



## **Republika e Kosovës**

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Ministry of Culture, Youth & Sports

# **NATIONAL STRATEGY FOR STRENGTHENING THE COPYRIGHT SYSTEM**

**2019 - 2023**



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## Table of Contents

Table of contents.....	4
Abbreviations.....	6
Acknowledgments.....	7
Executive summary.....	8
Introduction.....	9
Methodology.....	10
Background.....	11
Objectives for Implementing the Strategy.....	13
Main objective 1: Advancement of Legislative Framework.....	14
Main objective 2: Increasing the Capacities of the Responsible Institutions for the National System of Copyright.....	16
Main objective 3: Promoting, educating and enhancing Copyright compliance.....	19
Main objective 4: Improving cooperation between interested parties.....	21
Main objective 5: The reduction of infringements in the field of Copyright.....	24
Implementation, Monitoring and Reporting.....	26
Reporting, Monitoring and Evaluation.....	27
Budget impact and implementation of the strategy.....	28
Action Plan 2019-2023.....	30



## Abbreviations

CMO	Collective Management Organization
EU	European Union
IP	Intellectual Property
IPA	Industrial Property Agency
IPR	Intellectual Property Rights
CRR0	Copyright and Related Rights Office
MCYS	Ministry of Culture, Youth and Sports
SAA	Stabilization and Association Agreement
WIPO	World Intellectual Property Organization
WTO	World Trade Organization

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## EXECUTIVE SUMMARY

Creating a functional system of copyright and related rights is a legal and moral obligation for the institutions of our country, to the creators, innovators, investors and the economy in general. Many developing countries, including Kosovo, find their industries growing rapidly in the sphere of culture and creativity, including music, visual arts, video games and movies, an industry that is protected by copyright and related rights. The World Intellectual Property Organization studies have shown that culture and creative industries make a significant contribution to the economic development of the countries. However, without the protection of copyright and related rights, copyright holders would not enjoy economic benefits. Therefore, copyright protection has a dual purpose; preservation and development of national culture as well as providing economic benefits to authors and other copyright holders.

Kosovo remains a place where copyright is not yet applied to the extent required by law and European and international standards. The institutions and the country need to continue to take measures to strengthen the copyright protection system and create compensation mechanisms for creators, performers and all those who enjoy the rights. Piracy continues to be present in our country, a phenomenon that refers to the unlawful reproduction of a work that is protected by copyright without the consent of the right-holder or the authorized person and may lead to loss of economic and cultural benefits. For this reason, the country needs to adopt the National Strategy for Strengthening the Copyright System, which consists of a set of measures formulated and implemented by the Government and other actors. These measures are designed to facilitate copyright protection and to encourage creativity, innovation and impact on the country's economic growth.

The purpose of this National Strategy is to provide a plan whereby all stakeholders work together to promote, protect and develop the copyright system, which will stimulate the creativity and develop the country's economy.

The mission of the **National Strategy for Strengthening the Copyright System 2019 - 2023** is the development of a national copyright system that would encourage creativity, resulting in Kosovo's economic, social and cultural development. To achieve this mission, the **Strategy** has five main objectives:

- Advancing the legislative framework;
- Increasing the capacities of the institutions responsible for the National Copyright System;
- Promoting, educating and increasing respect for Copyright
- Improving cooperation between stakeholders; and
- Reducing violations in the field of copyright.

In order to achieve the objectives of the Strategy, it is envisaged that in the five years of the period of this strategy, continuous actions will be undertaken which relate to:

- Advancement of the legislative framework, the issuance of new laws and bylaws in order to address issues as well as full harmonization with EU legislation;
- Continuous training and education of officials in the field of Copyright;
- Strengthening the cooperation between the responsible institutions, namely members of the Task Force and the National Council on Intellectual Property;
- Organization of various activities such as; media conference; seminars; awareness campaigns including those online, in order to raise awareness and encourage creativity;

- Reducing the level of piracy and improving the enforcement of copyright in the country.

These actions will be undertaken in order to strengthen the copyright system, respectively to achieve a better implementation of these rights, thus directly affecting the reduction of the piracy level in the country.

## INTRODUCTION

Many developing countries have creative industries with fast growth in all areas, from music to visual arts, video games and movies. World Intellectual Property Organization studies found that culture and creativity industries make significant contributions to the economies of different countries. Without copyright protection, the economic benefits of these works may not remain or return to the country of origin. Hence, copyright protection serves dual goals, namely the preservation and development of national culture as well as providing tools for commercial exploitation in domestic and international markets.<sup>1</sup>

Given the importance of copyright, it is necessary to work towards enhancing the copyright system in our country. This can be achieved through a national copyright strategy with clear objectives and an action plan which foresees activities that serve to achieve the objectives and the mission of the strategy. The strategy will enable better enforcement of copyright and related rights, driving the innovation and cultural creativity in the country. The strategy will have a micro-economic impact as it enhances the level of creativity in the country by generating economic benefits for creators and traders as well as better conditions for the protection of their rights, but also macro-economic impact due to the fact that it increases the level of creativity, thereby creating more jobs, more tax collection for the state budget, ensuring growth and economic development of the country and improvement of the welfare of the society.

Copyright violations undermine the artistic creativity and the economy of our country. Copyright violations undermine creativity and, as a result, impoverish and harm the culture of our country. Failure to enforce copyrights seriously damages the private sector, especially the sector of art and creative activity.

The Government of the Republic of Kosovo is required to create the conditions for the implementation of the Copyright and Related Rights, an obligation deriving from Law no. 04/L- 065 on Copyright and Related Rights. The priority of the Kosovo Government for integration into the European Union is closely related to the implementation of the Stabilization and Association Agreement, namely Article 77 which requires establishment of a functioning system of copyright enforcement by the Republic of Kosovo, with levels of protection similar to EU countries within a five year period and alignment of country's legislation with *acquis communautaire*.

Copyright protection, including fighting phenomena such as piracy, is also linked to the priority of the Government of Kosovo for sectoral development, namely education and culture, where copyright promotes cultural creativity and contributes to the development of quality education in the country. Better enforcement of copyright will especially reduce of plagiarism and enhance of the quality of academic publications. The Government's priority is also the harmonization of national legislation with that of the EU and elevating country's status vis-à-vis international mechanisms, in particular European integration. Furthermore, the enforcement of copyright will improve the image of the country, in relation to the international mechanisms and growth of foreign investments in the country, as foreign investors and serious companies do not invest in a country with poor implementation of intellectual property rights, including copyright.

<sup>1</sup>Njohja e të drejtave autoriale dhe të drejtave të ndërlidhura, faqe 32, WIPO, 2016.



## METHODOLOGY

Owing to the development of technology and science, especially the Internet and various computer programs, it has become easier for authors to create, which is undoubtedly very positive for art, culture, economy and society as a whole but at the same time, makes copyright infringements easier, which has posed a serious challenge for Kosovo as well.

Kosovo has yet to achieve a satisfactory level of copyright enforcement because the level of violations in the country is high. It is therefore necessary to take measures to reduce the level of copyright violations, and drafting of the National Strategy is believed to be the most appropriate way to achieve this goal. The strategy has been designed with a view to creating a functioning copyright system where these rights are respected and implemented efficiently to the levels comparable to EU countries.

The Minister of Culture, Youth and Sports has established a working group for the drafting of the National Strategy for the Strengthening of the Copyright System 2019-2023..

The working group that drafted this Strategy consists of institutions mandated to create policies, enforce and protect the intellectual property rights in Kosovo. The group is composed of: The Ministry of Culture, Youth and Sports / Office for Copyright and Related Rights; Ministry of Trade and Industry / Agency for Industrial Property; Ministry of Trade and Industry / Market Inspectorate; Ministry of Internal Affairs / Kosovo Police; Ministry of Finance / Kosovo Customs; as well as associations for collective administration of copyright and related rights in Kosovo.

