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PRAVNI MONITORING MEDIJSKE SCENE U SRBIJI

LEGAL MONITORING OF SERBIAN MEDIA SCENE

Monitoring Novosti 5 / Monitoring News Letter 5

Promovišući aktivnosti na implementaciji projekta „[Pravni monitoring medijske scene u Srbiji i prateće promotivne aktivnosti](#)“, koga podržavaju USAID i IREX Srbija,

ANEM je za ovaj **peti broj Monitoring Novosti** izdvojio sledeće:

1. Peti Izveštaj o pravnom monitoringu medijske scene u Srbiji – Peti Izveštaj monitoring tima pruža pregled svih najznačajnijih zbivanja u medijskom sektoru u oktobru 2009. Uz pomoć stručne analize i ocena koje su deo Izveštaja, lakše ćete prepoznati šta je za medijski sektor u ovom periodu bilo dobro, a šta ne. Izveštaj je dostupan na sajtu ANEMa.

Sudeći prema Izveštaju, ni za ovaj period se ne može reći da je doneo mnogo dobrog medijima. Nastavljeni su razni vidovi pritisaka na rad medija. Osim konkretnih slučajeva ugrožavanja slobode izražavanja i slobode medija, poseban vid tog pritiska je i potpuno ignorisanje potreba, problema i volje medijskog sektora, koje je kulminiralo u slučaju (ne)izbora medijskog predstavnika za člana Saveta RRA. Pored toga, konfuzija koju stvara muk vlasti tamo gde bi trebalo najviše da se čuje (npr. pitanja strategije razvoja medijskog sektora, privatizacija medija i dr.) uz istovremeno preglasne zahteve te iste vlasti kada je reč o ispunjavanju obaveza medija, dovela je do daljeg narušavanja međusobnih odnosa.

Izveštaj sadrži i ono što je bilo dobro u ovom periodu. To je odluka o izdvajanju emisione tehnike i opreme iz RTSa u posebno preduzeće, što bi trebalo da unapredi okvir za funkcionisanje komercijalnih emitera. Dobro je i što je Ministarstvo kulture obezbedilo srpskim medijima finansijsku podršku EU (kroz IPA fondove) u značajnom iznosu od 3 miliona evra.

Iz Izveštaja je vidljiv i dalje neravnotežan odnos dobrih i loših dešavanja u medijskom sektoru, u korist ovih drugih.

Pročitajte ovaj [Peti Monitoring Izveštaj](#) da biste bili u toku i pravilno razumeli događanja na medijskoj sceni.

2. Objavljena Druga ANEMova Monitoring Publikacija – ANEM je 09.11.2009. godine objavio svoju Drugu Publikaciju „Monitoring medijske scene u Srbiji“ i dostavio je elektronskim putem svim saradnicima i partnerima. Javno predstavljanje štampanog izdanja ovog broja, nedavno je održano u Beogradu. Publikacija je predstavljena i na sajtu ANEMa.

Publikacija sadrži 4 stručna autorska teksta čije su teme izabrane na osnovu prethodnog tromesečnog monitoringa kao najznačajnije za medijski sektor u tom periodu i to:

- 1. Izmene Zakona o javnom informisanju: ključni problemi i rizici u izveštavanju** – autor: advokat Slobodan Kremenjak
- 2. U fokusu: privatizacija medija u Srbiji** – autor: advokat Nebojša Samardžić
- 3. Medijska strategija za digitalno doba** – autor: Prof. dr Snježana Milivojević
- 4. (Pravo na) Informacije u službi slobode medija** – autor: Mr Nevena Ružić,

a poseban dodatak predstavlja peti tekst:

5. **Evropski sud za ljudska prava, sudska praksa** - kratak prikaz dve presude ovog suda koje se odnose na primenu člana 10 Evropske konvencije za zaštitu ljudskih prava i osnovnih sloboda

U **Uvodu** ove Publikacije možete naći sažet prikaz rezultata monitoringa za period Jul-Oktobar 2009.

