced by the public sector – as part of the political, legal and administrative process – from copyright protection;*

5. Recommends *reducing* the barriers to the re-use of public sector information by *encouraging the use of appropriate licensing;*

Or. en

Amendment 246
Angelika Niebler

Motion for a resolution
Paragraph 5

Motion for a resolution

5. Recommends that the EU legislator further lower the barriers to the re-use of public sector information **by exempting works produced by the public sector – as part of the political, legal and administrative process – from copyright protection;**

Amendment

5. Recommends that the EU legislator further lower the barriers to the re-use of public sector information;

Or. de

Amendment 247
Victor Negrescu

Motion for a resolution
Paragraph 5

Motion for a resolution

5. Recommends that the EU legislator further lower the barriers **to the** re-use of public sector information by exempting works **produced by the public sector** – as part of the political, legal and administrative process – from copyright protection;

Amendment

5. Recommends that the EU legislator **should, while protecting personal information,** further lower the barriers **for** re-use of public sector information by exempting **official** works, **which are produced by government employees** as part of **their official duty within** the political, legal and administrative process, from copyright protection;

Or. en

Amendment 248
Sergio Gaetano Cofferati, Lidia Joanna Geringer de Oedenberg

Motion for a resolution
Paragraph 5

Motion for a resolution

5. Recommends that the EU legislator further lower the barriers to the re-use of public sector information by exempting works produced by the public sector – as part of the political, legal and administrative process – from copyright protection;

Amendment

5. Recommends that the EU legislator, ***to protect the public interest***, further lower the barriers to the re-use of public sector information by exempting works produced by the public sector – as part of the political, legal and administrative process – from copyright protection;

Or. it

Amendment 249

Enrico Gasbarra, Silvia Costa

Motion for a resolution

Paragraph 5

Motion for a resolution

5. Recommends that the EU legislator ***further lower the barriers to*** the re-use of public sector information ***by exempting works produced by the public sector – as part of the political, legal and administrative process – from copyright protection;***

Amendment

5. Recommends that the EU legislator ***consider how to adjust the legislation on*** the re-use of public sector information, ***with due regard for the principles underpinning the copyright system and the relevant case law of the Court of Justice;***

Or. it

Amendment 250

Julia Reda, Victor Negrescu, Josef Weidenholzer

Motion for a resolution

Paragraph 5

Motion for a resolution

5. Recommends that the EU legislator further lower the barriers ***to the*** re-use of public sector information by exempting works ***produced by the public sector*** – as part of the political, legal and

Amendment

5. Recommends that the EU legislator ***should, while protecting personal information,*** further lower the barriers ***for*** re-use of public sector information by exempting ***official*** works, ***which are***

administrative process – from copyright protection;

produced by government employees as part of *their official duty within* the political, legal and administrative process, from copyright protection;

Or. en

Amendment 251
Angel Dzhambazki, Sajjad Karim

Motion for a resolution
Paragraph 5 a (new)

Motion for a resolution

Amendment

5a. Recalls the adoption of Directive 2013/37/EU on 26 June 2013 on the re-use of public sector information, which provides a common legal framework for an EU market for government-held data (public sector information) and includes provisions on transparency and competition;

Or. en

Amendment 252
Constance Le Grip

Motion for a resolution
Paragraph 6

Motion for a resolution

Amendment

6. Calls on the Commission to safeguard public domain works, which are by definition not subject to copyright protection and should therefore be able to be used and re-used without technical or contractual barriers; also calls on the Commission to recognise the freedom of rightholders to voluntarily relinquish their rights and dedicate their works to the public domain;

deleted

Amendment 253
József Szájer

Motion for a resolution
Paragraph 6

Motion for a resolution

Amendment

6. Calls on the Commission to safeguard public domain works, which are by definition not subject to copyright protection and should therefore be able to be used and re-used without technical or contractual barriers; also calls on the Commission to recognise the freedom of rightholders to voluntarily relinquish their rights and dedicate their works to the public domain; *deleted*

Or. en

Amendment 254
Angel Dzhambazki, Sajjad Karim

Motion for a resolution
Paragraph 6

Motion for a resolution

Amendment

6. Calls on the Commission to safeguard public domain works, which are by definition not subject to copyright protection and should therefore be able to be used and re-used without technical or contractual barriers; also calls on the Commission to recognise the freedom of rightholders to voluntarily relinquish their rights and dedicate their works to the public domain; *deleted*

Or. en

Amendment 255

Axel Voss

Motion for a resolution

Paragraph 6

Motion for a resolution

Amendment

6. Calls on the Commission to safeguard public domain works, which are by definition not subject to copyright protection and should therefore be able to be used and re-used without technical or contractual barriers; also calls on the Commission to recognise the freedom of rightholders to voluntarily relinquish their rights and dedicate their works to the public domain; *delete*

