

PERFORMERS' RIGHTS & NEW TECHNOLOGIESMotivation

The on-line world must not be a lawless one. Culture must not be relegated to a second division within society and new technologies must enhance and foster national industries of the arts providing that cultural and audiovisual goods and services reflecting cultural identities are suitably dealt with.

Motion

Convinced of the cultural advantages in particular of remuneration rights for legal licences covering exclusive rights (e.g. help for creation and live performances), the FIM is opposed to the reduction of the area of application on the one hand of the right to equitable remuneration for Performers with regards to private copy, in the digital field in particular which should not be subjected to the system of exclusive rights, and on the other hand of the right to equitable remuneration for commercial phonogramme diffusion which should be preserved and extended.

FIM will do everything necessary to ensure that:

- legal provisions in the field of private copy and equitable remuneration are maintained, including application of such measures to new means of transmission.

- sharing between digital private copy and audiovisual private copy is carried out with the necessary harmony.

- a European directive is introduced protecting Performers' rights in the field of audiovisual broadcasts, not just for "on-demand" Internet transmissions but for all types of communication to the public for audiovisual fixations.

- there is a strong commitment from all Performers to bring confiscation of their exclusive rights by recording professionals to an end.

- collective bargaining is instigated for working on Internet and for new technologies per branch of activity for primary destinations, such bargaining to include of course musicians' unions.