For the purposes of drafting this strategy, the working group applied the following methods: desk research - data collection; comparative-comparison of Data Collected and analytical-data Analysis, methods.

As part of desk research during its activity, the CO consistently collected data on the state of implementation of copyright in practice, the violations that are being made, the challenges faced by the rightholders in the implementation of their rights and the general state of copyright enforcement.

Also, data collection was made by all member institutions of the working group. This was achieved through meetings organized with all these institutions, with the rightholders, with other stakeholders and with local and international experts. Meetings were held with representatives of law enforcement institutions, including judges of the Department of Economic Affairs of the Basic Court of Prishtina and judges of the Court of Appeal.

After this, the process of analyzing the collected data began. This was done in cooperation with all member institutions of the working group, as well as local and international experts. Working group analyzed collected data and identified the challenges that the copyright system faces and agreed on the necessary steps to be taken to improve this system.

In addition to analysis, the experiences of different countries have also been compared, on how they regulate the copyright system and how they address the infringement of rights. At that stage, the working group, in cooperation with experts, reviewed and analyzed domestic legislation, by-laws and criminal code of Kosovo. As far as EU and international legislation is concerned, they reviewed and analyzed the BERN Convention, the TRIPS Agreement, as well as the relevant EU directives and regulations.



## Background

Kosovo continues to have problems with copyright and related rights infringement. Although Kosovo institutions have taken numerous measures to combat these violations, sale and production of copied works in the territory of Kosovo persists. Physical piracy in recent years has been successfully suppressed, and because of technological development, it declined, but on the other hand, digital piracy has increased, as a result of the high penetration rate of the Internet, which according to 2013 data reached 76.6%<sup>2</sup>, and the fact that Kosovo has a very young population that spends a lot of time online. Digital piracy is not only a challenge for Kosovo's law enforcement institutions but also for EU member states, fighting this phenomenon is difficult because of the new, emerging forms it assumes.

Piracy as a phenomenon in Kosovo exists for a very long time, but it has been identified as a problem since 2000 when massive infringements of copyright have started, as a consequence of the import of pirated goods and equipment that enable the reproduction of protected material. Until 2006, there was no adequate legal basis which enabled the fight against piracy and other copyright violations. The first copyright law was issued that year, which has never been fully implemented. Due to legal gaps and lack of institutions to combat infringements, piracy in Kosovo continued to rise until 2011, when Law no. 04/L-065 on Copyright and Related Rights was adopted, which provides for rights related to protected works, legal remedies and sanctions. Then, in 2012, Kosovo adopted the Anti-Counterfeiting and Piracy Strategy, which envisaged measures to combat these phenomena.

In the framework of actions undertaken to implement the Anti-Counterfeiting and Piracy Strategy 2012-2016, actions against physical and digital piracy have been undertaken by the Task Force against Piracy. Cooperation between Task Force member institutions has been high, Task Force has achieved quite a high degree of success in combating physical piracy, where about 45,000 pirated materials have been seized and confiscated. If we compare the level of piracy today with that when the first Strategy was drafted in 2012, we have a significant improvement in the level of copyright enforcement and public awareness. Thanks to the implementation of this strategy and the work of the Task Force, Kosovo is no longer behind the countries of the region in fighting physical piracy.

<sup>2</sup><http://www.mfa-ks.net/?page=2,4,1944>

Copyright violations are present in every country. Among the countries of the region, the best enforcement was recorded as best is Croatia and Slovenia, while in other Balkan countries like Albania, Macedonia, Montenegro, Bosnia and Herzegovina and Serbia we notice a lower implementation. These states have also issued strategic documents for the enforcement of intellectual property rights. In the framework of international standards, it is worth mentioning the agreement on Commercial Aspects of Intellectual Property (TRIPS) signed by the member states of the World Trade Organization, which sets out the minimum level of copyright protection and stipulates requirements to combat piracy. The provisions of this agreements are part of the copyright law of our country.

The issue of copyright infringements continues to be present in Kosovo, although actions by the country's institutions have been undertaken to reduce the level of violations. Factors that contributed to the persistent presence of the issue are: Institutions of Law enforcement have insufficient capacity to take actions on the basis of official duty and this is particularly noticeable in some municipalities of the country where the market inspectorate has undertaken very little action, another factor is the fact that the rightholders did not use legal remedies provided by the applicable law on copyright, this is also seen by the small number of lawsuits filed to the competent court; lack of familiarity of the rightholders with the provisions of the copyright law etc.

The information gathered by the OC and its analysis, indicates that the rightholders are not using the legislation in effect against the violators of the rights, which caused difficulties fighting the phenomenon of piracy and falsification. Lack of state capacities, especially of the inspectorate and prosecutor's office, in the seizure of pirated goods and initiation of proceedings against copyright violators; and the inability to monitor the internet for copyright infringement merged as separate issues related to inadequate

implementation of copyright in our country.

In view of the factors above, the Strategy can not address the issue of citizens' confidence in Justice System, and the delays that may arise in the adjudicating cases by claims in the competent court. This is also relates to the lack of information of the rightholders, since the Law on Copyright foresees that copyright cases should be reviewed as priority by the Court, but the Government is unable to provide a solution to this factor. This is due to the special nature of the Internet, where monitoring can not be achieved by law enforcement bodies but should be handled by rightholders, who should inform enforcement authorities if they encounter any infringement of their rights in internet and use the remedies provided by the law in effect.

The main activities to be undertaken to address the issue are are:

- Enhancing the legislative framework;
- Increase the capacities of the institutions responsible for the National Copyright System;
- Improve stakeholder cooperation;
- Promotion, education and enhancement of respect for Copyright; and
- Reduce violations in the field of copyright.

A more accurate summary of the main planned activities will be made in the last part of the strategy, while the action plan, lists activities, the way of funding them and the actors and institutions that will implement them.

After analyzing the data and comparing it with the best practices of other countries, the working group found that for an effective copyright system, a national strategy needs to be drawn up and also set out the most effective and efficient methods, which would help strengthen the copyright system. In the next chapter, we will discuss how this will be achieved.

## OBJECTIVES FOR IMPLEMENTING THE STRATEGY

The main objectives of this strategy are geared towards improving the copyright system. These objectives derive from local legal obligations and are based on the priority of the Government of the Republic of Kosovo, the international obligations, the Country Report of European Commission and the determination of the Government of the Republic of Kosovo for the approximation of local legislation with EU Acquis. The successful implementation of strategic objectives will affect the development of the national copyright system that will foster creativity and innovation. This will be achieved by harmonizing local legislation with best international practices, increasing the capacity of institutions responsible for managing the national copyright system, enhancing stakeholder cooperation and encouraging creativity by raising awareness of the importance of copyright in our society.

Objectives are listed in the following table:

<b>Objectives</b>	
<b>Objective 1</b>	<b>Enhancing the legislative framework</b>
<b>Objective 2</b>	<b>Increase the capacities of the institutions responsible for the National Copyright System</b>
<b>Objective 3</b>	<b>Promoting, educating and enhancing respect for copyright</b>
<b>Objective 4</b>	<b>Improving cooperation between stakeholders</b>
<b>Objective 5</b>	<b>Reduction of Copyright Infringements</b>



# MAIN OBJECTIVE 1

## Advancing the legislative framework

The enhanced the legislative framework implies a full harmonization of local legislation with the *acquis communautaire*, which is a requirement for Kosovo's membership to the European Union, therefore the Government of Kosovo has set the alignment of legislation, including legislation in the field of copyright, as a national priority. Kosovo has already transposed most of the copyright legislation, but one part still remains to be transposed, mainly directives that are issued after the adoption of the copyright law. As the EU legislation continues to evolve, being supplemented and amended from time to time, it is imperative that Kosovo can keep up the pace by adapting to the changes. To achieve this, the legal framework will be revised and new legislation will be drafted.