Or. de

Amendment 256

Therese Comodini Cachia, Eva Paunova, Pavel Svoboda, Marc Joulaud, József Szájer, Giovanni Toti, Luis de Grandes Pascual, Rosa Estaràs Ferragut, Sabine Verheyen

Motion for a resolution

Paragraph 6

Motion for a resolution

Amendment

6. Calls on the Commission to safeguard public domain works, which are by definition not subject to copyright protection and should therefore be able to be used and re-used without technical or contractual barriers; also calls on the Commission to recognise the freedom of rightholders to voluntarily relinquish their rights and dedicate their works to the public domain; *deleted*

Or. en

Amendment 257
Jean-Marie Cavada

Motion for a resolution
Paragraph 6

Motion for a resolution

6. Calls on the Commission to safeguard public domain works, which are by definition not subject to copyright protection and should therefore be able to be used and re-used without technical or contractual barriers; ***also calls on the Commission to recognise the freedom of rightholders to voluntarily relinquish their rights and dedicate their works to the public domain;***

Amendment

6. Calls on the Commission to safeguard public domain works, which are by definition not subject to copyright protection and should therefore be able to be used and re-used without technical or contractual barriers;

Or. fr

Amendment 258
Mary Honeyball, Virginie Rozière, Dietmar Köster

Motion for a resolution
Paragraph 6

Motion for a resolution

6. Calls on the Commission to safeguard public domain works, which are by definition not subject to copyright protection and should therefore be able to be used and re-used without technical or contractual barriers; also calls on the Commission to recognise the freedom of rightholders to voluntarily relinquish their rights and dedicate their works to the public domain;

Amendment

6. Highlights the need for a common definition of 'public domain' so as to ensure the widespread dissemination of cultural content across the EU;

Or. en

Amendment 259
Juan Fernando López Aguilar, Sergio Gutiérrez Prieto, Eider Gardiazabal Rubial, José

Blanco López

Motion for a resolution

Paragraph 6

Motion for a resolution

6. Calls on the Commission to safeguard public domain works, which are by definition not subject to copyright protection and should therefore be able to be used and re-used without technical or contractual barriers; ***also calls on the Commission to recognise the freedom of rightholders to voluntarily relinquish their rights and dedicate their works to the public domain;***

Amendment

6. Calls on the Commission to safeguard public domain works, which are by definition not subject to copyright protection and should therefore be able to be used and re-used without technical or contractual barriers;

Or. es

Amendment 260

Helga Trüpel, Heidi Hautala

Motion for a resolution

Paragraph 6

Motion for a resolution

6. Calls on the Commission to safeguard public domain works, which are by definition not subject to copyright protection and should therefore be able to be used and re-used without technical or contractual barriers; also calls on the Commission to ***recognise the freedom of rightholders to voluntarily relinquish their rights and dedicate their works to the public domain;***

Amendment

6. Calls on the Commission to safeguard public domain works, which are by definition not subject to copyright protection and should therefore be able to be used and re-used without technical or contractual barriers; ***calls on the Commission to examine whether individual works may be removed from the catalogue by collecting societies for free licences / public domain use at the request of the author;*** also calls on the Commission to ***examine whether rightholders may be given the right*** to voluntarily relinquish their ***user*** rights and dedicate their works to the public domain;

Or. de

Amendment 261
Laura Ferrara

Motion for a resolution
Paragraph 6

Motion for a resolution

6. Calls on the Commission to safeguard public domain works, which are by definition not subject to copyright protection and should therefore be able to be used and re-used without technical or contractual barriers; also calls on the Commission to recognise the freedom of rightholders to voluntarily relinquish their rights *and dedicate* their works to the public domain;

Amendment

6. Calls on the Commission to safeguard public domain works, which are by definition not subject to copyright protection and should therefore be able to be used and re-used without technical or contractual barriers; also calls on the Commission to recognise the freedom of rightholders to voluntarily relinquish their rights, *in whole or in part, including the possibility of dedicating* their works to the public domain;

Or. it

Amendment 262
Isabella Adinolfi

Motion for a resolution
Paragraph 6

Motion for a resolution

6. Calls on the Commission to safeguard public domain works, which are by definition not subject to copyright protection and should therefore be able to be used and re-used without technical or contractual barriers; also calls on the Commission to recognise the freedom of rightholders to voluntarily relinquish their rights and dedicate their works to the public domain;

Amendment

6. Calls on the Commission to *effectively* safeguard public domain works, which are by definition not subject to copyright protection and should therefore be able to be used and re-used without technical or contractual barriers; also calls on the Commission to recognise the freedom of rightholders to voluntarily relinquish their rights and dedicate their works to the public domain;

