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Delivered to: [markt-copyright-consultation@ec.europa.eu](mailto:markt-copyright-consultation@ec.europa.eu)

Internal Market and Services DG  
Unit D1 - Copyright  
European Commission

### OPINION / PUBLIC CONSULTATION ON THE REVIEW OF THE EU COPYRIGHT RULES

First of all, a lot of thanks to the commission (Internal Market and Services DG) of organising this important consultation on the review of the EU copyright rules.

This opinion represents an opinion of an individual citizen, not any legal entity.

This opinion does not contain:

- any business secrets
- any trade secrets
- any confidential information.

This opinion is public.

The Commission can add the PDF file of this opinion to a relevant Commission web page.

Annex 1 holds information about previous consultations.

Annex 2 holds information about disclaimers and copyright.

Best Regards,

Jukka S. Rannila  
citizen of Finland

signed electronically

[Continues on the next page]

44

45 **1. General: Previous consultations**

46

47 In the Annex 1 is a list of my previous opinions, which are mostly addressed to different  
 48 Directorate-Generals of the European Commission. Some parts of the previous opinions can be  
 49 used in this opinion.

50

51 **2. This opinion is based on the documents from the consultation <sup>1</sup> web page**

52

53 This opinion is not based large-scale literature (reviews), and I have used only the documents  
 54 referred on the dedicated web page for this consultation. Based on this limitation, this opinion is  
 55 quite limited, and I will give answers to small amount of questions. So, I don't answer to all  
 56 questions (80).

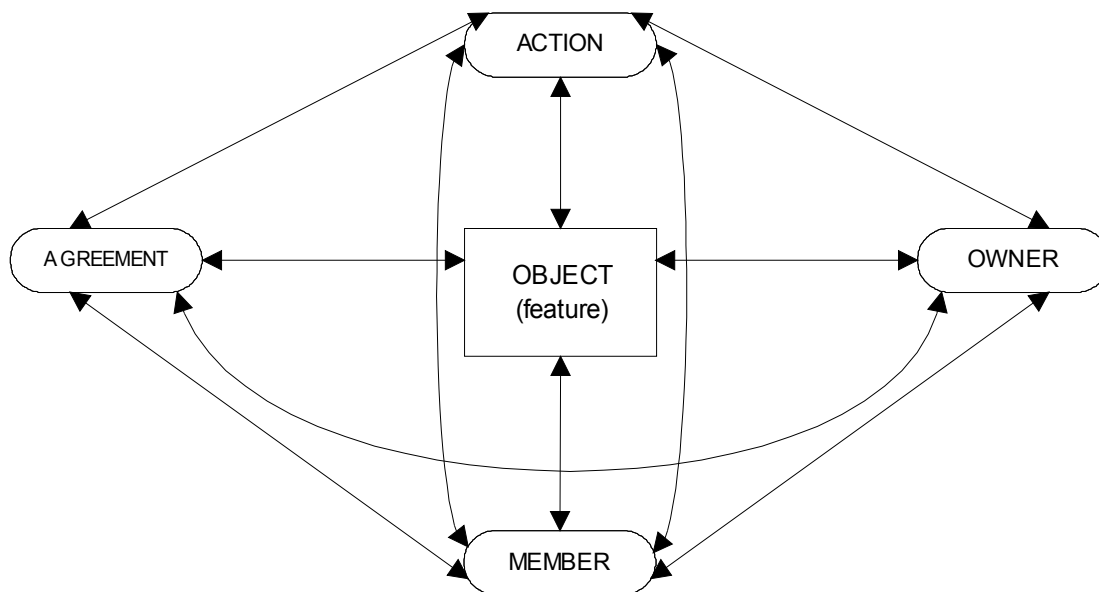
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58 **3. Some general notes**

59

60 I have constructed the following figure based on my limited experience.

61



62

63

64 In short:

- 65 \* the world is full of different objects (things)
- 66 \* objects can nowadays be digital in all phases
- 67 \* someone owns some objects
- 68 \* usage can be based on ownership, agreements and membership
- 69 \* the linkages between ownership, agreements and membership can be very complex
- 70 \* the linkages between ownership, agreements and membership can change very often.

