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Directorate-General for Internal Policies
Directorate C - Citizens' Rights and Constitutional Affairs
Policy Department C.: Citizens' Rights and Constitutional Affairs Unit

Workshop

State of Implementation of Directive 2004/48/EC on the enforcement of Intellectual Property Rights in the Member States

Thursday 26 June 2008, 15.00-18.30

Brussels

Room: ASP 3G3

PROGRAMME

15.00 - 15.10 **Welcome and opening by Giuseppe Gargani, Chair**

15.10 - 15.30 **Introductory overview of the state of implementation of Directive 2004/48/EC in the Member States**

Alvydas Stančikas, Head of Unit D3, Enforcement of Industrial and Intellectual Property Rights, DG Internal Market and Services, European Commission

Questions and answers

15.30 - 16.20 **The implementation of the right of information and civil measures, in particular injunctions: best and worse national practices from the rightsholders' point of view**

Anne Funch-Jensen, Legal Advisor and Regional Expert, IFPI European Office, Brussels, Belgium

Philipp Runge, Deputy Legal Counsel, Motion Picture Association (MPA) – European Office, Brussels, Belgium

The implementation of the right of information and civil measures, in particular injunctions: best and worse national practices from Internet service providers' point of view

Patrik Hiselius, Senior Advisor, Group Communications TeliaSonera, Stockholm, Sweden

Questions and answers

16.20 - 17.10 **The implementation of the right of information: best and worse national practices from the authors' point of view**

Pablo Hernandez, Director of the legal service of the Sociedad General de Autores, Madrid, Spain

The implementation of the notion of "commercial scale" v. "private use": the point of view of consumers

Jill Johnston, Director of Policy, National Consumer Council, London, UK

Personal data protection problems raised by the implementation of the right of information

Georg Apenes, Director of the Data Inspectorate (Datatilsynet), Oslo, Norway

Questions and answers

17.10 - 17.30 **The implementation of the rights of the defence (procedural guarantees) and damages**

Emmanuel Baud, Avocat à la Cour, Latham & Watkins Law Firm, Paris, France

Questions and answers

17.30 - 17.50 **The implementation of civil measures in the Member States: does it adversely affect the development of open source software? What are the best and worse national practices?**

Hartmut Pilch, Member of the Board of the Foundation for a Free Information Infrastructure (FFII), München, Germany

Questions and answers

17.50 - 18.30 **French example of implementation of Directive 2004/48/EC: "Rapport
Oliviennes"**

Frédéric Delacroix, Délégué général, Association de Lutte contre la Piraterie
Individuelle (ALPA), Paris, France

Questions and answers

Possible discussion and final remarks by Giuseppe Gargani, Chair