### 1.1 Specific Objective - The Law on Copyright and Related Rights

Law no. 04/L - 065 on Copyright and Related Rights, was issued in 2011 and amended-supplemented in 2016. Although the law has managed to transpose almost entirely the EU legislation in the field of copyright, during its implementation several deficiencies have been identified. Given these shortcomings, it is necessary for the law to be analyzed and evaluated in order to identify problems and gaps in order to align our legislation with EU legislation and make improvements in order to reach adequate solutions.

To accomplish this specific objective, the following activities are planned:

- Creation of a working group;
- Drafting the concept paper on the Legislation in the field of Copyright and Related Rights;
- Drafting the Law on Copyright; and
- Adoption of the Copyright Law.

The realization of this objective will eliminate shortcomings in the current law, increase the level of harmonization with EU legislation, increase legal certainty for foreign investors and this will result in a functioning system of copyright and related rights.

### 1.2 Specific Objective - Supplementation and Amendment of Regulation no. 01/2012 on Collective Associations Licensing

It is necessary for the regulation to be revised and supplemented-amended in order to regulate the issue of designating the Collective Association which will manage the right to special compensation.

To accomplish this specific objective, the following activities are planned:

- Creation of a working group;
- Drafting a Draft Regulation Amending-Supplementing the Regulation on Licensing of Associations; and
- Approval of this Regulation.

Accomplishing of this objective will allow commencement of procedure for collecting the Special Compensation Fee.

### 1.3 Specific Objective - Implementation of the Regulation on Special Compensation

In order to implement the Law no. 04/L-065 on Copyright and Related Rights, a Special Compensation Regulation was adopted which defines the fee to be paid for the blank media and every copy of the material, and then distributed to the authors and rightholders as compensation for using their works. This Regulation will require work and commitment by the CO, the collective associations as well as other responsible institutions.

Accomplishment of this specific objective, the following activities are planned:

- Training of CMAs and staff of the CO on how the collection and distribution of special compensation is done; and
- Supervision of CMAs in their work.

The realization of this objective will harmonize local legislation and will ensure that the regulation on special compensation is properly implemented.

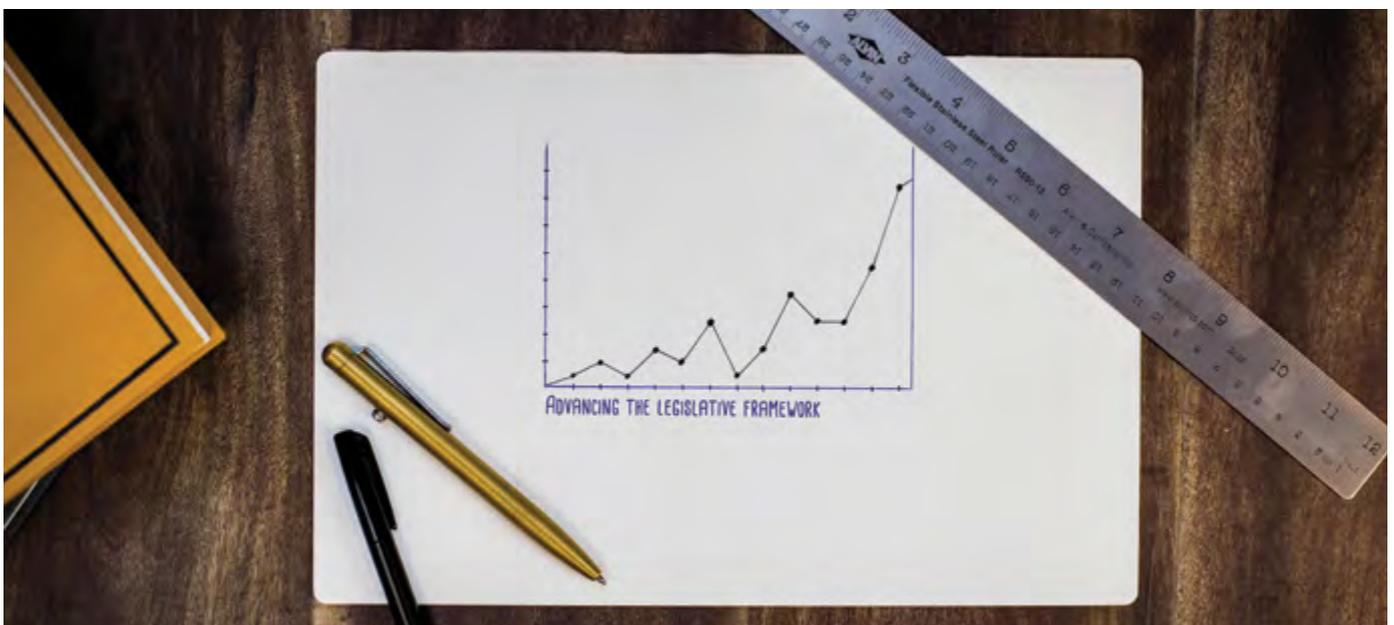
### 1.4 Specific Objective - Instruction on the Supervision of Collective Associations and Their Activities

The CO has the power to oversee the work of the Collective Management Associations, including the implementation of the mission of the association in relation to the collection of fees, the licensing of the users, the implementation of the principle of transparency, and the distribution of special compensation. In order to avoid the potential problems and find better implementation of legislation, it is necessary for the MCYS to issue an instruction on the Supervision of Collective Associations and their Activities.

To accomplish this specific objective, the following activities will be implemented:

- Drafting of the Instruction on Supervision of Collective Associations and Activities; and
- Adoption of this instruction.

Accomplishing this objective will bring better functioning of collective management in our country, and will ensure that CMAs are observing the law and the realization of their activity.



## MAIN OBJECTIVE 2

### Increase the capacities of the institutions responsible for the national Copyright system

The development of the Intellectual Property System, especially of copyright, depends heavily on state institutions. Responsible and efficient institutions are needed for a strong copyright system.

Kosovo's institutions are still in the early stages of development and there is room for development, therefore it is necessary to raise the capacities of the country's institutions so that Kosovo can build a system that can promote, protect and overcome the challenges of copyright. Increasing institutional capacity requires time and commitment from all responsible institutions.

#### 2.1 Specific objective - Oversight and control of CMAs

CMAs play an important role in the copyright system, particularly to provide compensation for work creators and rightholders. In order for Kosovar creators to protect and advance their interests, and for the benefit of the rightholders, the process of licensing and exploitation of works needs to be facilitated. It is also important that the staff of the CO and the CMAs be informed and trained in contemporary practices so that they can provide the best services.

To accomplish this specific objective, the following activities are planned:

- Developing standard procedures for overseeing CMAs;
- Staff training in standard operating procedures; and
- Implementation of standard operating procedures;

Accomplishing this objective will increase the efficiency of the CMAs, provide better conditions for the creators, the rightholders and their users.

#### 2.2 Specific Objective - Training on the Implementation of the Right of Special Compensation

The right to special compensation shall determine the fee to be paid on the first sale or import of audiovisual media holders and for the first sale or import of new photocopying, scanning and photocopy machines, if it has been made with a payment.

Since this is a new system introduced in Kosovo legislation, staff training and exchange of experiences with other countries is required.

To accomplish this specific objective, the following activities are planned:

- Study visit to investigate the implementation of obligations for specific compensation;
- Training of staff and CMAs in implementing the regulation for specific compensation.

Accomplishing this objective will create a functional system for special compensation, the functionalization of CMAs and the compensation of Kosovo authors.

