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PRAVNI MONITORING MEDIJSKE SCENE U SRBIJI

LEGAL MONITORING OF SERBIAN MEDIA SCENE

Monitoring Novosti 14 / Monitoring News Letter 14

U Četrnaestim Monitoring Novostima, ANEM vas informiše o svojim najvažnijim monitoring i pratećim aktivnostima u proteklih mesec dana.

1. Objavljen Četrnaesti Monitoring Izveštaj! – Sve što je obeležilo medijsku scenu Srbije u avgustu 2010, nalazi se u ovom Izveštaju, koji je objavljen na web sajtu ANEMA. Nalaz monitoring tima ukazuje na sledeće:

Sloboda izražavanja je i dalje na različite načine ugrožena. Posebno je zabrinjavajući položaj novinara i medija u unutrašnjosti, zbog sve agresivnijih pritisaka lokalnih nosilaca javnih funkcija kroz napade, pretnje i uskraćivanje informacija. Iako su neke sudske presude u ovom periodu ohrabrujuće, sudska praksa u medijskim slučajevima još uvek nije bitnije drugačija. Regulatorna tela u ostvarivanju svojih zakonskih nadležnosti nailaze u praksi na probleme koji ukazuju na nedostatke pojedinih zakonskih rešenja, zbog kojih i njihova efikasnost jeste ili može da bude dovedena u pitanje. Organi javne vlasti, međutim, i dalje ne ispunjavaju svoje zakonske obaveze, zbog čega je i u ovom periodu gotovo nepromenjeno stanje u medijskom sektoru. Tako, Vlada još nije imenovala Komisiju za autorsko i srodna prava, pa emiteri još uvek plaćaju naknade po starim nepovoljnim tarifama, mesecima nakon donošenja novog Zakona; kasni se i u pripremama za digitalizaciju, pa TV stanice i dalje ne znaju šta ovaj proces od njih traži i šta im nudi; privatizacija medija zbog odsustva jasnog stava države po ovom pitanju čak ni investitore više ne zanima, a pristup informacijama od javnog značaja je otežan usled nepoštovanja zakonskih obaveza od strane mnogih nadležnih organa. Zakon o izmenama i dopunama Zakona o javnom informisanju, iako u pretežnom delu proglašen neustavnim još u julu 2010, ostaje na snazi zbog neobjavlivanja odluke suda, što daje posebnu težinu izjavama ministra kulture o efektima tog zakona. U iščekivanju javne rasprave o preporukama Medijske studije, koja treba da posluži kao polazna osnova za izradu Nacrta Medijske strategije, medijska i novinarska udruženja nastoje da usaglase svoje stavove i unutar i međusobno.

Pročitajte Četrnaesti Monitoring Izveštaj za Avgust 2010, koji je dostupan na ANEMovom web sajtu, a možete mu pristupiti i [ovde](#)

2. Javno predstavljena Treća Monitoring Publikacija ANEMA – Štampano izdanje ANEMove Treće Publikacije „Monitoring medijske scene u Srbiji“, predstavljeno je na okruglom stolu koji je održan 07.09.10. u Beogradu. Ako pročitate Izveštaj sa ovog okruglog stola, moći ćete da saznate šta su autori tekstova u Publikaciji rekli na ovom javnom skupu o medijskoj strategiji, napadima na novinare i autocenzuri, ulozi, mestu i odgovornosti javnog servisa i budućnosti radija u novom medijskom okruženju. Takođe ćete moći da pročitate i ko su bili učesnici ovog okruglog stola i šta su oni kazali u aktivnoj diskusiji o medijskoj situaciji u Srbiji, koja je usledila nakon predstavljanja Publikacije. Izveštaj sa ovog okruglog stola, kao i Publikacija, dostupni su na ANEMovom web sajtu u rubrici *Monitoring medijske scene*, a možete im pristupiti i [ovde](#) – [Izveštaj](#) i [Publikacija](#)

3. U toku je i septembarski monitoring medijske scene – Rezultati septembarskog monitoringa biće dati u 15. Izveštaju stručnog tima, koji će polovinom oktobra biti objavljen na sajtu ANEMA. U njemu će se svakako naći priča o javnoj raspravi za izradu Nacrta

Medijske strategije, kao i ostala važna pitanja za medije i ceo sektor u tom periodu. U sledećim Monitoring Novostima, saznaćete više o sadržini samog Izveštaja.

