



EUROPEAN PARLIAMENT

2009 - 2014

Committee on Legal Affairs

2012/2132(INI)

4.1.2013

AMENDMENTS

1 - 5

Draft opinion
Françoise Castex
(PE502.190v01-00)

Implementation of the Audiovisual Media Services Directive

AM_Com_NonLegOpinion

Amendment 1
Rainer Wieland

Draft opinion
Paragraph 1

Draft opinion

1. Reminds the Commission of its commitment to the smart regulation agenda, and the importance of making timely and pertinent ex-post controls of EU legislation in order to manage the quality of regulation throughout the policy cycle; notes in this respect that, under Article 33 of the Directive, the Commission was under an obligation to submit the report on the application of the Directive no later than 19 December 2011; notes that the report was not submitted until 4 May 2012;

Amendment

1. Reminds the Commission of its commitment to the smart regulation agenda, and the importance of making timely and pertinent ex-post controls of EU legislation in order to manage the quality of regulation throughout the policy cycle; notes in this respect that, under Article 33 of the Directive, the Commission was under an obligation to submit the report on the application of the Directive no later than 19 December 2011; notes that the report was not submitted until 4 May 2012; ***encourages the Commission to assure proper and timely implementation of directives in the Member States***

Or. en

Amendment 2
Rainer Wieland

Draft opinion
Paragraph 2

Draft opinion

2. Welcomes the fact that the Commission has finally presented a proposal for a directive on collective management of copyright; calls on the Commission and the Council to work together with Parliament to find a balanced solution regarding the rules applicable to collecting societies in the audiovisual sector, paying due attention to a high level of transparency, good governance and the question of music embedded in films and other audiovisual

Amendment

2. Welcomes the fact that the Commission has finally presented a proposal for a directive on collective management of copyright; calls on the Commission and the Council to work together with Parliament to find a balanced solution regarding the rules applicable to collecting societies in the audiovisual sector, paying due attention to a high level of transparency, good governance and the question of music embedded in films and other audiovisual

works; in this regard, calls on the Commission to ensure *that the requisite* adjustments *are made* to the Audiovisual Media Services Directive in order to *guarantee that* both Directives *work well together*;

works; in this regard, calls on the Commission to ensure *appropriate* adjustments to the Audiovisual Media Services Directive in order to *ensure consistency between* both Directives *while respecting the rights of the property holder*;

Or. en

Amendment 3
Rainer Wieland

Draft opinion
Paragraph 3

Draft opinion

3. Calls on the Commission, in its next report on the application of the Audiovisual Media Services Directive, to assess whether the Member States have implemented the Directive in such a way as to *preserve the necessary balance between, on the one hand,* safeguarding the principle of freedom of access to information, *especially with regard to events of high interest to society and, on the other, protecting right holders' property*;

Amendment

3. Calls on the Commission, in its next report on the application of the Audiovisual Media Services Directive, to assess whether the Member States have implemented the Directive in such a way as to *protect right holders' property while also* safeguarding the principle of freedom of access to information;

Or. en

Amendment 4
Christian Engström
on behalf of the Verts/ALE Group

Draft opinion
Paragraph 4 a (new)

Draft opinion

Amendment

4 a. Is mindful of the fact that the Audiovisual Media Services Directive is

based on the principle of technological neutrality and thus covers all services with audiovisual content irrespective of the technology used to deliver it; calls on the Commission to step up the promotion of patent-unencumbered formats for audiovisual services, in particular with the view of the transition to next generation web-standards, thereby guaranteeing a level playing field for all audiovisual media service providers;

Or. en

Amendment 5
Rainer Wieland

Draft opinion
Paragraph 5

Draft opinion

5. Welcomes the personal commitment made by Commissioner Barnier in relation to the ongoing negotiations on a Treaty on copyright limitations and exceptions for visually impaired persons and persons with print disabilities; calls on the Commission to ensure that aids for persons with impaired vision are **widely** available for accessing audiovisual products and services; believes that Article 7 of the Directive should therefore be reworded in order to include stronger, binding language, requiring media service providers to ensure that their services are made available to people with disabilities;

Amendment

5. Welcomes the personal commitment made by Commissioner Barnier in relation to the ongoing negotiations on a Treaty on copyright limitations and exceptions for visually impaired persons and persons with print disabilities; calls on the Commission to ensure that aids for persons with impaired vision are **generally** available for accessing audiovisual products and services; believes that Article 7 of the Directive should therefore be reworded in order to include stronger, binding language, requiring media service providers to ensure that their services are made available to people with disabilities;

Or. en