

Implementation of the Directive on Collective management of copyright and related rights and multi-territorial licensing of rights in musical works :

Transposition Note

Directive 2014/26/EU of the European Parliament and of the Council of 26 February 2014

Article	Objective of article	Implementation
Title I		
Article 2	Sets out scope	Regulation 2(2)-(5)
Article 3	Definitions	Regulation 2(1) and 7(13)
Title II		
Collective management organisations		
CHAPTER 1		
Article 4	Collective management organisations and right holders: general principle	Regulation 3
Article 5	Sets out the rights of right holders in relation to collective management organisations	Regulation 4 and 33
Article 6	Set out the provisions relating to membership rules of collective management organisations	Regulation 5 and 6
Article 7	Sets out requirements applying to collective management organisations in relation to certain non-member right holders	Regulation 6(c)(ii), 19(1)(a)(ii) and 28(1)(b)(ii)
Article 8	Sets out requirements relating to the general assembly of members of collective management organisations	Regulation 7
Article 9	Sets out a requirement for a collective management organisation to have a supervisory function	Regulation 8
Article 10	Sets out obligations on persons who	Regulation 9 Regulation 9(4) and (5)

	management the business of the collective management organisation	impose obligations additional to those required by this Article to maintain current protections
CHAPTER 2		
Management of rights revenue		
Article 11	Sets out provisions on the collection and use of rights revenue	Regulation 10
Article 12	Sets out provisions on deductions	Regulation 11
Article 13	Sets out provisions on distribution of amounts to right holders	Regulation 12
CHAPTER 3		
Management of rights on behalf of other collective management organisations		
Article 14	Sets out provisions relating to rights managed under representation agreements	Regulation 13
Article 15	Sets out provisions relating to deductions and payments in the case of representation agreements	Regulation 14
CHAPTER 4		
Relations with users		
Article 16	Sets out provisions on licensing	Regulation 15 Regulation 15(5)(d) and (6) impose obligations additional to those required by this obligation to maintain current protection
Article 17	Sets out obligations applying to users	Regulation 16
CHAPTER 5		
Transparency and reporting		
Article 18	Sets out provisions relating to information provided to right holders on the management of their	Regulation 17

	rights	
Article 19	Sets out Information provided to other collective management organisations relating to management of rights under representation agreements	Regulation 18
Article 20	Sets out the information to be provided to right holders, other collective management organisations and users on request	Regulation 19
Article 21	Sets out provisions relating to disclosure of information to the public	Regulation 20
Article 22	Sets out requirement to have an annual transparency report	Regulation 21(1) to (3)
Title III		
Multi-territorial licensing of online rights in musical works by collective management organisations		
Article 23	Provisions on scope of Title III	Regulation 22
Article 24	Sets out provisions on capacity to process multi-territorial licences	Regulation 23
Article 25	Sets out provisions on transparency of multi-territorial repertoire information	Regulation 24
Article 26	Sets out provisions on the accuracy of multi-territorial repertoire information	Regulation 25
Article 27	Sets out provisions on the accuracy and timeliness of reporting and invoicing	Regulation 26
Article 28	Sets out provisions about the accuracy and timeliness of payment to right holders	Regulation 27
Article 29	Sets out provisions relating to agreements	Regulation 28

	between collective management organisations for multi-territorial licensing	
Article 30	Sets out provisions relating to the representation of other collective management organisations in relation to multi-territorial licensing	Regulation 29
Article 31	Sets out provisions relating to access to multi-territorial licensing	Regulation 30
Article 32	Sets out a derogation for certain online music rights	Regulation 22(2)
TITLE IV		
ENFORCEMENT MEASURES		
Article 33	Sets out requirements for collective management organisations to have a complaints procedure	Regulation 31
Article 34	Sets out certain provisions relating to collective management organisations and alternative dispute settlement	Regulation 32
Article 35	Sets out certain requirements as to dispute resolution	Already implemented (as far as concerns licensing conditions) by virtue of sections 118 to 128 Copyright, Designs and Patents Act 1988 and as far as concerns contract breaches, these are dealt with by virtue of access to civil courts
Article 36	Sets out requirements as to effective procedures for monitoring and ensuring compliance	Regulation 34 to 41
ANNEX	Sets out the required contents of the Annual Transparency Report	Regulation 21(4) and (5)