<sup>1</sup> [http://ec.europa.eu/internal\\_market/consultations/2013/copyright-rules/index\\_en.htm](http://ec.europa.eu/internal_market/consultations/2013/copyright-rules/index_en.htm), Public Consultation on the review of the EU copyright rules, the dedicated web page for this consultation, the link worked on 24 February 2014

71  
 72 The mentioned linkages linkages between ownership, agreements and membership can also be  
 73 divided to two actions:  
 74 \* distribution  
 75 \* usage  
 76

77 There is nothing new on the previous explanations. However, the difference between distribution  
 78 and usage should be as clear as possible; also the juridical text should explicate this difference  
 79 between distribution and usage.  
 80

81 **4. Answers to the question 10**

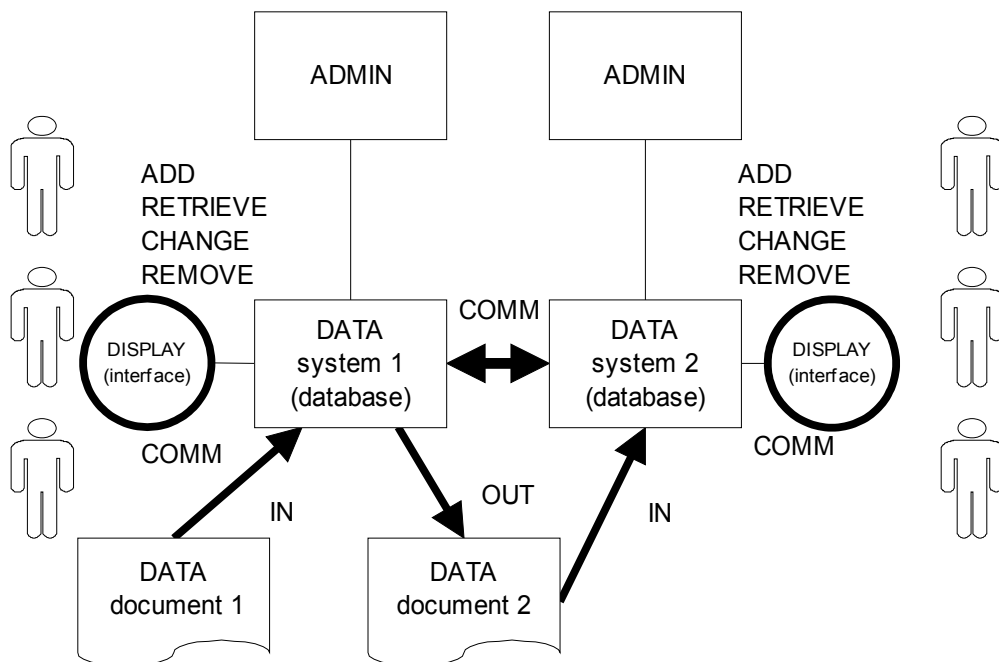
82  
 83 Personally, I have used Creative Commons <sup>2</sup> licence (although different versions) when adding  
 84 different documents to my personal <sup>3</sup> web page. Creative Commons licences can allow both  
 85 commercial and non-commercial distribution, usage and (possible) modifications.  
 86

87 The European Commission could assess Creative Commons licences for distribution and usage.  
 88 Those licences (CC) may reduce the needed administration in the European level.  
 89

90 At the moment, the Creative Commons licences were not accessible with all languages used in the  
 91 Member States (EU).  
 92

93 **5. Documents vs. Databases / Different identifiers (IS)**

94



95

2 <https://creativecommons.org/>, Creative Commons, the link worked on 24 February 2014

3 <http://www.jukkarannila.fi/>, Jukka S. Rannila, personal web pages

96

97 The figure above is a simple conception of information technology: especially we should note the  
98 difference between documents and databases. It can be noted, that databases can contain links to  
99 different documents.

100

101 In this consultation, we can note that we are mainly working with documents in different forms: e.g.  
102 text document, videos, voice, audiovisual and different combinations.

103

104 Databases need different IDs (identifiers) for creating links with documents. Generally speaking,  
105 databases usually contain specific internal ID and then external IDs linking to other databases.

106

107 In this context, an example of an ID is <sup>4</sup> IMDb (Internet Movie Database), since all listed entities  
108 (e.g. movies) have an ID and all listed persons (e.g. actors) have an ID. When combining these IDs,  
109 it is easy to get basic information about different audiovisual works (e.g. movies and series). IMDb  
110 is a global database. Similar (global) databases with their internal IDs can found for music, digital  
111 games, books, etc.

