

The case of live event piracy – latest developments and good practices

International conference
'COPYRIGHT IN THE SPOTLIGHT: 30 YEARS HELLENIC COPYRIGHT ORGANIZATION'
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COMBATING LIVE EVENT PIRACY

≡ DISCUSSION PAPER – LIVE EVENT PIRACY

Role of the different online intermediaries
Trends, challenges and good practices
Reconciling concurrent objectives – prompt measure and preventing wrongful / overblocking

≡ STUDY Online Copyright Infringement in the EU

Films, Music, Publications, Software and TV (2017-2023)
Sports events piracy increased from 2021-2023
IPTV identified as an important trend in overall piracy



COMBATING LIVE EVENT PIRACY







≡ EC RECOMMENDATION TO COMBAT LIVE EVENT PIRACY

Monitoring the implementation of the Recommendation
Dedicated Network of national authorities
Knowledge building activities

≡ IN FOCUS - THREE ELEMENTS

Injunctions
New administrative approaches
Cooperation and voluntary initiatives

EU MEMBER STATES EXPERIENCE – Online piracy

	<p>Judicial process (court orders)</p>	<p>Evolving case-law in different EU Member States supporting:</p> <ul style="list-style-type: none"> • Dynamic and live blocking injunctions: e.g. France, Ireland, Malta, Spain, Portugal, Denmark, Austria, Bulgaria • Blocking injunctions targeting other intermediaries than IAPs: e.g. Italy, Germany, France
	<p>Judicial process (court orders) & administrative intervention</p>	<p>Regulatory approach: administrative authority supporting the effectiveness of a court order</p> <ul style="list-style-type: none"> • France (ARCOM); Belgium: Service to fight against online infringement of copyright and neighbouring rights (June 2024)
	<p>Administrative process & judicial intervention</p>	<p>Regulatory approach administrative decision - as a basis to request a court order in:</p> <ul style="list-style-type: none"> • Spain - second section of the IP Commission; Lithuania - Radio and Television Commission (RTKL)
	<p>Administrative process (administrative orders)</p>	<p>Regulatory approach – administrative procedure</p> <ul style="list-style-type: none"> • Greece (EDPPI); Italy (AGCOM - Piracy Shield (March 2024)); Portugal (IGAC); Latvia (Pending legislative reform)
	<p>Judicial process (courts orders) & voluntary measures</p>	<p>Voluntary agreement Rhs and IAPs - IAPs agree to voluntarily comply with blocking orders directed at IAPs from the same country</p> <ul style="list-style-type: none"> • Denmark - The Netherlands- Spain - Sweden
	<p>Voluntary procedure with intervention of administrative bodies</p>	<p>Voluntary agreement whereby an administrative authority acts as a trusted third party in between right holders and ISPs in:</p> <ul style="list-style-type: none"> • Portugal: (IGAC) (2015) - Germany: (BNetzA) (2021)



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