Prikaz Publikacije II i samu Publikaciju možete pogledati [ovde](#)

3. Promocija Druge Monitoring Publikacije na okruglom stolu u Beogradu - U Beogradu je 11.11.2009, održan okrugli sto II „Monitoring medijske scene u Srbiji“, u organizaciji ANEMa, a uz podršku USAIDa i IREXa Srbija. Na ovom javnom skupu medijskoj i stručnoj javnosti je predstavljeno štampano izdanje drugog broja istoimene ANEMove Publikacije, kao i rezultati prethodnog tromesečnog pravnog monitoringa medijske scene u Srbiji. Debata koja je nakon toga usledila pokazala je da u medijskom sektoru postoje mnogi problemi koji predugo traju i ne rešavaju se uopšte ili ne na pravi način. Za izlazak iz tog začaranog kruga potrebno je da sam medijski sektor formuliše svoje zahteve i moguće načine za njihovo ostvarivanje, jer vlast očigledno nije spremna da sama obezbedi povoljnije uslove za razvoj ovog sektora. Monitoring i ovakvi skupovi značajno doprinose sazrevanju zajedničkih stavova i predloga medijskog sektora za regulisanje svih važnih medijskih pitanja, ocena je učesnika ovog skupa.

Izveštaj sa ovog okruglog stola, pogledajte [ovde](#)

4. Šesti Izveštaj o pravnom monitoringu medijske scene u Srbiji, u decembru - ANEM najavljuje i šesti izveštaj o pravnom monitoringu medijske scene u Srbiji, za novembar 2009, koji je u pripremi. Izveštaj će biti dostupan na ANEMovom sajtu u decembru. U njemu će biti obrađena sva važna medijska pitanja koja su u tom periodu bila ključni izazov za medije. Predmet stručnog monitoringa su: regulatorni okvir za rad medija, aktivnosti nadležnih organa koje utiču na položaj i funkcionisanje medija, prepreke i koraci napred u stvaranju povoljnijeg medijskog okruženja, ali i sve drugo što je važno za razvoj medijskog sektora. Na osnovu činjenica prikupljenih monitoringom biće data analiza stanja u medijima u posmatranom periodu.

5. Očekujemo vaše komentare, sugestije ili pitanja na ANEMovom web sajtu! - Posetite naš web sajt i razmenite sa nama svoje utiske i razmišljanja o svim aktuelnim zbivanjima u medijskom sektoru! Pravu sliku svih najvažnijih dešavanja u poslednjih 6 meseci u medijskom sektoru pružiće vam stručni Monitoring izveštaji. Možete ih naći u sekciji Monitoring medijske scene, odmah vidljivoj u srednjem delu naslovne strane. Pored Izveštaja, pročitajte i naše Monitoring Publikacije, sa stručnim i kvalitetnim autorskim tekstovima o medijskim temama koje su obeležile period Maj-Oktobar 2009. Uz ove i ostale informacije, steći ćete najkompletniji uvid u medijsku situaciju kod nas. Budite verni posetilac našeg sajta i svojim komentarima i pitanjima ga učinite još boljim i zanimljivijim!

Unapređenje ANEMovog web sajta omogućili su USAID i IREX Srbija.

Promotivne aktivnosti u okviru projekta: "Pravni monitoring medijske scene u Srbiji i prateće promotivne aktivnosti", sprovodi ANEM,



uz podršku USAIDa i IREX Serbia,



Ove Monitoring Novosti su realizovane zahvaljujući građanima SAD u okviru programa podrške medijima Američke agencije za međunarodni razvoj (USAID). Izneti stavovi pripadaju isključivo autorima i ne predstavljaju zvaničan stav USAID-a i IREXa.

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Promoting the activities of the project [“Legal monitoring of the Serbian media sector and follow-up activities”](#), supported by USAID and IREX Serbia,

for this **fifth issue of the Monitoring News Letter**, ANEM highlighted the following:

1. Fifth Report on the legal monitoring of the Serbian media scene – The Fifth Report of the monitoring team provides an overview of all major developments in the media sector in October 2009. Expert analysis and evaluation, as a part of the Report, will help you to identify what was for the media sector positive in this period and what was not. The Report is available on ANEM website.