### 2.3 Specific Objective - Organizing Workshops on Piracy Treatment

Because of its nature, copyright is constantly evolving. In order for Kosovo copyright system to keep up with other countries, it must constantly monitor the changes in legislation, judicial practice and exchange good experiences with other countries.

To accomplish this specific objective, the following activities are planned:

- Organizing annual piracy workshops - best fighting practices;
- Monitoring and adoption of best international practices in the area of copyright and enforcement.

Accomplishing this specific objective will prepare officials and build their capacities according to the best contemporary practices that will enable them to perform their duties more effectively.

### 2.4 Specific objective - Training on the treatment of seized and confiscated goods

Pirated goods seized and confiscated by state institutions are safely stored or destroyed. This procedure is costly for the state therefore they need to be preserved or destroyed as efficiently as possible. In order to achieve this, it is necessary to develop adequate procedures and train responsible officials.

To accomplish this specific objective, the following activities are planned:

- Study visits to see how confiscated and seized goods are preserved and destroyed safely; and
- Staff training according to standard operating procedures.

Accomplishing this specific objective will improve the current practices of conservation and destruction of pirated seized goods.

### 2.5 Specific Objective - Increasing the number of officials in institutions and determining the relevant units for the Right of Copyright

Undertaking copyright enforcement measures requires institutional engagement and the necessary capacities to prevent recurring actions. Law enforcement and policy-making institutions should have sufficient and determined officials to enforce copyright.

To accomplish this specific objective, the following activities are planned:

- Increasing the number of customs officers in the IPR Sector from two to four;
- Increasing the number of officials in the Copyright Office from four to seven and establishing two divisions for collective management and copyright promotion division;
- Designation of the respective unit in the Kosovo Police for combating physical and digital piracy; and
- Designation of the competent persons within the market inspectorate for the enforcement of copyright.

Accomplishing this specific objective will increase the efficiency of the institutions, in particular, will ensure better law enforcement.

## 2.6 Specific objective - Training of law enforcement officers to combat piracy

Piracy is most damaging to authors, creativity and the economy of the country. Piracy is presented in physical and digital form. Both of these forms are difficult to fight, especially digital as it is difficult to identify, prevent and fight, due to nature of the internet. In view of the above, measures should be taken to increase state capacities.

To accomplish these specific objective, the following activities are planned:

- Study visits to investigate how piracy is fought; and
- Establish standard operating procedures-according to the Action Plan prepared by the Task Force.

An indicator of this specific objective are reduction of the level of physical and digital piracy, which is achieved by seizing pirated goods, blocking pirated sites and promoting copyright.

## 2.7 - Specific objective – The use of advanced investigative techniques in piracy investigations

To combat piracy successfully, steps must be taken to prevent. To achieve this, advanced investigative techniques should be developed, aimed at identifying persons who import, produce and distribute pirated goods. In this regard, training should be provided for law enforcement officials, namely members of the police, prosecution, customs and market inspectorate.

To accomplish this specific objective, the following activities are planned:

- Training of police staff; prosecution; police and customs investigators for investigating piracy, respectively with regard to the identification of pirated goods, producers, importers and distributors; and
- Training on sequestration and seizure of pirated goods and proceeds acquired by the sale of pirated goods.

Accomplishing this specific objective will help to identify people involved in the piracy network and in training law enforcement officials.



## MAIN OBJECTIVE 3

### Promoting, educating and enhancing respect for Copyright

Raising awareness is a crucial element in the development of the copyright system. Raising awareness will help to create a better informed and educated society about copyright, which will directly give greater respect to copyright where citizens will seek their rights, and this will nurture creativity and, as a result, develop the country's economy. The realization of this objective will help to achieve the other objectives of this strategy.

#### 3.1 Specific Objective - Research Development to Analyze the Copyright Situation in Kosovo

There has been no thorough study in the field of copyright, discussing the impact of copyright on country's economy to what extent the citizens are informed on copyright and its importance. A market research would help answer these questions, prepare a more appropriate approach to promotion and generate an impact on enterprises operating in Kosovo, to pay more attention to copyright but also to place their products in the Kosovo market.

To accomplish this specific objective, the following activities are planned:

- Market research to calculate the value of copyright for the economy;
- Initiate a study to calculate how much citizens are informed about piracy; and
- Analysis of the empirical data collected and their processing.

Accomplishing this specific objective would result in the development of a study that would help clarify the situation in Kosovo with regard to the economic value of copyright in Kosovo and the level of citizen's awareness on copyright and piracy.

#### 3.2 OSpecific Objective - Raising awareness through written materials

An effective copyright system requires a well-informed society. Since citizens and rightholders in Kosovo are not sufficiently informed about copyright, steps need to be taken to raise civic awareness on copyright, which is achieved by disseminating knowledge through articles and various publications such as magazines, brochures, manuals, etc.

To accomplish this specific objective, the following activities are planned:

- Publication of the Annual Report of the Copyright Office;
- Publication of the annual magazine "Autori";
- Drafting and dissemination of informative brochures; and
- Publication of the Handbook on Copyright and Related Rights.

Accomplishing this specific objective would result in a better informed and educated society, better aware of copyright and consequently, more compliant

### 3.3 Specific objective - Educating and raising awareness through lectures and workshops

In addition to publishing and disseminating articles, lectures are an important part of raising awareness and informing citizens. Lectures are held with different groups and different themes depending on the audience. These lectures aim to directly disseminate the knowledge.

To accomplish this specific objective, the following activities are planned:

- Holding lectures on copyright in faculties and schools;
- Online awareness campaign through the creation of video animations, publication of articles on social networks, citizen engagement through online initiatives etc; and
- Collaboration with collective associations and rightholders with a view to public awareness on the importance of copyright.

Accomplishing this specific objective would result in a better informed and aware society, with increased awareness on copyright and consequently more compliant.

### 3.4 Encouraging rightholders to establish CMAs in the relevant sectors.

CMAs are of great importance in creating an effective copyright system. They collect compensation in the authors' accounts, and distribute them to authors whose works are used, which indirectly influences the promotion of creativity and improves the copyright system. In order to achieve this, it is important to establish CMAs for each category of rights.

To accomplish this specific objective, the following activities are planned:

- Encouraging rightholders to establish CMAs in relevant sectors, through awareness raising of rightholderst

Accomplishing this specific objective will affect the rightholders of the CMAs for each domain of rights, so each category of rightholders will have their own CMA.

### 3.5 Specific objective - Increasing the number of requests for action.

One of the main issues underlying the current level of copyright infringements is the small number of requests for action or claims by rightholders. Rightholders should be active when they identify an infringement contact the relevant institutions or file a claim.

To accomplish this specific objective, the following activities are planned:

- Develop a communication strategy to encourage rightholders to submit requests for action to the responsible institutions: Inspectorate; customs; police; Prosecutor and Court.

Accomplishing this specific objective will have an impact on increasing the number of requests for action and lawsuits that will affect more actions by state institutions and better enforcement of copyright.

### 3.6 Specific objective - Encouraging rightholders to provide legitimate content through online services

One of the reasons for the high level of piracy in Kosovo is the lack of provision of various services legally, whether online or physical. The inability of Kosovo citizens to access these services and products legitimately is one of the factors that may have affected citizens to seek alternative forms of obtaining such services and products. To overcome this problem it is necessary to become aware of domestic and international companies that offer these services and products in the territory of Kosovo.

To accomplish this specific objective, the following activities are planned:

- Encouraging rightholders to launch their services online and in physical market with copyrighted material in Kosovo; and
- Contact rightholders to legally provide these services and products in the territory of Kosovo.

Accomplishing this specific objective will have an impact on reducing the level of piracy.



