

**Question for written answer P-006264/2016
to the Commission**
Rule 130
Lucy Anderson (S&D)

Subject: Intellectual property and enforcement

Given the importance of the Digital Single Market (DSM) strategy and the centrality of proper harmonisation of intellectual property and copyright law to the European Union DSM and internal market generally, the Commission is asked to answer the following:

1. Is it aware of the differing total costs – including where applicable the costs of mandatory representation where there is no meaningful financial aid for legal persons – of pursuing a small claim for copyright breach in each Member State?
2. Does it believe that the current variation in these costs (i.e. to enforce copyright across the EU) for claimants, including small businesses, is conducive to a fair and well-functioning single market?
3. Could it explain precisely how the varying situation vis-à-vis intellectual property and copyright law in relation to small claims enforcement in different Member States is compliant with the right to an effective remedy under Article 47 of the EU Charter of Fundamental Rights?