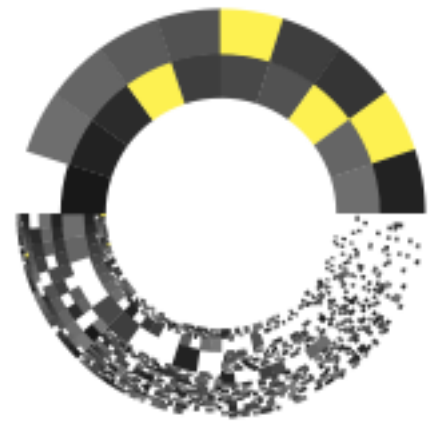


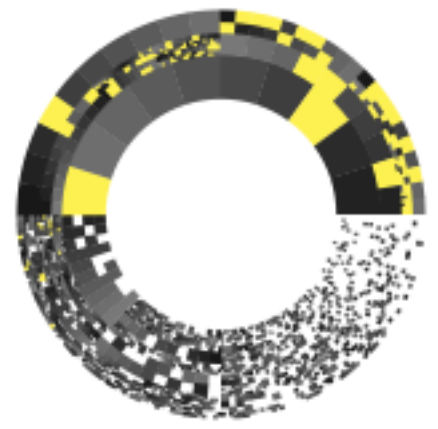
OPEN _FUTURE

ASSESSING THE IMPACT OF THE CDSM DIRECTIVE

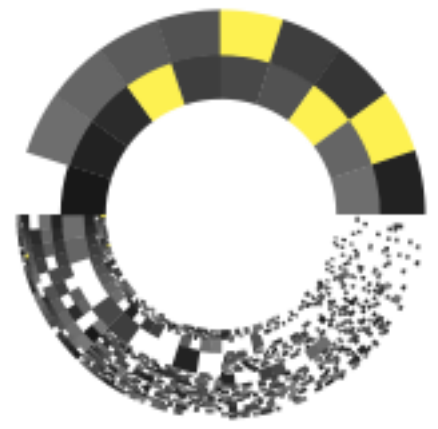
A win for the open movement?



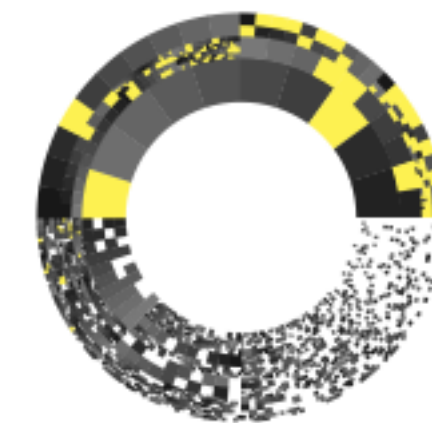
2016 - 2019



2019

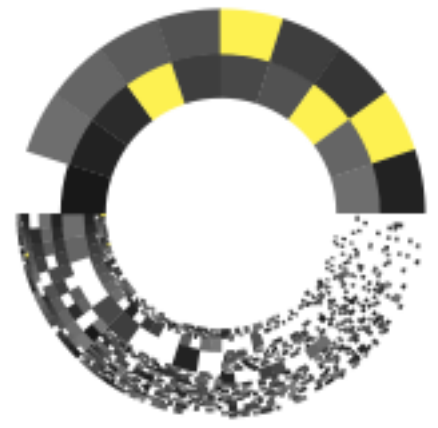


2021



3 MAIN PARTS OF THE CDSP DIRECTIVE:

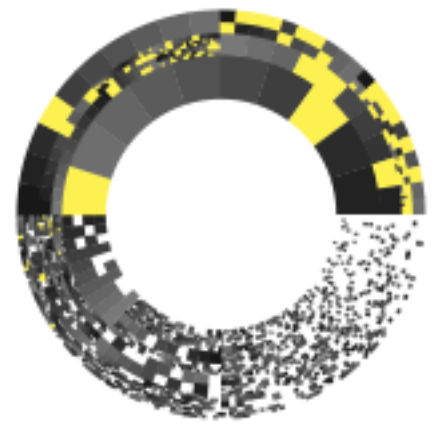
- 1. Measures aimed at improving access to protected works for certain public interest purposes: Articles 3 - 12 and 14.*
- 2. Measures aimed at improving the position of rightholders vis a vis online intermediaries: Article 15 and 17*
- 3. Measures aimed at improving the position of artists and performers vis a vis intermediaries: Articles 18 - 22.*



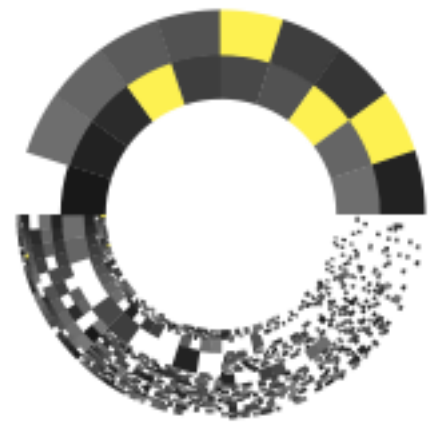
The public perception of the fight was dominated by Articles 17 and 15 (this fight has been lost?)

**MUCH LESS
ATTENTION HAS
BEEN PAYED TO THE
REST OF THE
DIRECTIVE (WHERE
THE KEY ISSUES
RELATED TO
OPENNESS ARE)**

ASSESSMENT OVERVIEW



	<i>Open position</i>	<i>COM proposal</i>	<i>CDSM Final</i>	<i>Assessment</i>
<i>Public Domain</i>	<i>include</i>	<i>not included</i>	<i>included</i>	<i>win</i>
<i>UGC exception</i>	<i>include</i>	<i>not included</i>	<i>partial (in Article 17)</i>	<i>win</i>
<i>Upload Filters</i>	<i>prevent</i>	<i>included</i>	<i>included</i>	<i>loss</i>
<i>Liability change</i>	<i>maintain</i>	<i>changed</i>	<i>changed</i>	<i>loss</i>
<i>TDM</i>	<i>right to read = right to mine</i>	<i>limited exception</i>	<i>2 limited exceptions</i>	<i>win</i>
<i>OOCW</i>	<i>exception</i>	<i>licensing</i>	<i>licensing + exception</i>	<i>win</i>
<i>Press publishers Right</i>	<i>no new right</i>	<i>new right</i>	<i>new right</i>	<i>loss</i>
<i>Exceptions</i>	<i>full harmonisation</i>	<i>partial harmonisation</i>	<i>partial harmonisation</i>	<i>loss</i>



WHAT CAN WE LEARN FROM THIS?

There is room for more openness in EU ©

THANKS!

hvala!

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