Or. en

Amendment 263
Victor Negrescu

Motion for a resolution
Paragraph 6

Motion for a resolution

6. Calls on the Commission to safeguard public domain works, which are by definition not subject to copyright protection and **should** therefore **be able to** be used and re-used without technical or contractual barriers; also calls on the Commission to recognise the freedom of **rightholders to voluntarily relinquish their rights and** dedicate their works to the public domain;

Amendment

6. Calls on the Commission to safeguard public domain works, which are by definition not subject to copyright protection, and therefore **should** be used and re-used without technical or contractual barriers; **therefore urges the Commission to clarify that once a work is in the public domain, any digitisation of the work which does not constitute a new, transformative work, stays in the public domain;** also calls on the Commission to recognise the freedom of **authors to** dedicate their works to the public domain;

Or. en

Amendment 264
Julia Reda, Victor Negrescu, Josef Weidenholzer

Motion for a resolution
Paragraph 6

Motion for a resolution

6. Calls on the Commission to safeguard public domain works, which are by definition not subject to copyright protection and **should** therefore **be able to** be used and re-used without technical or contractual barriers; also calls on the Commission to recognise the freedom of **rightholders to voluntarily relinquish their rights and** dedicate their works to the public domain;

Amendment

6. Calls on the Commission to safeguard public domain works, which are by definition not subject to copyright protection, and therefore **should** be used and re-used without technical or contractual barriers; **therefore urges the Commission to clarify that once a work is in the public domain, any digitisation of the work which does not constitute a new, transformative work, stays in the public domain;** also calls on the Commission to recognise the freedom of **authors to** dedicate their works to the public domain;

Amendment 265
Enrico Gasbarra, Silvia Costa

Motion for a resolution
Paragraph 6

Motion for a resolution

6. Calls on the Commission to *safeguard* public domain works, which are by definition not subject to copyright protection and should therefore be able to be used and re-used without technical or contractual barriers; also calls on the Commission to recognise the freedom of rightholders to voluntarily relinquish their rights and dedicate their works to the public domain;

Amendment

6. Calls on the Commission to *define more clearly the context for the use of* public domain works, which are by definition not subject to copyright protection and should therefore be able to be used and re-used without technical or contractual barriers; also calls on the Commission to recognise the freedom of rightholders to voluntarily relinquish their rights and dedicate their works to the public domain;

Or. it

Amendment 266
Julia Reda, Christian Ehler, Josef Weidenholzer

Motion for a resolution
Paragraph 6 a (new)

Motion for a resolution

6a. Considers that the registration of works should be encouraged, in order to clearly identify and locate right holders, as well as to distinguish between copyrighted and non-copyrighted works, thus improving legal certainty, facilitating the licensing of rights and limiting the spread of orphan works; more broadly, is of the opinion that mechanisms allowing to identify the initial rightholder, the transfer of rights and the publication date of the work, should serve as a presumption of authorship;

Amendment

Amendment 267
Constance Le Grip

Motion for a resolution
Paragraph 7

Motion for a resolution

Amendment

7. Calls on the Commission to harmonise the term of protection of copyright to a duration that does not exceed the current international standards set out in the Berne Convention; *deleted*

Or. fr

Amendment 268
József Szájer

Motion for a resolution
Paragraph 7

Motion for a resolution

Amendment

7. Calls on the Commission to harmonise the term of protection of copyright to a duration that does not exceed the current international standards set out in the Berne Convention; *deleted*

Or. en

Amendment 269
Angel Dzhambazki, Sajjad Karim

Motion for a resolution
Paragraph 7

Motion for a resolution

Amendment

7. Calls on the Commission to harmonise the term of protection of copyright to a duration that does not exceed the current international standards set out in the Berne Convention; *deleted*

Or. en

Amendment 270

Juan Fernando López Aguilar, José Blanco López, Sergio Gutiérrez Prieto, Eider Gardiazabal Rubial

**Motion for a resolution
Paragraph 7**

Motion for a resolution

Amendment

7. Calls on the Commission to harmonise the term of protection of copyright to a duration that does not exceed the current international standards set out in the Berne Convention; *deleted*

Or. es

Amendment 271

Therese Comodini Cachia, Marc Joulaud, Pavel Svoboda, Mary Honeyball, Luis de Grandes Pascual, Rosa Estaràs Ferragut, Giovanni Toti, József Szájer, Sabine Verheyen

**Motion for a resolution
Paragraph 7**

Motion for a resolution

Amendment

7. Calls on the Commission to harmonise the term of protection of copyright to a duration that does not exceed the current international standards set out in the Berne Convention; *deleted*

Or. en

Amendment 272
Jean-Marie Cavada

Motion for a resolution
Paragraph 7

Motion for a resolution

7. Calls on the Commission to harmonise the term of protection of copyright to a duration that does not exceed the current international standards set out in the Berne Convention;

