

Registration

This programme is free of charge. To submit your registration, please visit the GRUR website www.grur.org/brusselsworkshop2017 and [register online](#). For more information you may contact:

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Travel to the Representation of the State of North-Rhine Westphalia to the European Union



Travelling by train and metro – If you are travelling by train, you mostly get off at the station “Bruxelles Midi/Brussel Zuid”. In the station follow the white and blue M for metro signs and buy a ticket at the vending machine (one-drive ticket: 2,10 € / ten-drive ticket: 14 €). You take the line 6, direction “Simonis (Elisabeth)” and get off at the fifth station “Trône/Troon”. You leave the metro station to the direction “Montoyer”. Follow the rue Montoyer on 200 m. You will find the Representation of the State of North Rhine-Westphalia on the right hand side, number 47.

Travelling by plane – You arrive by plane in the Brussels International Airport. You have three possibilities:

- you take a taxi – duration: approx. 30 minutes
- You take a train to “Gare Centrale/Centraal station” (level -1). Departure every hour at 09, 22, 36 and 51. Duration: approx. 20 minutes. The ticket (possibly advantageous Key card) can be bought at the counter or the vending machine. At “Gare Centrale/Centraal station”, you take the metro of the line 5 direction “Hermann-Debroux” or line 1 direction “Stockel/Stokkel”. You change at the second station “Arts/Loi – Kunst/Wet”. Then you take the line 2 direction “Simonis (Léopold II)” or line 6 direction “Roi Baudouin/Koning Boudewijn” and take off one station further “Trône/Troon”. Take the exit Montoyer. Follow the rue Montoyer about 200 m. The Representation of the State of North Rhine-Westphalia is on the right hand side at number 47.
- On level 0 (platform C) you can take the bus 12 “Brussels City” to the station “Luxembourg”. Departure every 20 minutes. Duration: approx. 30 minutes. From Monday to Friday 8 pm this line is operated as an express service. The ticket can be bought at the GO-vending machine before getting on the bus (4 €) or in the bus itself (6 €).

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GRUR
German Association for the Protection
of Intellectual Property

GRUR meets Brussels Workshop 2017

The Digital Single Market Copyright Directive Proposal and beyond:
Towards a ‘toolbox’ for future European Copyright Law



Monday, 12 June 2017
12.30 – 20.00

Representation of the State of
North-Rhine Westphalia
to the European Union
Brussels, Belgium

GRUR meets Brussels Workshop 2017

The Digital Single Market Copyright Directive Proposal and beyond: Towards a 'toolbox' for future European Copyright Law

In September 2016, the European Commission has presented its Proposal for a Directive on Copyright in the Digital Single Market. The Proposal aims to adapt the EU copyright framework to the needs of the digital network environment. This concerns the regulation of new uses as well as new actors, such as large internet platforms, and new business models. Further, new cross-border uses have emerged which require a modern, 'future proof' European copyright law framework.

The European Commission's Proposal tackles these challenges by cautiously adapting exceptions and limitations to the digital and cross-border environment as well as by trying to improve access and availability of protected content by means of fostering functioning licensing agreements between rightholders, platforms and other actors. At the same time the European Commission keeps in mind the need for fair remuneration of the creatives in this context, e.g. by way of the proposed introduction of a new contract adjustment mechanism and respective transparency obligations.

In fact, the European Commission has proposed new and innovative, but partly rather cautious regulation concerning copyright in the Digital Single Market. Against this background, the workshop will focus on some of the core elements of the European Commission's Proposal, such as the regulation of certain internet uses in particular by platforms in the broader context of the communication to the public right, the attempt to ensure fair remuneration for authors and performers by introducing new elements of copyright contract law into the *acquis communautaire*, and the proposed introduction of new exceptions and limitations to copyright. In respect of the commercial and technological challenges in these fields, the workshop aims at further developing the European Commission's proposal and tries to propose certain useful elements as a 'toolbox' for more comprehensive reform of European copyright law. Renowned experts and high-level representatives from academia, legal practice, the European Commission, the European Parliament and the Council of the European Union will present their views and discuss the Proposal as well as the possible need for further reform.

