



Vereniging voor Auteursrecht

Content moderation, auteursrecht en uitingsvrijheid.



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14:00 *Opening*

Mireille van Eechoud, UvA

14:10 *Human Ads: Content Monetization op Sociale Media en Uitdagingen voor IE na de DSA*

Catalina Goanta, UU

14:50 *Article 17 DSM Directive: A suitable tool for protecting communicative freedoms on online social media platforms?*

Sunimal Mendis

15:30 *Pauze*



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16:00 Panel discussie

- Naomi Appelman, UvA
- Catalina Goanta, UU
- Sunimal Mendis, Tilburg University
- Jacqueline Seignette, Höcker Advocaten

Moderator: Peter Blok, UU en gerechtshof Den Haag

17:00 Borrel



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1. Does the DSA contain sufficient safeguards for the protection of user rights?
2. Does the DSA add anything significant to the DSM in the area of copyright?



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1. Does the DSA contain sufficient safeguards for the protection of user rights?
 - a) Should social media respect fundamental rights because their platforms constitute public spaces?
 - b) Does article 14 (formerly 12) DSA introduce a positive obligation for social media to protection user rights?
 - c) Should there be Trusted Content Providers whose content is in principle not blocked?



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Providers of intermediary services shall act in a diligent, objective and proportionate manner in applying and enforcing the restrictions referred to in paragraph 1, with due regard to the rights and legitimate interests of all parties involved, including the fundamental rights of the recipients of the service, such as the freedom of expression, freedom and pluralism of the media, and other fundamental rights and freedoms as enshrined in the Charter.

Art. 14(4) DSA



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2. Does the DSA add anything significant to the DSM in the area of copyright?
 - a) Doesn't article 17 DSM contain all safeguards for the protection of user rights in the context of copyright protection?
 - b) Is the ultimate solution that platforms purchase copyright licenses, and should the interpretation of platforms' obligations be focused on achieving that goal?
 - c) Should filtering techniques take into account copyright exceptions and limitations?



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It should be clarified that this Regulation is without prejudice to Union law on copyright and related rights, including Directives 2001/29/EC, 2004/48/EC and (EU) 2019/790 of the European Parliament and of the Council, which establish specific rules and procedures that should remain unaffected.

Recital 11 DSA and art. 2(3) DSA



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However, to the extent that those Union legal acts pursue the same objectives as those laid down in this Regulation, the rules of this Regulation should apply in respect of issues that are not addressed or not fully addressed by those other legal acts as well as issues on which those other legal acts leave Member States the possibility of adopting certain measures at national level.

Recital 10 DSA