112

113 **Opinions:**

114 **1) The Commission could gather information of all relevant databases.**

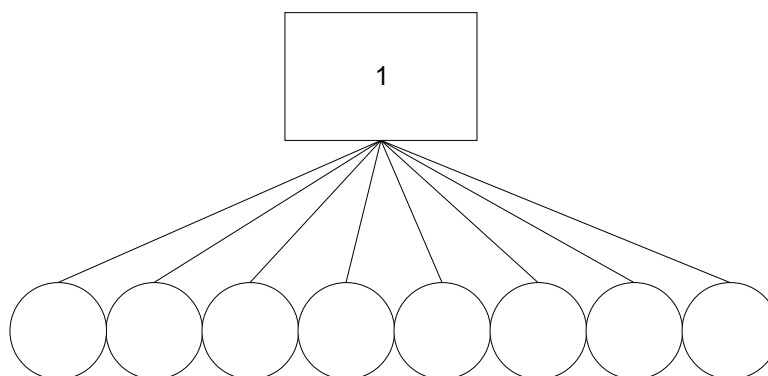
115 **2) The Commission could assess the need for cooperation between different databases.**

116 **3) The Commission could make some reasoned proposals for cooperation between  
117 different (global, regional, national) databases.**

118

## 119 5. Linking and browsing / Question 11

120



121

122

123 Based on the previous differentiation between databases and documents, there can be several  
124 different interfaces in a specific system. Like said before, internal IDs and external IDs are  
125 important.

126

127 I have concluded, that there is two possibilities:

128 1) using IDs for linking to a specific (digital) object

129 2) linking in a free-form way to a a specific (digital) object.

<sup>4</sup> <http://www.imdb.com/>, IMDb (Internet Movie Data Base), link worked on 24 February 2014

130

131

**Opinions:**

132

**4) There could be specific juridical texts (e.g. licences) when using IDs of a (specialised) database.**

133

134

**5) With free-form linking there could be different juridical texts (e.g. licences).**

135

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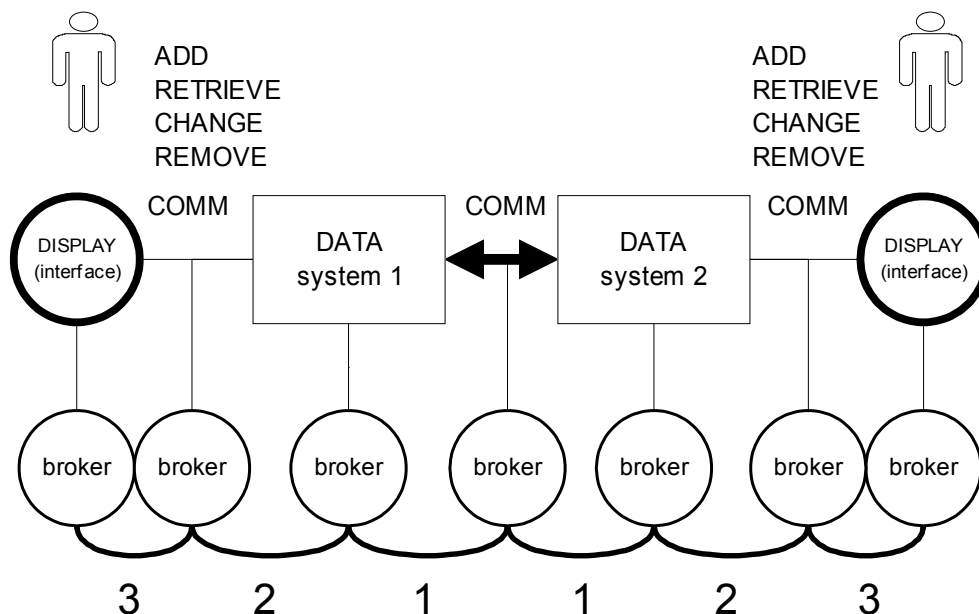
**6. Linking and browsing / Question 12**

137

In practical reality, different IDs are layered, and the digital object can be distributed through several systems before the actual usage. It can be said, that using Creative Commons licences bypass this problem, since Creative Commons licences allow distribution.

