

Welcome to the cooperation in the field of the creative works!

A new act on the collective management of copyrights has affected the operation of copyright organisations since the beginning of 2017. Its purpose is to increase the transparency of copyright management and promote good governance. The new act will not bring major changes to the operation of Finnish copyright organisations, as the operation already largely complies with the requirements set out in the collective management act.

Kopioisto's member organisations collect Grants of Rights to Kopioisto and Copyright Transfer Agreements from their members. These are still valid, although they will see some adjustments during 2017. However, the legislation requires copyright organisations to give certain information to rightholders, such as regarding the rights they manage and the options available to the rightholder. This information is summarised into this document.

Categories of rights given to Kopioisto

- The categories of rights on which Kopioisto collects rights and offers licensing services will be confirmed in Kopioisto's general assembly on April 27th 2017. Detailed information on the categories will appear on Kopioisto's website after the general assembly. The rightholder can give or withdraw authorisations within the categorisation.

Rightholder's right to choose their collective management organisation

- A rightholder has the right to freely choose the copyright organisation (collective management organisation) to which they give their authorisation. The authorisation may be given directly to a copyright organisation located in some other EU member state and it can be limited to cover a specific geographical area.
- Kopioisto's European sister organisations already grant licences on behalf of the Finnish rightholders and pay remunerations to Kopioisto, which then distributes them further to the rightholders.
- In Finland, Kopioisto is practically the only copyright organisation in its areas of operation.

Rightholder's independent right to grant licences

- Regardless of the authorisation given to Kopioisto, the rightholder has the right to grant licences for non-commercial use of their works. Regardless of the authorisation given to Kopioisto, the rightholder has the right to grant parallel licences for non-commercial use of their works. Therefore, the right to grant licenses extends for those rightholders who have given the authorisation called Copyright Transfer Agreement. Rightholders who have given Grant of Rights to Kopioisto have already had unlimited rights to grant parallel licences.
- If the work has other rightholders, the licensee will naturally require their consent as well. There is often need to get a permission from a publisher, producer or other authors, for example.

Rightholder's right to withdraw the authorisation to collective management

- Rightholders have the right to withdraw their authorisations either partly or fully.
- Information on the withdrawal procedure will be published on Kopiosto's website after the general assembly.
- There must be reasonable notice for the withdrawal, a maximum of six months, or the withdrawal may be required to take effect only at the end of the financial year during which the notice is given.
- The withdrawal of authorisation given to Kopiosto or its member organisation involves no other terms except those concerning the length of the period of notice.
- The withdrawal of authorisation has no effect on the licences that Kopiosto has granted before the withdrawal, nor on the right to receive copyright remuneration according to Kopiosto's distribution decisions. Furthermore, the withdrawal does not affect Kopiosto's duties concerning the management of copyright remuneration, repertoire information, accurate and timely payment and dealing with complaints.

Inquiries:

By e-mail to neuvonta@kopiosto.fi to Assistant Legal Adviser Johanna Haapiainen-Makkonen

Links:

Kopiosto's website: http://www.kopiosto.fi/kopiosto/en_GB/

Grants of Rights to Kopiosto: www.kopiosto.fi/grantofrights

Copyright Transfer Agreements: not available in English. Please contact Kopiosto for additional information.

Act on the collective management of copyrights: <http://www.finlex.fi/en/>