Amendment

7. Notes that the term of protection has been harmonised at EU level since 2006 (with Directive 2006/116/EC); notes that Directive 2011/77/EU provides for simplification of the system, aligning the term of protection of related rights with that of copyright and setting out rules on co-authored works; encourages further rationalisation in the directive's application throughout the EU;

Or. fr

Amendment 273
Marie-Christine Boutonnet

Motion for a resolution
Paragraph 7

Motion for a resolution

7. Calls on the Commission to harmonise the term of protection of copyright to a duration that does not exceed the current international standards set out in the Berne Convention;

Amendment

7. Points out that authors are entitled to profit from their work, and that they therefore enjoy universally recognised property rights;

advocates observance of the term of copyright extending 70 years from the date of the author's death, as applicable in many EU countries;

Or. fr

Amendment 274
Axel Voss

Motion for a resolution
Paragraph 7

Motion for a resolution

7. Calls on the Commission to **harmonise** the term of protection of copyright to a duration that does not exceed the current international standards set out in the Berne Convention;

Amendment

7. Calls on the Commission to **formulate** the term of protection of copyright **in accordance with currently applicable standards, based on the Berne Convention, of Directive 2006/116 / EC of the European Parliament and of the Council of 12 December 2006 and Directive 2011/77 / EU of the European Parliament and the Council of 27 September 2011;**

Or. de

Amendment 275
Angelika Niebler

Motion for a resolution
Paragraph 7

Motion for a resolution

7. **Calls on the Commission to harmonise the** term of protection of copyright **to a duration that does not exceed the current international standards set out in the Berne Convention;**

Amendment

7. **Stresses that Directive 2006/11 / EC sets a** term of protection of copyright **which takes into account the average life expectancy of authors which has increased in recent decades and reflects the political will to include two subsequent generations;**

Or. de

Amendment 276
Jiří Maštálka

Motion for a resolution
Paragraph 7

Motion for a resolution

7. ***Calls on the Commission to harmonise the term of protection of copyright to a duration that does not exceed the current international standards set out in the Berne Convention;***

Amendment

7. ***Notes that the term of protection of copyright has been harmonise at EU level by the Directive 2006/116/EC (which was revised by Directive 2011/77/EU) without prejudice to the current international standards set out in the Berne Convention; encourages Member States to finalise the transposition and implementation of this directive in a streamlined manner***

Or. en

Amendment 277
Cecilia Wikström

Motion for a resolution
Paragraph 7

Motion for a resolution

7. ***Calls on the Commission to harmonise the term of protection of copyright to a duration that does not exceed the current international standards set out in the Berne Convention;***

Amendment

7. ***Calls on the Commission to explore the possibility to significantly shorten the duration of the harmonised terms of protections of copyright within the framework of a modern trade policy agenda;***

Or. en

Amendment 278
Tonino Picula

Motion for a resolution
Paragraph 7

Motion for a resolution

7. ***Calls on the Commission to harmonise the term of protection of copyright to a duration that does not exceed the current international standards set out in the Berne Convention;***

Amendment

7. ***Calls on the Commission to harmonise the term of protection of copyright to a duration that does not exceed the current international standards set out in the Berne Convention; points out to the Commission***

that copyright is a driving force for social and economic development in the broadest sense; notes that, with a turnover on the EU market exceeding EUR 535 billion, the cultural and creative industries that rely on copyright generate 4.2% of GDP within the EU and provide 7 million jobs (for local – and mainly younger – people); notes that, by offering stable employment especially at a time of crisis, they are proving highly resilient to the economic crisis and are consequently holding out immense economic potential; notes that the potential of this kind offered by the cultural and creative industry also derives from the fact that, in the EU, in accordance with the Berne Convention, which lays down minimum standards for the duration of protection, rights last for 70 years from the time of the author's death;

Or. hr

Amendment 279
Virginie Rozière, Jean-Marie Cavada

Motion for a resolution
Paragraph 7

Motion for a resolution

7. Calls on the Commission to *harmonise* the term of protection of copyright *to a duration that does not exceed the current international standards set out in* the Berne Convention;

Amendment

7. Calls on the Commission to *maintain the high level of harmonisation of* the term of protection of copyright, *in accordance with* the Berne Convention; *emphasises that the term of protection for holders of related rights should also be harmonised;*

Or. fr

Amendment 280
Laura Ferrara

Motion for a resolution
Paragraph 7

Motion for a resolution

7. Calls on the Commission to harmonise the term of protection of copyright to a duration that does not exceed the current international standards set out in the Berne Convention;

Amendment

7. Calls on the Commission to harmonise the term of protection of copyright ***and related rights*** to a duration that does not exceed the current international standards set out in the Berne Convention, ***taking into account the time needed to recover investment costs, the average marketing life of a work and the public interest in the dissemination of creative works;***

Or. it