140

141



142

143

In the consultation document, there is discussion about copyright rules, when the actual distribution of a (digital) object means several (temporary) copies in the distribution chain(s).

146

I propose dissecting the whole distribution chain from the beginning to the end. The problems mentioned (Question 12 in specific) in the consultation document are in the final phases of the distribution of a digital object:

150

1) The display in the last phase (e.g. screen of a digital device)

151

2) The memory of a digital device when displaying information to a display.

152

153

**Opinions:**

154

**6) The whole chain of (digital) distribution could be assessed.**

155

**7) There can be different forms of usage in the chain of digital distribution.**

156

**8) Different parts in the chain could have their own terms (e.g. licences).**

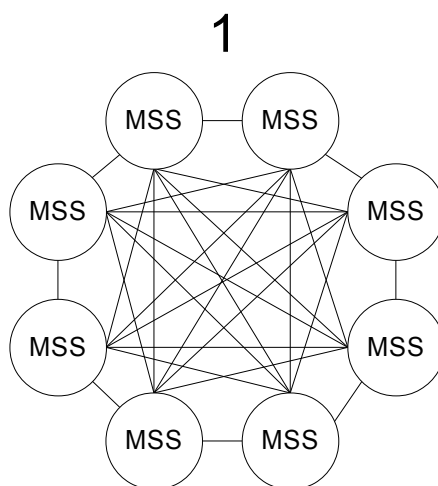
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**9) The terms for the final user(s) should be simple and readable text.**

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**7. Registration of works and other issues**

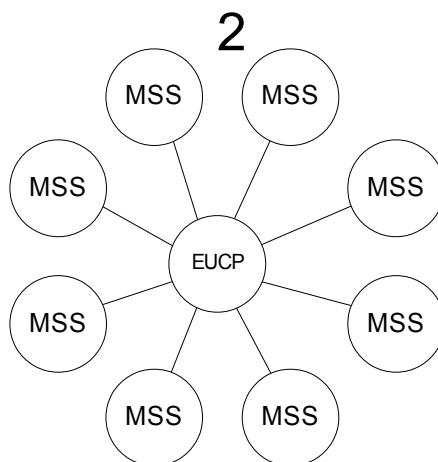
It can be said, that in members states (EU) can have their own measures for distribution of different digital objects. E.g. in Finland, there is <sup>5</sup> a unique situation with six different copyright associations. Therefore, the linkages in Finland is cooperation between different information systems.



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Generally speaking, in different members states (EU) there are unique situations and unique information systems, when creating cooperation between different copyright holder. These information system can be very specialised, and we can call them as Member State Systems (MSS).

The other extreme would be, that there would be just only one system (MSS) in a member state system, and it could be connected to just one European contact point (EUCP).



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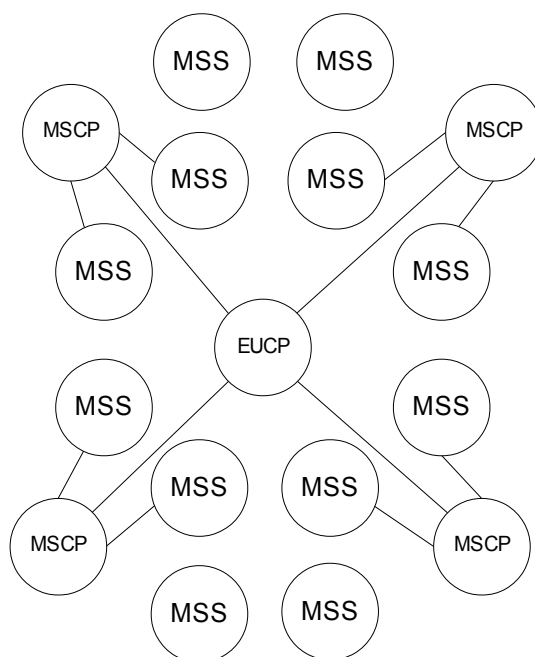
<sup>5</sup> <http://www.tekijanoikeus.fi/suomen-tekijanoikeusjarjestot>, list of six copyright associations in Finland

176

177 The practical reality is, that there will be several systems (MSS) in different member states.

178

## 3



179

180

181 Therefore, there should be Member State Contact Point (MSCP) and the European Contact point  
 182 (EUCP). Then different member states can consolidate own information systems with the Member  
 183 State Contact Point (MSCP).

