Proposal for a Directive on Collective Rights Management and (some) Multi-territorial licensing. (Part II)

Klaren Copyright Blog

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This blog post is Part II of an analysis of the Proposal for a Directive on Collective Rights Management and (some) Multi-territorial licensing ("MTL") and its implications for authors' and related rights.

On July 11 the European Commission published its final official draft of the Proposal for a Directive on Collective Rights Management and (some) Multi-territorial licensing. This proposal is one of the most important measures for the transformation of EU copyright law since the directive on the Information Society Directive ("ISD") in 1999, and will serve as the foundation not only for the Directive on Orphan Works but also for the directive on rights management for authors' and related rights.

The Proposal is, as often happens in EU legislation in the field of copyright, a result of compromise between different positions and has been characterized as the "so-called MTL regime" by many commentators. It contains a range of important measures to address the problems of rights management for authors' and related rights, but also includes some controversial provisions that have been criticized by many stakeholders.

The Proposal contains a number of important measures to address the problems of rights management for authors' and related rights. These include:

- A new legal framework for the collection and management of rights
- A new system for the resolution of disputes between users and rights holders
- A new system for the licensing of rights in the online market
- A new system for the payment of royalties for the use of rights
- A new system for the enforcement of rights

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