According to the Report, this period has not been a very positive one for the media. Various pressures on the work of the media continued. In addition to particular cases of violation of freedom of expression and media freedom, a specific kind of pressure is completely ignoring the needs, problems and will of the media sector, which culminated in the case of (non) election of a media representative in the RBA Council. Furthermore, the confusion created by the silence of the Government where it should be heard the most (for example, issues of media development strategy, privatization of media, etc.), with at the same time too loud demands of the same Government when it comes to fulfilling the obligations of the media, led to further deterioration of mutual relations.

The Report, however, includes positive outcomes in this period, such as a decision on the extraction of transmission equipment from RTS into a separate company, which should improve the framework for the operation of commercial broadcasters. Also good was that Ministry of Culture has provided substantial funds of 3 million EUR of EU support (through the IPA 2008 instrument) for the Serbian media.

The Report shows visible and disproportionate balance between good and bad events in the media sector, in favor of the latter.

Read this [Fifth Monitoring Report](#) to stay informed and to understand the events in the media scene in the right way.

2. Second ANEM Monitoring Publication published – ANEM has issued its Second Publication “Legal monitoring of Serbian media scene” on November 9, 2009 and distributed its electronic version to all associates and partners. Public presentation of the printed edition of this issue was recently held in Belgrade. The Publication is also presented on ANEM website.

The Publication contains 4 authors’ expert texts on topics selected on the basis of the previous quarterly monitoring as the most important for the media sector in this period as follows:

1. **Amendments to the Public Information Law: key problems and risks in reporting** – author: Slobodan Kremenjak, lawyer
2. **In focus: Media privatization in Serbia** – author: Nebojsa Samardzic, lawyer
3. **Media strategy for a digital era** – author: PhD Snjezana Milivojevic
4. **(Right to) Information in service of freedom of media** – author: Nevena Ruzic, LLM

A special addition is the fifth article:

5. **The European Court of Human Rights, “Information Note on the Court’s case-law”**– a short review of two rulings of this Court concerning the application of Article 10 of the European Convention for the Protection of Human Rights and Fundamental Freedoms

In the **introduction** of this Publication, you will find a summary of the monitoring results for the period July-October 2009.

The review of the Publication II and the Publication itself can be seen [here](#)

3. Promotion of the Second Monitoring Publication at the round table in Belgrade – On November 11, 2009, ANEM organized Round Table II entitled “Monitoring of the Media Scene in Serbia”, with the support of USAID and IREX Serbia. At this public event, the second printed edition of ANEM identically- named Publication was presented to media and professional public, along with the results of the previous three-month legal monitoring of the media scene in Serbia. The debate that followed the presentation identified many problems in the media sector that lasted too long and had not been resolved at all or rather not in the right way. To brake out of this vicious circle, the media sector needs to formulate its requests and possible ways to accomplish them, because the Government is clearly not ready to provide favorable conditions for the development of this sector. Monitoring and this kind of events contribute significantly to gradual building up of mutual positions and proposals of the media sector in regulation of all important media issues, as the participants of this round table concluded.

The Report from this round table [here](#)

4. Sixth Report on legal monitoring of the media scene in Serbia in December – ANEM announces the sixth Report on the legal monitoring of the media scene in Serbia, for November 2009, which is in preparation. The report will be available on ANEM website in December. It will deal with all important and crucial media issues for this reporting period. The expert monitoring will focus on: the regulatory framework for the media, the activities of the competent authorities that affect the position and functioning of the media, obstacles and steps forward in creating a favorable media environment, and all other issues important for the development of media sector. The report will provide an analysis of the media based on the facts collected by monitoring in the period observed.

5. We look forward to your comments, suggestions or questions on ANEM website! – Visit our website and share with us your impressions and thoughts on all the current events in the media sector! Expert Monitoring reports will give you precise illustration of the most important events in the last 6 months in the media sector. You can find them in the monitoring section of the media scene, immediately visible in the middle of the front page. Also, please read our Monitoring Publications, with professional and high-quality authors' texts about media issues that marked the period May-October 2009. With this and other information, you will get the most thorough insight into the media situation in our country. Be a faithful visitor of our web site and make it better and more interesting with your comments and questions!

The development of ANEM website was made possible by USAID and IREX Serbia.

The follow-up activities, within the project: "Legal Monitoring of Serbian Media Sector and Follow-up Activities", are conducted by



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