184

185

**Opinion:**

186

10) There could be one European-wide contact point.

187

11) There could be one European-wide identifier (ID).

188

12) The European-wide identifier (ID) could refer to member state identifiers.

189

13) Member states can consolidate own information systems (for copyright usage).

190

14) Member states could have one contact point for European-wide cooperation.

191

192 Like said before, there can be several non-European identifiers (ID), and cooperation with global  
 193 IDs is one issue.

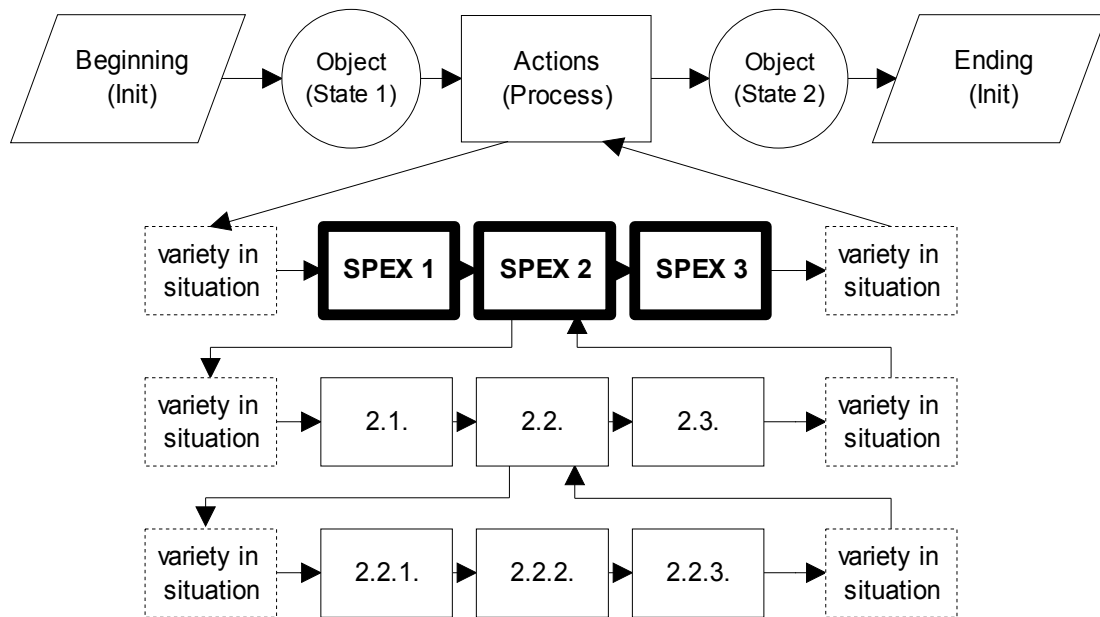
194

**8. Incentives for European-wide (and global) identifiers? / Question 19**

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197 In the European level there could be some standardisation in different phases of distribution and  
 198 usage. There could be e.g. translations for different issues.

199



200  
201

In reality, the distribution and usage (of digital objects) can be described as a process from the beginning to the ending. The level of process description can be on several layers, and different actors have different levels of detail in their processes.

205

In the European level there could be standardisation for some detailed phase(s) in the process (SPEX). For example, part(s) of interfaces could be the same in all relevant systems.

208

**Opinions:**

210

**15) There could be some European standardisation efforts for distribution and usage.**

211

**16) Some of the global proposals for standardisation could be assessed.**

212

**17) Standards implemented should take care of linguistic differences.**

213

An example could be adding actual IDs for a new digital object. The interface (for adding an ID) could be the same in several systems, even though the used information technology could be different in specific information systems.

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**9. Good luck !!!**

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This opinion is quite limited. Hopefully, there are other constructive ideas presented in other opinions. This remains to be seen.