## MAIN OBJECTIVE 4

### Improving cooperation between stakeholders

The functional and effective copyright system resulting in the enforcement of these rights is created by developing a good cooperation between policy-making institutions in this area and law enforcement agencies, but also through cooperation between institutions and rightholders as well as the organizations they represent. Only a good inter-institutional cooperation in terms of information circulation and joint activities, as well as cooperation with rightholders in relation to the challenges they have for the enforcement of their rights, may produce a functional system of copyright in the country.

Cooperation with the Offices of the countries of the region, the EU Office in Kosovo and the World Intellectual Property Organization is very important.

To achieve this goal, the following are some specific objectives.

#### 4.1 Specific objective – Increasing efficiency and effectiveness of the anti-piracy Force

Reducing the level of piracy is achieved through the actions of policy-making and law enforcement institutions. Officials of law enforcement institutions of the Market Inspectorate, Kosovo Police, Customs and Prosecutors as well as the Copyright Office should cooperate closely in

order to successfully combat the phenomenon. Of particular importance is the cooperation within the State Council on Intellectual Property, which includes the policy makers of copyright and industrial property, including those implementing the laws of this field.

The Task Force against piracy set out under the Strategy, is meant to serve as co-ordinating body in the fight against piracy, and it is very important for the Task Force to be effective in the discharge of its mission.

To accomplish this specific objective, the following activities are planned:

- Task Force meetings should be organized at least once a month;
- As needed, working groups are established within the Task Force to facilitate intelligence sharing and taking action;
- To develop a database about cases and forms of copyright infringement, as intelligence to facilitate best practices among law enforcement agencies;
- Minutes should be drafted for the meetings of the Task Force;
- Cooperation within the State Council on Intellectual Property.

Accomplishing this specific objective will increase the level of cooperation between law enforcement institutions and strengthen inter-institutional coordination and provide information on forms of copyright and related rights infringement. Indicators for this objective include Meeting Minutes of Task Force against piracy, the number of specific groups created, the creation of a database with information on piracy, the taking of measures against physical-digital piracy and participation in the meetings of the State Council on Intellectual Property.

#### **4.2 Specific objective - Creation of joint forums with rightholders CMAs and users**

Cooperation with rightholders and their associations is very important for the enforcement of intellectual property rights, respectively copyright, given the fact that the best advocates of these rights are the rightholders, since they possess the facts and have better knowledge about their works and users who may be illegal. In particular, it is important to cooperate with Collective Copyright Management Associations, which

represent a large number of rightholders and have more extensive information about this area.

To accomplish this specific objective, the following activities are planned:

- Co-operation as needed with the rightholders and CMAs;
- Calling the CMAs representatives to the Task Force meetings once a year; and
- Organizing discussion tables to listen to the rightholder.

Accomplishing this objective increases the possibility of obtaining information from rightholders and makes it possible to successfully combat piracy. This objective is accomplished through meetings with rightholders and the participation of CMA representatives at meetings of the Task Force at least once a year.

#### **4.3 Specific objective - International co-operation and with the World Intellectual Property Organization**

Regional and international co-operation is very important in order to acquire the best experiences and develop the copyright system, namely the three pillars of this system, respectively legislation, management and enforcement of copyright. In this regard, it is very important to cooperate with the offices of regional countries on copyright and related rights, with special emphasis on the Albanian Copyright Office with which we have signed a memorandum of cooperation. It is also important to cooperate with the EU Office in Kosovo in implementing projects in the field of copyright and the Office for Intellectual Property Rights of the EU. Although Kosovo is not a member of the WIPO, co-operation with the World Intellectual Property Organization is very important and remains a membership objective in the near future.

To accomplish this specific objective, the following activities are planned:

- Exchange of best practices, information and intelligence along with the implementation of international law, including Europol and Interpol, in accordance with accepted cooperation requirements;
- Collaboration with the EU Intellectual Property Rights Office to provide training for enforcement institutions and policy making in the field of copyright;
- Cooperation with the Regional Copyright Offices, particularly with the Albanian Copyright Office, through participation in mutual activity and the organization of regional conferences;
- Participating in conferences organized by WIPO and online training of this organization;
- Cooperation with the Office of the EU in the framework of the implementation of the Intellectual Property Project 2019-2021.

Indicators for this objective are: communication with European and international law enforcement organizations; minutes from the forum for facilitating the exchange of information between right-holders, CMAs and users; participation in conferences organized by regional and WIPO countries; as well as tracking online WIPO trainings.



## MAIN OBJECTIVE 5

### Reduction of physical and digital piracy

The level of piracy in our country remains high, the measures taken by law enforcement institutions coordinated by the Task Force against Piracy from 2013 to August 2018 have resulted in the seizure of nearly 45 thousand copies of pirated materials, including actions of the Kosovo Police against operators offering television channel services or digital piracy.

However, the fight against piracy and the reduction of its level in the country remains a continuous mission of the institutions, and is one of the important objectives of this strategy. This objective is closely related to the other objectives of the strategy, which means that their completion directly affects the reduction of the level of piracy in the country. This strategic objective entails specific objectives and performance indicators.

#### 5.1 Specific Objective - Staff Training on Combating Piracy

Reducing the level of piracy is achieved through verifications of policy-making and law-enforcement institutions. Officials of the law enforcement institutions of the Market Inspectorate, Kosovo Police, Customs and Prosecutors should be trained in order to increase their capacities in relation to the phenomenon of physical and digital piracy, including the best methods of combating piracy from countries that have successfully fought this phenomenon.

The following activities will be implemented in pursuit of this specific objective:

- Train the staff of law enforcement institutions such as organizing trainings inside and outside the country, for the most modern methods of fighting physical and digital piracy

The realization of this specific objective will prepare officials and increase their capacity to address the issue of piracy fighting.

#### 5.2 Specific Objective - Renewal of the the Task Force Mandate and Inspections supervision

The market inspektorate has the main role in taking measures against piracy in the market. It is an institution that should act by virtue of its official duty for the purpose of market surveillance with respect to the enforcement of the copyright and related rights law, and undertaking anti-piracy measures; taking action on the claims of rightholders. In addition to engaging in continuous action, the inspectorate's actions have also been coordinated within the Task Force against Piracy, where along with the Kosovo Police and Customs, inspections have been carried out on subjects that deal with the sale of materials protected by copyright and related rights.

The Task Force as a body established to combat piracy is foreseen to operate during the 2019-2023 strategic period in order to achieve piracy reduction and fulfill the obligation deriving from the Stabilization and Association Agreement for the implementation of copyright at the level similar to that of EU countries.

In order to achieve this specific objective, the following activities will be implemented:

- Continue the mandate of the Task Force by the Government of Kosovo;

- Actions against physical and digital piracy organized and coordinated ex officio by the Task Force should occur three times a year;
- Close co-operation with rightholders and CMAs;
- Collaboration with international organizations and companies (rightholders) to identify cases of piracy and fighting it.

Accomplishing this specific objective will increase the level of copyright enforcement as indicated by the number of seized material and the fight against digital piracy. Another important indicator is the increase of cooperation with rightholders and copyrighted companies, resulting in greater success.

### 5.3 Specific Objective - Fighting digital piracy

One of the biggest challenges in combating copyright and related rights infringement is to combat infringements occurring in a digital environment because it is much more difficult to initially identify infringers and then take measures against them. The digital environment is highly convenient for the copyright infringers because of the fact that copyrighted material is trafficked at high speeds and with the same quality as the original materials. In this regard, the fight against infringements of the digital environment or digital piracy is an important and essential part of cooperation with rightholders and public awareness.

In order to achieve this specific objective, the following activities will be carried out:

- Law Enforcement Institutions and Task Force should work closely with the rightholders and organizations representing rightholders with companies that have most protected rights.
- Encourage the rightholders to use remedies and to seek a decision against middlemen, whose services are used by a third party to infringe copyright or related rights;
- Cooperation with the Regulatory Authority of Electronic and Postal Communications and with Internet Service Providers (telecommunications);

- Based on the demands of the rightholders, concrete actions should be taken by the investigative bodies-the Cyber Crime Investigation Sector upon identifying pirated websites, and then in cooperation with internet operators take steps to block them in the territory of the Republic of Kosovo, or at least create “pop-up” that when users enter the site, it is reported that this website is suspected of being a digital piracy site.

