



Mr Antti Kurvinen, Minister of Science and Culture

We are representatives of a broad group of creators from all artistic fields and right holders in Europe's creative sectors including: book, press, musical, scientific, technical and medical publishers; the recorded and published music industries; film and TV producers; sporting event organisers; distributors; publishers of film and audio-visual content on physical media and online.

Dear Minister,

We are writing to express our serious concerns regarding the draft law proposal (the "Proposal") on the implementation of the Directive 2019/790 of the European Parliament and of the Council on Copyright and Related Rights in the Digital Single Market (the "DSM Directive"), which is being discussed by the Finnish Government.

Finland is known as a country that values creators, artists, and businesses in the creative sector, and has produced a large number of internationally respected creators and creative content – from Akseli Gallen-Kalela and F. E. Sillanpää to Kaija Saariaho and Alma. The DSM Directive, if implemented faithfully, will improve the online environment for Finland's creative community and help Finnish creators and companies receive a fair return on their efforts or effectively enforce their rights.

However, the provisions of the Proposal which are implementing Article 17 of the DSM Directive would lead to the opposite result. If adopted, the Proposal would dilute the liability of online content sharing service providers (OCSSPs) and seriously harm Finland's creative sector. It neither complies with the DSM Directive's aims and wording, nor with EU and

international law, and disrupts the fine balance between copyright and other fundamental rights achieved by the EU legislature.

On a practical level the implementation of Article 17 of the DSM Directive, as suggested in the Proposal, would facilitate copyright infringement and undermine the exercise of exclusive rights in ways which would unreasonably prejudice the legitimate interests of right holders.

It would also jeopardise the creation of a European Digital Single Market, which is of paramount importance for businesses, and which was one of the original aims of the Directive. It would put Finnish creators and creative businesses at a competitive disadvantage with other EU Member States.

We therefore urge you to support the creative sector in Finland, stick to the provisions and spirit of the text which was agreed and adopted by the EU legislature and implement the DSM Directive faithfully by adhering closely to the wording of Article 17.

Your sincerely,

ECSA, the European Composer and Songwriter Alliance, represents 57 member organisations and over 30,000 professional composers and songwriters in 27 European countries. ECSA's core mission is to defend and promote the rights and interests of composers and songwriters with the aim of improving their social and economic conditions, as well as enhancing their artistic freedom.

EMMA, the European Magazine Media Association, is the unique and complete representation of Europe's magazine media, which is today enjoyed by millions of consumers on various platforms, encompassing both paper and digital formats. EMMA represents 15,000 publishing houses, publishing 50,000 magazine titles across Europe in print and digital.

ENPA, the European Newspaper Publishers' Association is the largest representative body of newspaper publishers across Europe. ENPA advocates for 16 national associations across 13 European countries and is a principal interlocutor to the EU institutions and a key driver of media policy debates in the European Union.

EPC, the European Publishers Council, brings together Chairmen and CEOs of Europe's leading media groups representing companies with newspapers, magazines, online publishing, journals, databases, books and broadcasting, communicating with Europe's legislators on issues that affect freedom of expression, media diversity, democracy and the health and viability of media in the EU.

EUROKINEMA represents the interests of film and television producers to the European Union bodies concerning all the issues directly or indirectly affecting film production.

FEP, the Federation of European Publishers, represents 29 national books and learned journals publishers' associations of the European Union and the European Economic Area.

FIAD, the International Federation of Film Distributors' and Publishers' Associations, represents national associations of film distribution companies. FIAD's members operate in 14 countries where they cover 90 to 100% of the theatrical market.

FIAPF is the International Federation of Film Producers' Associations. Its members are 36 film and TV producer organizations from 29 countries, including 15 in the EU/EEA. Their activities include the development and production of films and audiovisual content which are distributed offline and online via all forms of authorised and legal online distribution channels.

GESAC, the European Grouping of Societies of Authors and Composers, comprises 32 authors' societies from across the European Union, Norway, and Switzerland. As such, it represents over one million creators and rights holders in the areas of musical, audio-visual, visual, and literary and dramatic works.

ICMP is the world trade association for music publishers and companies. It represents more than 90% of the world's published music. Its membership comprises 61 national associations, including each of the 27 EU Member States.

IFPI, the International Federation of the Phonographic Industry, is the organisation that promotes the interests of the international recording industry worldwide. IFPI's mission is to promote the value of recorded music, safeguard the rights of record producers and expand the commercial uses of recorded music in all markets where its members operate.

IMPALA is the European association of independent music companies, representing over 5,000 music SMEs. Its mission is to grow the independent music sector sustainably, return more value to artists, promote diversity and entrepreneurship, improve political access, inspire change and increase access to finance.

IMPF is the global network for independent music publishers. It represents the interests of indie music publishers internationally, shares experiences and best practices, exchanges information on the copyright and legal framework in different territories and jurisdictions, and helps stimulate a more favourable environment for artistic, cultural and commercial diversity for songwriters, composers and publishers everywhere.

IVF, the International Video Federation. Its members are associations representing businesses active in all segments of the film and audiovisual sector in Europe. Their activities include the development, production, and distribution of films and audiovisual content as well as their

publication on digital physical carriers and via all forms of authorised and legal online distribution channels (TVOD, SVOD, AVOD).

MPA, the Motion Picture Association, is the leading advocate of the film, television, and streaming industry around the world.

NME, News Media Europe, the voice of the progressive news media industry in Europe, representing over 2400 news brands, online and in print, on radio and TV.

SROC, the Sports Rights Owners Coalition, is a forum of over 50 international and national sports bodies and competition organisers, with a particular focus on rights issues.

STM is the leading global trade association for academic and professional publishers. The membership is composed of over 140 organisations who are based globally and include academic and professional publishers, learned societies, university presses, start-ups and established players.