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226 [Continues on the next page]



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### ANNEX 1

My opinions to the previous and relevant consultations – there consultations were mostly organised by the Commission of the European Union. General page to all consultations – both in English and in Finnish: <http://www.jukkarannila.fi/lausunnot.html>

EN: Opinion 1: Review of the rules on access to documents  
[http://www.jukkarannila.fi/lausunnot.html#nro\\_1](http://www.jukkarannila.fi/lausunnot.html#nro_1)

EN: Opinion 2: Schools for the 21st Century  
[http://www.jukkarannila.fi/lausunnot.html#nro\\_2](http://www.jukkarannila.fi/lausunnot.html#nro_2)

EN: Opinion 3: The future of pharmaceuticals for Human use in Europe- making Europe a Hub for Safe and Innovative medicines  
[http://www.jukkarannila.fi/lausunnot.html#nro\\_3](http://www.jukkarannila.fi/lausunnot.html#nro_3)

EN: Opinion 5: Consumer Scoreboard, Questionnaire for stakeholders  
[http://www.jukkarannila.fi/lausunnot.html#nro\\_5](http://www.jukkarannila.fi/lausunnot.html#nro_5)

EN: Opinion 6: Consultation on a Code of Conduct for Interest Representatives  
[http://www.jukkarannila.fi/lausunnot.html#nro\\_6](http://www.jukkarannila.fi/lausunnot.html#nro_6)

EN: Opinion 8: European Interoperability Framework, version 2, draft  
[http://www.jukkarannila.fi/lausunnot.html#nro\\_8](http://www.jukkarannila.fi/lausunnot.html#nro_8)

EN: Opinion 9: CAMSS: Common Assessment Method for Standards and Specifications, CAMSS proposal for comments  
[http://www.jukkarannila.fi/lausunnot.html#nro\\_9](http://www.jukkarannila.fi/lausunnot.html#nro_9)

EN: Opinion 15: Collective Redress  
[http://www.jukkarannila.fi/lausunnot.html#nro\\_15](http://www.jukkarannila.fi/lausunnot.html#nro_15)

EN: Opinion 17: Opinion to Antitrust Case No. COMP/C-3/39.530  
[http://www.jukkarannila.fi/lausunnot.html#nro\\_17](http://www.jukkarannila.fi/lausunnot.html#nro_17)

EN: Opinion 18: Opinion Related to the Public Undertaking by Microsoft  
[http://www.jukkarannila.fi/lausunnot.html#nro\\_18](http://www.jukkarannila.fi/lausunnot.html#nro_18)

EN: Opinion 19: Official Acknowledgement by the Commission  
[http://www.jukkarannila.fi/lausunnot.html#nro\\_19](http://www.jukkarannila.fi/lausunnot.html#nro_19)

- 272 EN: Opinion 20: SECOND Opinion Related to the Public Undertaking by Microsoft  
273 [http://www.jukkarannila.fi/lausunnot.html#nro\\_20](http://www.jukkarannila.fi/lausunnot.html#nro_20)  
274
- 275 EN: Opinion 21: Opinion about the European Interoperability Strategy proposal  
276 [http://www.jukkarannila.fi/lausunnot.html#nro\\_21](http://www.jukkarannila.fi/lausunnot.html#nro_21)  
277
- 278 EN: Opinion 23: Public consultation on the review of the European Standardisation System  
279 [http://www.jukkarannila.fi/lausunnot.html#nro\\_23](http://www.jukkarannila.fi/lausunnot.html#nro_23)  
280
- 281 EN: Opinion 27: Public Consultation on the Modernisation of EU Public Procurement Policy  
282 [http://www.jukkarannila.fi/lausunnot.html#nro\\_27](http://www.jukkarannila.fi/lausunnot.html#nro_27)  
283
- 284 EN: Opinion 28: Consultation on the Europe 2020 Project Bond Initiative  
285 [http://www.jukkarannila.fi/lausunnot.html#nro\\_28](http://www.jukkarannila.fi/lausunnot.html#nro_28)  
286
- 287 EN: Opinion 30: Internet Filtering  
288 [http://www.jukkarannila.fi/lausunnot.html#nro\\_30](http://www.jukkarannila.fi/lausunnot.html#nro_30)  
289 NOTE: Organised by the European Committee for Standardization (CEN) <sup>6</sup>  
290
- 291 EN: Opinion 32: COMP/C-3/39.692/IBM – Maintenance services  
292 [http://www.jukkarannila.fi/lausunnot.html#nro\\_32](http://www.jukkarannila.fi/lausunnot.html#nro_32)  
293
- 294 EN: Opinion 34: REMIT Registration Format  
295 [http://www.jukkarannila.fi/lausunnot.html#nro\\_34](http://www.jukkarannila.fi/lausunnot.html#nro_34)  
296 NOTE: Organised by The Agency for the Cooperation of Energy Regulators (ACER) <sup>7</sup>  
297
- 298 EN: Opinion 35: Exploiting the employment potential of the personal and household services  
299 [http://www.jukkarannila.fi/lausunnot.html#nro\\_35](http://www.jukkarannila.fi/lausunnot.html#nro_35)  
300
- 301 EN: Opinion 37: CASE COMP/39.654 - Reuters instrument codes  
302 [http://www.jukkarannila.fi/lausunnot.html#nro\\_37](http://www.jukkarannila.fi/lausunnot.html#nro_37)  
303
- 304 EN: Opinion 39: Registry options to facilitate linking of emissions trading systems  
305 [http://www.jukkarannila.fi/lausunnot.html#nro\\_39](http://www.jukkarannila.fi/lausunnot.html#nro_39)  
306
- 307 EN: Opinion 40: Media Freedom and Pluralism / audiovisual regulatory bodies  
308 [http://www.jukkarannila.fi/lausunnot.html#nro\\_40](http://www.jukkarannila.fi/lausunnot.html#nro_40)  
309
- 310 EN: Opinion 41: AT.39398: observations on the proposed commitments  
311 [http://www.jukkarannila.fi/lausunnot.html#nro\\_41](http://www.jukkarannila.fi/lausunnot.html#nro_41)  
312
- 313 EN: Opinion 42: Opening up Education  
314 [http://www.jukkarannila.fi/lausunnot.html#nro\\_42](http://www.jukkarannila.fi/lausunnot.html#nro_42)