Accomplishing this specific objective will increase the level of copyright enforcement in the digital environment, and performance indicators for the objective are increased cooperation between law enforcement institutions and the Task Force with rightholders, which will result in greater use of remedies against mediators whose services are used to infringe a copyright, pirated Internet websites that distribute pirated material will be blocked and will increase public awareness about the damages of digital piracy.



## Implementation, monitoring and reporting

The Office for Copyright and Related Rights will coordinate the strategy implementation process and will play the role of a secretariat in relation to all actions undertaken under this Strategy. The Strategy will be implemented through activities undertaken by these institutions or mechanisms:

### **Institutions for policy development and coordination**

The Copyright Office has the authority in policy making in the field of copyright, based on legislation. The Office has the authority to harmonize the country's legislation with EU acquis and international law, promote copyright and licensing, and oversee the work of the Collective Copyright Management Associations. In terms of coordination and policy making, the Agency for Intellectual Property plays an important role, mainly through its role at the head of the State Intellectual Property Council.

### **Supervisory and enforcement institutions of the Law on Copyright and Related Rights**

With regard to the implementation of the rights and the market surveillance inspection, this competence is exercised by the Market Inspectorate. Another institution mandated to implement the Law on Copyright at border crossing points during import and export is Kosovo Customs. The Independent Media Commission has an obligation to oversee the enforcement of media rights by the media. Since January 2013, with amendments to the Criminal Code of the Republic of Kosovo, the Kosovo Police was also vested additional authority. Police officers can act ex officio to prevent the violation of copyright, citizens may submit their complaints to the Economic Crime Investigation Sector at the Directorate for Economic Crime Investigation and Corruption. In addition, complaints related to copyright infringements on the Internet should be referred to the Cybercrime Investigation Sector.

### **Court and Prosecution**

The Department of Economic Affairs at the Basic Court of Pristina and the Kosovo Court of Appeal play a special role in the protection of copyright, which preside over civil disputes in the field of copyright. Criminal cases are dealt with by the Basic Courts and Basic Prosecutions in the entire territory of our country.

### **The Task Force against Piracy**

Under the Strategy, it is recommended that Kosovo Government extends the mandate of the Task Force Against Piracy, a government body established in January 2013, which was in charge of coordinating the fight against piracy. Institutions, which are part of the Task Force, include the Copyright Office, the Market Inspectorate, the Industrial Property Agency, the Kosovo Intellectual Property Office, the Directorate against Economic Crimes and Cybercrime of Kosovo Police, the Agency for Sequestered and Confiscated Property Management, and a representative of the State Prosecution..

The Task Force shall have exclusive authority to monitor the implementation of this Strategy and coordinate Institutional actions in the Fight against Counterfeiting and Piracy in order to undertake concrete actions by the competent institutions and bodies that are part of the Task Force and other institutions that relate to the fight against counterfeiting and piracy in the area of copyright. The Task Force shall cooperates closely with rightholders, collective associations, and other local and international organizations in the fight against piracy.

To ensure adequate functioning of the Task Force, decision making and actions including monitoring the implementation of the Strategy, the Ministry of Culture, Youth and Sports is required, to approve the Regulation on Rules of Procedure of the Task Force, Reporting and Monitoring of the Strategy Implementation within

6 months of the approval of the Strategy.

The institutions will be above affected by the Strategy in various forms, which sets out obligations and actions they shall undertake to implement the strategy, which are clearly and accurately listed in the Action Plan.

## **Reporting, Monitoring and Evaluationi**

### **Reporting**

The Office of Copyright and Related Rights will coordinate the strategy implementation process and will play the role of secretariat in relation to all actions undertaken in the framework of the implementation of this Strategy. The implementation of the activities shall be done in accordance with the action plan and the deadlines for various objectives thereunder.

The Office is required to prepare a 6-month report on the implementation of the strategy. The report is prepared by the Office in July and January of each year of the strategy period and after its approval by the Task Force Against Piracy, the Office shall to send the report to the Minister of Culture, Youth and Sports, the Minister of Trade and Industry and the Director of Police Kosovo.

### **Monitoring the implementation of the Strategy**

is the competence of the Task Force against Piracy. The Task Force will take care of monitoring the implementation of the strategy, and for the actions undertaken within the Strategy, including those facing deadlocks. Task Force is notified by the Office through the progress report that this office prepares in writing every six months, in July and January of each year. The six-month Progress Report, drafted and submitted by the Office, is approved by the Task Force and sent to the Minister of Culture, Youth and Sports, the Minister of Trade and Industry and the Director of the Kosovo Police.

The annual report, in January of each year, shall be sent for approval to the Secretary General of the Ministry of Culture, Youth and Sports, who presents it for discussion and final approval to the representatives of the main participating institutions under the leadership of the CO. The progress report is compiled in accordance with the guidelines for drafting of strategic documents.

Institutions that are involved in the Task Force and are required to take action for the implementation of the Strategy are required to report to the Office of Copyright, which plays the role of the Secretariat. Reporting is done according to the timeframe for completion of activities and the progress for the activity is reported as requested by the Office.

As regards Task Force actions againts Piracy, law enforcement institutions - Inspectorate, Police and Customs are required to report on their actions within 7 days of the date they undertake the said action against piracy or against copyright infringements. The report should contain the information required for the preparation of the progress report under the Guidelines for Drafting Strategic Documents. The report shall not include confidential data, which may damage the investigation of the case by investigative bodies.

## Review of the Action Plan and partial or full impact assessment of the implementation of the Strategy

review of the plan is made as needed based on the progress made and the analysis carried out when monitoring the implementation of the strategy. The monitoring is set to be done accordingly by the Office of Copyright and reporting should occur every six months.

The impact of the implementation of the strategy is evaluated every year with the review of report, and based on the impact of the implemented activities. Impact assessment is done only for the impact that can be generated over a period of time, otherwise the impacts of the strategy can be long-term and may not be evaluated during the implementation period.

## Budget implication and strategy implementation

The Action Plan carries a total implementation cost of **€ 161,866.33** for three years of implementation, period 2019-2021. The Ministry of Culture, Youth and Sports provides the necessary budget for the implementation of activities set out in the action plan in order to achieve the objectives of the Strategy.

Table 1. Summary of budget strategy by years

Strategic Objective	Total Expenditures		
	2019	2020	2021
<b>Strategic Objective 1</b> Advancing the legislative framework	<b>7,700</b>	<b>7,000</b>	<b>3,000</b>
<b>Strategic Objective 2</b> Increasing the capacities of the institutions responsible for the National Copyright System	<b>21,666.66</b>	<b>28,666.66</b>	<b>3,666.66</b>
<b>Strategic Objective 3</b> Promoting, educating and enhancing Copyright compliance	<b>9,300.00</b>	<b>16,166.66</b>	<b>9,166.66</b>
<b>Strategic Objective 4</b> Improving cooperation between stakeholders	<b>8,666.66</b>	<b>9,666.66</b>	<b>8,666.66</b>
<b>Strategic Objective 5</b> Reducing Infringements in the field of Copyright	<b>9,833.33</b>	<b>9,333.33</b>	<b>9,333.33</b>
<b>Total</b>	<b>57,166.66</b>	<b>70,833.3</b>	<b>25,166.66</b>

