



INTERNATIONAL ASSOCIATION
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[Private copy reform in Spain]

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EGEDA and the private copy reform in Spain

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EGEDA: What we are



What is EGEDA?

- EGEDA is a Spanish non-profit association and collection society that provides services for audiovisual producers and the audiovisual industry as a whole.
 - The right of remuneration for Private Copying
 - The Public Communication right.
 - Communication in public places
 - Audiovisual rights for sequences

EGEDA'S INTERNATIONAL PRESENCE





OTHER SERVICES OFFERED BY EGEDA

- WWW.FILMOTECH.COM
- CREA SGR: A non-profit financial entity to enhance and facilitate the financing of the cultural sector. CreaSGR offers guarantees for the audiovisual sector.
- Anti-piracy
- Sponsorship of festivals
- “Premios Platino” and “José María Forqué” Awards.

José María Forqué Awards

- 23rd edition of the Jose María Forqué Awards
- Economic impact of over 8 million €
- Retransmitted by TVE
- The second most important film awards in Spain



Platino Awards

- 23 countries
- More than 800 films.
- Ceremony retransmitted by TNT, TVE and 17 TV Broadcasters
- Economic impact of over 40 million €



Private Copy Remuneration in Spain

- Private Copy scheme up to 31 December 2011
 - Paid by importers and manufacturers
 - applied to equipment and recordable media formats which can be used for private copies
 - Analog and digital environment
 - 115 million € per year
 - Padawan case

Private Copy Remuneration in Spain

- Private Copy scheme from 01/01/2012 until 01/08/2017
 - Paid out of the General Budget
 - Political issue: the PP announced the phasing out of the private copy exception in their 2011 electoral program
 - 5 million € per year (less than 4% of the 2011 income)
 - Reduction of the scope of private copy

Actions undertaken by EGEDA during these years

- Complaint to the European Commission (01/08/2012)
- Appeal to the Supreme Court
- Preliminary Ruling: EGEDA case (June 2016)
- Supreme Court decision. The Spanish reform is declared null and invalid. (September 2017)
- Complaint to the European Commission: exception without remuneration
- EGEDA promotes a return to the old system

RDL 12/2017

- The Spanish Government changes the intellectual property law:
- Levy on equipment and recordable media
- Paid by manufacturers and importers
- Adjusted to the Padawan case.
 - Professional exceptions for companies
 - Reimbursement system for professional uses
 - Reduction of the 2011 rates
- Effective since August 1, 2017



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Thank you !

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