Programme

12.30 – 13.15 **Joint lunch and registration**

13.15 – 13.30 **Welcoming remarks**

Dr Gert Würtenberger, President, GRUR; Partner, Kanzlei Würtenberger Kunze

Prof. Dr Matthias Leistner, LL.M. (Cambridge), Chair for Civil Law and Intellectual Property Law with Information Law and IT-Law (GRUR Chair), Ludwig-Maximilians-University of Munich; Chair of GmB Workshop 2017

13.30 – 14.15 **THE "COPYRIGHT IN THE DIGITAL SINGLE MARKET" DIRECTIVE PROPOSAL AND BEYOND: STATE OF PLAY AND NEXT STEPS**

Statement by the EU Commission

Marco Giorello (acting), Head of Unit I.2. – Copyright, DG CONNECT, European Commission

Insights from the European Parliament: Report from the CULT Committee

Julia Löffler, accredited assistant to Helga Trüpel, Member of the European Parliament, Group of the Greens/Free Alliance

Discussion in the Member States

Dr Cyril van der Net, Programme-director for Copyright, Directorate for Legislation and Legal Affairs (Private Law Department), Ministry of Security and Justice, The Netherlands

14.15 – 15.30 **COMMUNICATION TO THE PUBLIC: HYPERLINKS AND HOSTING PLATFORMS**

Right of communication to the public: the current status in EU law and perspective for reform

Prof. Dr Ansgar Ohly, LL.M. (Cambridge), Chair for Civil Law, Intellectual Property Law and Competition Law, Ludwig-Maximilians-University of Munich

Hyperlinking as a problem: does the CJEU's case law work out?

Prof. Dr Jan-Bernd Nordemann, LL.M. (Cambridge), Partner, BOEHMERT & BOEHMERT

Platforms and protected content: is the Directive Proposal's pragmatic approach sufficient?

Prof. Dr Graeme Dinwoodie, Professor of Intellectual Property and Information Technology Law, University of Oxford; Director of the Oxford Intellectual Property Research Centre

15.30– 16.15 **Panel discussion / Q&A**

Prof. Dr Graeme Dinwoodie

Marco Giorello

Prof. Dr Jan-Bernd Nordemann

Prof. Dr Ansgar Ohly

Dr Cyril van der Net

Chair: Prof. Dr Matthias Leistner

16.15 – 16.45 **Coffee break**

16.45 – 17.35 **FAIR REMUNERATION IN CONTRACTS OF AUTHORS AND PERFORMERS**

The role and regulation of claims to fair compensation

Prof. Dr Reto Hilty, Director, Max Planck Institute for Innovation and Competition, Munich

The proposed provisions on transparency and contract adjustments – German copyright contract law as national "laboratory" for more effective copyright contract tools?

Dr jur. habil (Univ. Paris) Agnès Lucas-Schloetter, Senior Lecturer, Chair for Civil Law, Intellectual Property Law and Competition Law, Ludwig-Maximilians-University of Munich

17.35 – 18.00 **TEXT AND DATA MINING, CROSS-BORDER TEACHING... AND BEYOND? DO WE NEED NEW EXCEPTIONS?**

Prof. Dr Axel Metzger, LL.M. (Harvard), Chair for Civil Law and Intellectual Property Law, especially Industrial Property Law, Humboldt University of Berlin

18.00 – 18.45 **Panel discussion / Q&A**

Marco Giorello

Prof. Dr Reto Hilty

Dr Agnès Lucas-Schloetter

Prof. Dr Axel Metzger

Dr Cyril van der Net

Chair: Prof. Dr Matthias Leistner

18.45 – 19.00 **Closing remarks**

Prof. Dr Matthias Leistner

Dr Gert Würtenberger

19.00 – 20.00 **Reception**

Following the working programme, all speakers and attendees of the workshop are invited to join a reception offered by GRUR.