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6 <http://www.cen.eu/> (Accessed 2 July 2012)

7 <http://www.acer.europa.eu/> (Accessed 2 July 2012)

315

316 EN: Opinion 43: Publication of extracts of the European register of market participants

317 [http://www.jukkarannila.fi/lausunnot.html#nro\\_43](http://www.jukkarannila.fi/lausunnot.html#nro_43)

318

319 EN: Opinion 44: Evaluation policy guidelines

320 [http://www.jukkarannila.fi/lausunnot.html#nro\\_44](http://www.jukkarannila.fi/lausunnot.html#nro_44)

321

322 EN: Opinion 45: About ICT standardisation

323 [http://www.jukkarannila.fi/lausunnot.html#nro\\_45](http://www.jukkarannila.fi/lausunnot.html#nro_45)

324

325

326 My opinions to the previous and relevant consultations – there consultations were mostly organised

327 by the Commission of the European Union. General page to all consultations – both in English and

328 in Finnish: <http://www.jukkarannila.fi/lausunnot.html>

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**ANNEX 2**

337 DISCLAIMERS

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339 Legal disclaimer:

340 All opinions in this opinion paper are personal opinions and they do not represent opinions of any legal entity I am  
341 member either by law or voluntarily. This opinion paper is only intended to trigger thinking and it is not legal advice.

342 This opinion paper does not apply to any past, current or future legal entity. This opinion paper will not cover any of the  
343 future changes in this fast-developing area. Any actions made based on this opinion is solely responsibility of respective  
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345

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349 entity making law proposals.

350

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352 moderate-left. They are only opinions of an individual whose overall thinking might or might not contain elements of  
353 different sources. These opinions do not reflect past, current or future political situation in the Finnish, European or  
354 worldwide politics.

355

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367 This text is in English, but from a person, whose is not a native English-speaking person. Therefore the text may or may  
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369

370 COPYRIGHT

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372 This opinion paper is distributed under Creative Commons licence, to be specific the licence is "Attribution-  
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374 the following web page:

375 <http://creativecommons.org/licenses/by-nc-nd/4.0/>

376 The English explanation is on the following web page:

377 <http://creativecommons.org/licenses/by-nc-nd/4.0/legalcode>

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8 Based on the Finnish three-party system there is a phenomenon called extreme-centre in Finland. The 2011 parliamentary elections in Finland challenge the three-party system, since three "old" parties were not traditionally as the three largest parties. The is now a "new" party as the third largest party. We all must remain being interested about this new development in Finland.