

## Annex 2

### Reasoned opinion of the Riksdag

As presented in the Statement 2012/13:NU5 of the Committee on Industry and Trade, the Commission's Proposal for a Directive of the European Parliament and of the Council on collective management of copyright and related rights and multi-territorial licensing of rights in musical works for online uses in the internal market (COM(2012) 372) has been examined by the Riksdag on the basis of the principle of subsidiarity.

The Riksdag welcomes the Commission's work to modernise the framework for the collective management of copyright and related rights in the member states, and considers that there is a need for minimum rules at EU level in this field.

However, the Riksdag is of the opinion that parts of the proposal concerning management and transparency as regards collective management (see Title II) are not compliant with the principle of subsidiarity. The Riksdag questions whether it is necessary to prescribe detailed provisions on transparency and management as regards collective management at EU level, and makes the assessment that the provisions in the proposal regarding management and transparency are, in their current detailed wording, not compatible with the principle of subsidiarity. In the opinion of the Riksdag, there is a risk that excessively detailed rules on reporting etc. will lead to increased costs for collective management which, in the long-term, may lead to the costs for collective management becoming too high in relation to the advantages of the provisions. The Riksdag considers that excessively detailed provisions on transparency and management as regards collective management should be avoided at EU level. In addition to the cost aspect, detailed regulation may also entail a risk that the scope for well-functioning national solutions is reduced.

The Riksdag therefore considers that the Commission's proposal as it is currently worded, cannot be considered compatible with the principle of subsidiarity.