**Table 2.** Strategy budget summary according to strategic objectives

<b>Strategic Objective</b>	<b>Total expenditures</b>
	<b>2019-2021</b>
<b>Strategic Objective 1</b> Advancing the legislative framework	<b>17,700</b>
<b>Strategic Objective 2</b> Increasing the capacities of the institutions responsible for the National Copyright System	<b>54,000</b>
<b>Strategic Objective 3</b> Promoting, educating and enhancing Copyright compliance	<b>34,666.33</b>
<b>Strategic Objective 4</b> Improving cooperation between stakeholders	<b>27,000</b>
<b>Strategic Objective 5</b> Reducing Infringements in the area of Copyright	<b>28,500</b>
<b>Total</b>	<b>161,866.33</b>

# Action Plan 2019-2023

## MAIN OBJECTIVE 1

### Advancing the legislative framework

Nr	Specific Objective	Activity/ Measure	Indicators	Responsible Authority	Deadline	Cost	Financing Source
1.1	Harmonization of the Primary Legislation on Copyright and Related Rights	Creation of a working group for drafting the concept paper	Issuing the decision to create a working group	MCYS/CO, Customs, Police and MEI	K1-2019	500€	MCYS Budget
		Drafting and approving the concept paper on the Legislation in the field of Copyright and Related Rights	Concept Paper Approved	MCYS/CO, Customs, Police and MEI	K4-2019	4,000€	MCYS Budget
		Drafting of the Legislation according to the concept paper	Approval of primary legislation by the Government	CO, Customs, Police and MEI	K4-2020	7,000€	MCYS Budget
		Approval of Copyright Legislation	Implementation of the Adopted Law	CO, Customs, Police and MEI	K3-2021	3,000€	MCYS Budget
1.2	Amending and Supplementing the Regulation No.01 / 2012 on the Licensing of Collective Associations	Creation of a working group	Issuing the decision to create a working group	MCYS/CO	K1-2019	200€	MCYS Budget
		Drafting of the Draft Regulation Supplementing-Amending the Regulation on Licensing of the Associations	Approval of the Regulation by MCYS	MCYS/CO	K1-2019	500€	MCYS Budget
		Regulation approval	Implementation of the approved Regulation	MCYS/CO	K3-2019	500€	MCYS Budget
1.3	Implementation of the Regulation on Special Compensation	Training of CMAs and staff of the CO regarding the implementation of the regulation	Officials better prepared to address the issue	MCYS/CO	K2-2019	500€	MCYS Budget
		Oversight of CMAs	Increasing the effectiveness of CMAs	MCYS/CO	K4-2019	500€	MCYS Budget
1.4	Instruction for the Supervision of Collective Associations and their Activities	Drafting and Approval of the Instruction for the Supervision of Collective Associations and their Activities	Approval of the MCYS Instruction	MCYS/CO	K4-2019	1,000€	MCYS Budget

## MAIN OBJECTIVE 2

### Increasing the capacities of the institutions responsible for the national copyright system

Nr	Specific Objective	Activity/ Measure	Indicators	Responsible Authority	Deadline	Cost	Financing Source
2.1	Oversight and control of CMAs	Taking measures in accordance with the Instruction on the Supervision of the CMAs	Implementation of the Instruction for the Supervision of CMAs	MCYS/CO	K1-2020	1,000€	MCYS Budget
		Implementation of the standard operating procedures	Increasing the effectiveness of CMAs	MCYS/CO	K2-2020	500€	MCYS Budget
2.2	Training on the Implementation of the Right to Special Compensation	Study visit to investigate the implementation of obligations for special compensation	Better informed officials to address the issue	MCYS/CO	K4-2019	3,000€	MCYS Budget
		Training of staff and CMAs in implementing the regulation on special compensation;	Better prepared CMAs officials to address the issue	MCYS/CO	K2-2019	1,000€	MCYS Budget
2.3	Organizing workshops on piracy treatment	Organizing annual piracy workshops - best fighting practices	Informing officials and opinion about piracy	MCYS/CO, Customs - PI Sector, Police, MTI/Market Inspectorate, IMC	K4-2019 K3-2020 K3-2021	5,000€	MCYS Budget
		Monitoring and adopting best international practices for copyright enforcement and piracy fighting	Increasing Effectiveness in Combating Piracy	MCYS/CO, Customs - PI Sector, Police, MTI/Market Inspectorate, IMC	2019-2021	3,000€	MCYS Budget
2.4	Training on the treatment of seized and confiscated goods	Study visit to study how to preserve and destroy safely the seized and confiscated goods	Officials of Market Inspectorate and Police, CMAs better informed about the manner of destruction and preservation of seized material	MCYS/CO, Market Inspectorate, Police	K3-2020	6,000€	MCYS Budget
		Staff training on standard operating procedures	Staff better prepared to address the issue	MCYS/CO, Market Inspectorate, Police	K4-2020	1,000€	MCYS Budget

Nr	Specific Objective	Activity/ Measure	Indicators	Responsible Authority	Deadline	Cost	Financing Source
2.5	Increasing the number of officials in the institutions and defining the respective units for the Right to Copyright	Increasing administrative capacity in the PI Sector from two to four	Increasing the number of officials in Customs	MF/Customs	K4-2021	1,000€	MCYS Budget
		Increase of administrative capacity in the CO	Increasing the number of officials in the CO from three to four	MCYS-CO	K4-2020	12,000€	MCYS Budget
		Creation of Division for Promotion and Education and Division for Collective Management and Supervision of CMAs	Creation of two divisions in the CO, and the appointment of heads	MCYS-CO	K4-2019	12,000€	MCYS Budget
		Determination of unit - responsible persons Kosovo Police for combating physical and digital piracy;	Increasing the effectiveness of the Police and defining the persons responsible for this sector	MIA/Police	K4-2019	500€	MCYS Budget
		Designation of the competent persons within the market inspectorate for the enforcement of copyright	Increase the effectiveness of the Inspectorate in the protection of copyright	MTI/Market Inspectorate	K4-2019	500€	MCYS Budget
2.6	Training of law enforcement officers to combat piracy	Study visits to investigate how piracy is fought	Organizing the visit and preparing a report on the model measures to be taken to combat piracy	MCYS/CO, Customs - PI Sector, Police, MTI/Market Inspectorate	K3-2020	4,000€	MCYS Budget
		Establishing standard operating procedures - according to the Action Plan prepared by the Task Force	Procedures approved by the Task Force	MCYS/CO, Task Force Institutions	K4-2019	500€	MCYS Budget

2.7	The use of advanced investigative techniques in piracy investigations	Training of police staff; prosecution; and police and customs investigators for the investigation of piracy, namely in relation to the identification of producers, importers and distributors of pirated goods	Better prepared officials to address the issue	MCYS/CO,, Customs - PI Sector, Police, MTI/Market Inspectorate	K4-2019	1,000€	MCYS Budget
		Training on sequestration and confiscation of pirated goods procedures and property acquired from the sale of pirated goods	Training held and officers trained	MCYS/CO, Customs - PI Sector, Police, MTI/Market Inspectorate, AASCA/ MCYS/CO	K4-2020	1,500€	MCYS Budget

## MAIN OBJECTIVE 3

### Promoting, educating and enhancing Copyright compliance

Nr	Specific Objective	Activity/ Measure	Indicators	Responsible Authority	Deadline	Cost	Financing Source
3.1	Research Development to Analyze the Copyright Situation in Kosovo	Market research to calculate the value of copyright for the economy	Conduct Study	MCYS/CO, Research Institute	K4-2020	5,000€	MCYS Budget, TAIEX, and cooperation with WIPO
		Initiation of the study to calculate to what extent citizens are informed about piracy	Conduct Study	MCYS/CO,	K2-2020	2,000€	MCYS Budget, TAIEX
		Analyzing the collected empirical data and processing	Extraction of data	MCYS/CO,	K1-2021	1,000€	MCYS Budget, TAIEX
3.2	Raising awareness through written materials	Publication of the Annual Report of the Office of Copyright	Published Report	MCYS/CO,	K4 -2019	500€	MCYS Budget
		Annual publication of the magazine "Autori"	Published Magazine for 2019, 2020 and 2021	MCYS/CO,	K2-2019 K2-2020 K2-2021	6,500€	MCYS Budget
		Design and distribution of informative brochures	Distributed Brochures	MCYS/CO,	K4-2019 K4-2020 K4-2021	6,000€	MCYS Budget
		Publication of the Handbook of Copyright and Related Rights	Published Handbook	MCYS/CO,	K3-2020	1,000€	MCYS Budget

