Axel Springer AG, Berlin



<u>Protecting Intellectual Property in the Internet</u>

"Leistungsschutzrecht":

A legislative initiative of Newspaper and Magazine Publishers in Germany

Presentation at CPMCS (Confederação Portuguesa dos Meios de Comunicação Social)

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Lisboa, January 17, 2013

Democracy needs tough journalism





What publishers believe

Democracy needs diversity of publications

Independent journalism needs competition

Competitions needs viable business models

Business models need protection of property

Journalism is an expensive good

Journalists cost real money

Free riding digital aggregators like Google, etc.

 Their business: No pay for content production but billing own customers

Theft by commercial copying

A newspaper is difficult to copy and sell

A digital page is easy to commercially copy

Digital texts are not protected in Germany

Government proposed a law to Bundestag

Well researched journalism is expensive





Aim of the draft legislation

 "Ensure that publishing houses in the online area are not placed at a disadvantage relative to other aggregators of works;"

Amendments to Copyright Act

 "News publishers shall have the exclusive right to make said materials publicly available – in whole or in part – for commercial purposes in the internet."

 "Protection only against systematic forms of access to published materials by providers of search engines (and similar services)."

"Licenses"

 "Publishers can only demand that providers of search engines ...(etc.) refrain from unauthorized forms of usage;

 and it is only these providers that will be required to purchase licenses for such usage."

Definition of "news publication"

• "...editorially determined articles within the scope of a collection periodically published under a particular title that..."

What is a ,journalistic article'?

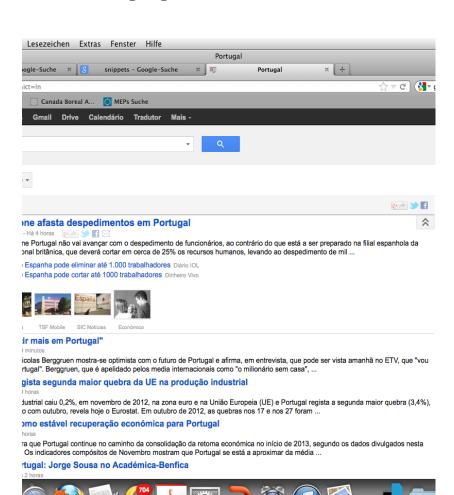
 "...intended to convey information, to assist in the shaping of opinions, or to entertain the recipients thereof."

 "The author shall be provided with a reasonable share of the remunerations."

Bundestag plans to decide in March 2013

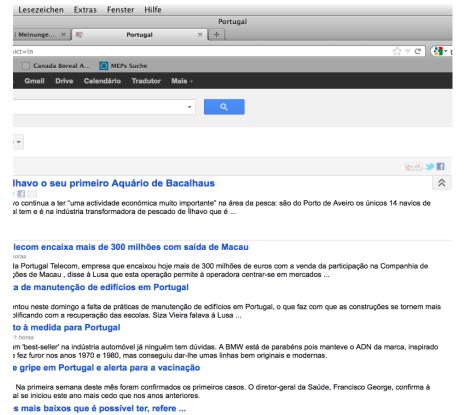


Snippets can be like a newspaper





Snippets are a journalistic product



Coelho, disse que Portugal já tem os juros mais baixos que é possível ter. Para o primeiro-ministro, falar em redução de juros é uma



Snippets need protection as well







Defend your Net!





Massive Google campaign against this law

https://www.google.de/campaigns/deinnetz/

- "This law will marginalize Germany"
- "Search results will be massively disturbed"
- "Ownership-monopoly will impoverish the internet"
- "Small publishers will not gain from this law"
- "Publishers do not need additional protection"

More Google 'fears'

"German economy will suffer"

"Threat to pluralism of information"

"Dangerous legal uncertainty"

"Publishers will limit freedom of users"



Google "Get involved, contact your MP!"

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Klicke direkt in die Karte auf deinen Heimstort und finde den für dich verantwortlichen Abgeordneten.



Die hier angezeigten Kontaktinformationen wurden den Webseiten der Mitglieder des Bundestages entnommen.

Gib' deine Adresse ein 1) Geb' Deine PLZ ein 2) Submit 3) Klicke in die Karte

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