4. Šta nude Monitoring strane ANEMovog web sajta? – Tačne i potpune informacije o tome šta je, počev od maja 2009. pa do danas, u medijskom sektoru Srbije bilo važno, šta je urađeno ili nije a treba da bude urađeno, zašto je to dobro ili loše, šta je problem, a šta rešenje, šta je uzrok i kako ga otkloniti, šta je posledica i kako je preduprediti ili izazvati. **Posetite rubriku Monitoring medijske scene** na ANEMovom web sajtu www.anem.org.rs, koja vam, pored Monitoring Izveštaja, Publikacija i ostalih važnih informacija o monitoringu i medijskoj sceni Srbije, pruža mogućnost da **ostavite svoj komentar, pitanje ili sugestiju!**

Unapređenje ANEMovog web sajta omogućili su USAID i IREX Srbija.

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In the Fourteenth ANEM Monitoring Newsletter, ANEM informs you about its most important and related activities in the past month.

1. The Fourteenth Monitoring Report issued! – This Report, published on ANEM web site, contains information on all that marked the media scene in Serbia in August 2010. The findings of the monitoring team indicate the following:

The freedom of expression is still violated in various ways. The position of local journalists and media is particularly upsetting, due to more aggressive pressures of local public office holders exerted through attacks, threats and withholding information of public importance. Although the verdicts delivered in few cases in this period are hopeful, the court practice in media cases has not marked some important developments. The regulators are faced with certain problems in the practical exercise of their competence; this only points to the shortcomings of some legal solutions, due to which their efficiency is or might be jeopardized. The public authority bodies, however, continue to fall short in fulfilling their legal obligations, which causes the situation in the media sector to remain practically unchanged. Namely, the Government has not yet appointed the Commission for Copyright and Related Rights, thus forcing broadcasters to pay fees under old, unfavorable tariffs, even though the new Law was enforced months ago; the preparations for the digitalization is delayed as well, so TV stations still do not know what this process will require or offer them; the lack of clear position of the state on the issue of privatization caused even investors to become indifferent, while the access to information of public importance is difficult due to violation of legal obligations by many competent authorities. The Law on Amendments to the Law on Public Information, although predominantly declared unconstitutional in July 2010, remains in force because the court decision has not yet been published, which only puts additional weight to the statements of the Culture Minister on the effects of this Law. In anticipation of public discussion on recommendations of the Media Study, which should serve as a starting point for drafting the Media Strategy, media and journalists' associations are trying to harmonize their positions both within and among themselves.

Read *the Fourteenth Monitoring Report* for August 2010 which is available on ANEM website, and could also be accessed from [here](#).

2. The Third ANEM Legal Monitoring Publication officially presented – The printed version of the ANEM Third Publication “Legal Monitoring of Serbian Media Scene” was presented at the round table held on September 7, 2010, in Belgrade. By reading the Report on this round table, you will find out what the authors of the texts in the Publication said at this public event about the Media Strategy, attacks on journalists and self-censorship, role, position and responsibility of the public service broadcasting and future of the radio in the new media environment. Also, you could read who the participants of this round table were and what they said during the active discussion on the media situation in Serbia, which followed the presentation of the Publication. The Report on this round table, as well as the Publication, are available on ANEM website in the section *Monitoring of the Media Scene*, also accessible from here – [Report](#) and [Publication](#).

3. Legal monitoring of the media scene for September is in progress – The results of the September legal monitoring will be presented in the 15th Report of the expert team, to be published on the ANEM website in mid-October. It will certainly contain the story on the public discussion on drafting the Media Strategy, as well as other important issues for the media and the entire sector in that period. In the next Monitoring News Letter, you will find out more about the content of this Report.

4. What do ANEM website Monitoring pages offer? – Accurate and complete information on what was important in the Serbian media sector starting from May 2009 until today, what was or was not done but it should have been, why is that good or bad, what is the problem and what are the solutions, what is the cause and how to eliminate it, what are the consequences and how to prevent or cause them. **Visit the section [Monitoring of the Media Scene](#)** on ANEM website www.anem.org.rs/en, which, apart from the Monitoring Report, Publication and other important information on legal monitoring and the Serbian media scene, offers the opportunity for you to **leave your comments, questions or suggestions!**

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