3.3	Education and raising awareness through lectures and workshops	Deliver lectures on copyright in faculties and schools	At least five lectures organized every year	MCYS/CO Customs - PI Sector, Police, MTI/Market, Inspectorate, MCYS/CO	K4-2019 K4-2020 K4-2021	4,000€	MCYS Budget
		Online awareness campaign, through creating video animations, publishing articles on social networks, engaging citizens through online initiatives	Continuous posting on the CO Web site and the author-ks.com web site	MCYS/CO	K1-2019 until K4-2019	1,000€	MCYS Budget
		Collaboration with the rightholders and collective associations for the purposes of awareness	Organizing at least one workshop per year for the rightholders	MCYS/CO	K3-2019 K3-2020 K4-2021	2,000€	MCYS Budget
3.4	Encouraging rightholders to establish CMAs in relevant sectors.	Encouraging rightholders to establish CMAs in relevant sectors through awareness of rightholders	Organizing an information workshop with the rightholders	MCYS/CO, CMAs	K4-2019	300€	MCYS Budget
3.5	Increasing the number of requests for action	Awareness and encouragement of rightholders to submit requests for action to the responsible institutions and present cases of infringements	Awareness of rightholders to seek legal protection Increasing the number of requests for action to the law enforcement institutions	MCYS/CO, CMA, Inspectorate; Customs; Police; Prosecutor and Court	K2-2019 until K4 2020	4,000€	MCYS Budget
3.6	Encouraging rightholders to provide legitimate content through online services	Contacting the rightholders to legally provide services and products in the territory of the Republic of Kosovo	Increase of legitimate digital services for Kosovo citizens	MCYS/CO	K4-2019 until K4-2021	2,000€	MCYS Budget

## MAIN OBJECTIVE 4

### Improving cooperation between stakeholders

Nr	Specific Objective	Activity/ Measure	Indicators	Responsible Authority	Deadline	Cost	Financing Source
4.1	Raising the effectiveness and efficiency of the Task Force against piracy	Monthly Task Force meetings	Increasing the effectiveness of the Task Force and improve inter-institutional coordination	MCYS/CO, Customs, Police, Inspectorate, IPA	K2-2019 until K4-2021	10,000€	MCYS Budget
		As needed, working groups should be created within the Task Force to facilitate the exchange of intelligence and taking action	Increasing the effectiveness in the fight against piracy	MCYS/CO, Customs, Police, Inspectorate, IPA	K1-2019 K4-2021	500€	MCYS Budget
		Developing an information database with cases and forms of copyright infringement as an intelligence to facilitate best practices between law enforcement agencies	Creating a database with information about piracy	MCYS/CO, Customs, Police, Inspectorate, IPA	K4-2020	1,000€	MCYS Budget, TAIEX
		Drafting minutes for each Task Force meeting	Keeping the minutes for each meeting	MCYS/CO	K1-2019-K4-2021	1,000€	MCYS Budget
4.2	Creating joint forums with rightholders, Collective Management Associations (CMA) and users	Cooperation with rightholders and CMAs	At least one meeting held with CMAs	MCYS/CO, CMA	K1-2019-K4-2021	500€	MCYS Budget
		Calling the representatives of the CMAs at Task Force meetings once a year	Improving co-operation with CMAs and exchange of information	MCYS/CO, CMA	K1-2019-K4-2021	500€	MCYS Budget

4.3	International Cooperation and the World Intellectual Property Organization	Exchange of best practices, information and intelligence with international law enforcement organizations, including Europol and Interpol according to recognized cooperation requirements	Improving communication with European and international law enforcement organizations	MCYS/CO, Customs, Police, Inspectorate, IPA	K4-2019-K4-2021	2,000€	MCYS Budget, TAIEX
		Cooperation with the EU Intellectual Property Rights Office to enable training for enforcement institutions and policy making in the field of copyright	Improving cooperation with the EU Office for Intellectual Property Rights	MCYS/CO, Customs, Police, Inspectorate	K4-2019-K4-2021	1,500€	MCYS Budget, TAIEX
		Cooperation with the Regional Copyright Offices, especially with the Albanian Copyright Office, through participation in mutual activities and the organization of regional conferences	Improving co-operation with the Regional Copyright Offices	MCYS/CO	K4-2019-K4-2021	3,000€	MCYS Budget, TAIEX
		Participating in conference organized by WIPO and online training by the organization	Exchange of information and experiences	MCYS/CO	K4-2019 K4-2020 K4-2021	6,000€	MCYS Budget, TAIEX
		Cooperation with the Office of the EU as part of the the implementation of the Intellectual Property Project 2019-2021	Improving cooperation with the EU Office	MCYS/CO	K4-2019 until K4-2021	1,000€	MCYS Budget, TAIEX

## MAIN OBJECTIVE 5

### Reducing physical and digital piracy

Nr	Specific Objective	Activity/ Measure	Indicators	Responsible Authority	Deadline	Cost	Financing Source
5.1	Staff Training in the fight against piracy	Training of law enforcement institutions staff both through the organization of trainings inside and outside the country, for the most modern methods of fighting physical and digital piracy	Better prepared officers in fighting piracy	MCYS/CO Customs, Police, Inspectorates, IMC	K4-2019 K4-2020 K4-2021	8,000€	MCYS Budget
5.2	Supervisory Inspections	Extension of the mandate of the Task Force by the Government of Kosovo and the involvement of a prosecutor's representative	Decision on the renewal of Task-Force mandate	MCYS/CO	K2-2019	500€	MCYS Budget
		Actions against physical and digital piracy should happen three times a year, organized and coordinated ex officio by the Task Force	Increasing the number of seized and confiscated materials	MCYS/CO	K2-2019 until K4-2021	1,000€	MCYS Budget, Inspectorate
		Close co-operation with the rightholders and the CMAs	Improving co-operation with the rightholders and CMAs	MCYS/CO, CMA	K4-2019 until K4-2021	3,000€	MCYS Budget
		Cooperation with international organizations such as WIPO, Interpol and large companies to identify cases of piracy and its fight	Improving cooperation with international organizations and large companies	MCYS/CO	K2-2019 until K4-2021	3,000€	MCYS Budget / TAIXE

5.3	Fighting digital piracy	Law Enforcement Institutions and the Task Force should work closely with rightholders and organizations representing rightholders including companies that have more protected rights	Improving inter-institutional cooperation	MCYS/CO, Customs, Inspectorate, Police	K3-2019 until K4-2021	2,000€	MCYS Budget
		Encouraging rightholders to use remedies and to seek decisions against intermediaries whose services are used by a third party to infringe copyright or related rights online	Greater use of remedies	MCYS/CO	K1-2019 until K4-2021	6,000€	MCYS Budget
		Identifying websites that deal with digital piracy and blocking their operation	Increasing the intensity of institutions action to combat piracy and cooperation with RAEPIC and OIS	MCYS/CO, Customs, Inspectorate, Police...	K2-2019 until K4-2021	5,000€	MCYS Budget



# Autori

Zyra për të Drejtat e Autorit dhe të Drejtat e Përafërta  
Ministria e Kulturës, Rinisë dhe Sportit  
Qeveria e Republikës së Kosovës

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