

## Meeting of EuroFIA Members & Collective Management Organisations – Hosted by AEPO-ARTIS, FIA and ENL Tallinn, Estonia, May 29th 2023

Meeting at: Hotel Viru Sokos

*Collective management organizations and trade unions have a shared responsibility to defend the interests of performers and ensure that they can earn a fair financial return from their craft to make a living. Strong partnerships and dialogue are vital in the best interests of the performers whose interests they represent.*

9.30 – 9.35	<b>Words of Welcome</b>	Ioan Kaes / Tonn Lamp
09.35 – 10.20	<b>Transposition of the DSM Directive: feedback from the AEPO-ARTIS/FIA survey, lessons to be drawn and the way forward</b>	<p><i>As the transposition of the DSM Directive reaches its conclusion in many countries, EuroFIA and AEPO-ARTIS have attempted to do a first stock-taking of the results. Has the transposition delivered tangible measures in certain countries to the benefit of actors and are these likely to break with previous practice and improve their livelihoods? What can be envisaged to help the directive fulfil its objectives?</i></p> <p><i>Ioan Kaes - AEPO-ARTIS, Belgium Dominick Luquer – FIA, Belgium</i></p> <p>Q&amp;A</p>
10.20 – 11.00	<b>Appropriate and Proportionate Remuneration: what strategies at national level?</b>	<p><i>Chapter III in the DSM directive established the principle of appropriate and proportionate remuneration, adding that lump sum payments should be the exception. What work still remains to depart from the buy-out culture in our industry and achieve ongoing payment entitlements in practice?</i></p> <p><i>Moderator: Dominick Luquer – FIA, Belgium</i></p> <p><i>Jozefien Van Herpe – KUL, Belgium (TBC) Peter Kep – AIPA, Slovenia Ana-Marija Vrdoljak - AVIP/HDDU, Croatia Konrad Mikalac – ZZAP, Poland</i></p> <p>Q&amp;A</p>
11:00 - 11:30	<b>Coffee Break</b>	
11.30 – 12:00	<b>The Beijing Treaty ratification at EU level</b>	<p><i>Discussions continue regarding the ratification of the BTAP by the EU and in what shape and form that should happen. With exclusive rights being the most likely option, how could the EU fully exploit the potential of art. 12.3 of BTAP to</i></p>

*maximize revenue options for performers and what choice should be made for the right of broadcasting and communication to the public?*

*Moderator: Dominick Luquer – FIA, Belgium*

*Sara Lopez – AISGE, Spain*

*Anne-Charlotte Jeancard – ADAMI, France*

*Q&A*

12.00 – 12.30 **Perspectives in the WIPO SSCR for enhanced new entitlements for performers in the digital environment**

*Since this debate was brought to the SSCR at WIPO through the GRULAC paper, it has moved towards being largely music-focused, with proposed solutions also tending in this direction. What is the state of play and how can all performers' organisations form a united front? Is it worth advocating for a Recommendation inspired by article 12.3 of the BTAP?*

*Moderator: ??*

*Ioan Kaes – AEPO-ARTIS, Belgium*

*Pál Tomori – EJI, Hungary*

12.30 – 14.00 **Lunch Break**

14.00 – 14.50 **Have Ancillary Services become Primary?**

*With the disruptions brought to content distribution by streaming services, broadcasters too have been pushed in the direction of non-linear services. Customers increasingly access broadcast content in this way and the trend looks likely to continue. Broadcasters have traditionally argued that such making available is an ancillary, often "catch-up" service, but the shift seems more profound. As the "country of origin" principle now applies to the licensing of such content, have fees for cross-border use been increasing?*

*Moderator:*

*Kim Hansen – DSF, Denmark*

*Nadia Kyprouli – DIONYSOS, Greece (TBC)*

14.50– 15.30 **Artificial Intelligence and protection of performances**

*AI continues to evolve at breath-taking speed, with each day seemingly bringing a new application, with a whole range of implications for the future. While whole swathes of artistic work have been impacted, voice work, animation and gaming seem at the forefront of fundamental change. In a context where loss of control over performances, but even also likeness and voice seem a real threat and where technology threatens to make certain professions redundant,*

*what protection can intellectual property and contracts offer and how can this be further improved?*

*Moderator: Dearbhal Murphy – FIA, Belgium*

*Equity, UK*

*Caspar de Kieffe – KUNSTENBOND, the Netherlands*

15:30-16:00 **Coffee Break**

16:00 – 16:30 **Collective Bargaining Approaches for Subscription Video on Demand**

*As SVOD increasingly becomes the primary means by which audiences access film and TV content, collective bargaining has needed to evolve to capture this model. FIA has consulted with its membership globally to take stock of some union-based residual formulas that have emerged in this space. This has resulted in the publication of a FIA report on the topic which enables members to draw information and inspiration from the experience worldwide.*

*Moderator: Dominick Luquer – FIA, Belgium*

*Speaker: John Barclay – Equity, UK*

Open round table

16.45 – 17.30 **Cooperation for better outcomes from collectively bargained and other models intended to remunerate performers for online use.**

Future payment models from streaming seem likely to lead to intensification of reporting of information and data management. CMOs have highly developed tools and processes for payment distribution and reflection is needed on how to best deploy their expertise in support of emerging payment models.

*Moderator: Ioan Kaes, AEPO-ARTIS*

*Ana-Marija Vrdoljak – AVIP/HDDU, Croatia*

*Jimmy Shuman SFA, France*

*Elina Kusikko – SNL, Finland*