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**PRAVNI MONITORING
MEDIJSKE SCENE U SRBIJI
LEGAL MONITORING OF THE
SERBIAN MEDIA SCENE**

Monitoring novosti 39 / Monitoring Newsletter 39



**TRIDESET DEVETI MONITORING IZVEŠTAJ
DOSTUPAN NA WEB SAJTU ANEMA!**

U TRIDESET DEVETOM MONITORING IZVEŠTAJU ANEM-a, koji je rezultat pravnog monitoringa medijske scene Srbije u novembru 2012, pročitajte:

- **Sloboda izražavanja** – *pretnje i pritisci*: serija napada na novinarku i njenu porodicu – razlozi, uzroci i posledice tih napada; *sudski postupci*: dosuđena naknada nematerijalne štete brutalno napadnutom novinaru; hapšenje grupe koja je poslednje tri godine organizovala fingirane televizijske i radio kvizove i igre na sreću – kratka pravna analiza;
- **Implementacija postojećih zakona** – *Zakon o javnom informisanju*: slučaj „Novosti“ i uloga i pozicija države u ovoj kompaniji; *Zakon o radiodifuziji*: dozvola za kablovsko emitovanje paketa TV programa Arena sport i pitanje vertikalne integracije pružalaca sadržaja i pružalaca usluge distribucije medijskih sadržaja; SBB – Pink2 umesto TV Avala i pitanje regulacije kablovske distribucije i emitovanja TV programa, *must-carry* regulacije i regulacije logičke numeracije licenciranih TV kanala;
- **Usvajanje novih zakona** – uticaj Zakona o amnestiji i Predloga zakona o izmenama i dopunama Zakona o autorskom i srodnim pravima na položaj i rad novinara i medija;
- **Rad nadležnih organa**: *regulatorna tela* – ko predlaže kandidate, ko može biti član i koja je uloga Programskog odbora RTS-a i RRA u procesu izbora članova Odbora; šta kaže Telo evropskih regulatora za elektronske komunikacije (BEREC) u svom saopštenju, a šta kaže Ministarstvo finansija u svom Nacrtu zakona o naknadama za korišćenje javnih dobara; zašto je problem „piratskog“ emitovanja programa i dalje prisutan; *Savet za štampu* – koji su rezultati jednogodišnjeg rada Komisije za žalbe i koje su odluke donete u novembru; *Ministarstvo kulture i informisanja* – zašto redefinisanje Medijske strategije, koje je najavio ministar, nije dobro; *kolektivne organizacije* – deklarirana otvorenost za saradnju, ali u slučaju medija još bez rezultata;
- **Proces digitalizacije** – zahtevi komercijalnih emitera u preporukama ANEM-a za dalju realizaciju procesa prelaska sa analognog na digitalno emitovanje programa;
- **Proces privatizacije medija** – ilustracije odnosa vlasti prema strateškom i zakonskom opredeljenju za povlačenje države iz vlasništva u medijima;
- **Zaključak Izveštaja** – ocena stanja u medijskom sektoru u novembru 2012.

Trideset deveti Monitoring Izveštaj uradio je stručni tim Pravne službe ANEM-a, advokatske kancelarije "Živković&Samardžić", u saradnji sa ANEM-om. Pročitajte ga u celosti ili u delovima, [ovde](#).

PREDSTAVLJENA SEDMA MONITORING PUBLIKACIJA ANEM-a!

Svoju [Sedmu Monitoring Publikaciju](#), ANEM je predstavio javnosti na okruglom stolu u Beogradu 14.12.2012. Oko 50 učesnika ovog događaja imalo je priliku da uživo čuje Dragoljuba Popovića, sudiju Evropskog suda za ljudska prava, Rodoljuba Šabića, Poverenika za informacije od javnog značaja i zaštitu podataka o ličnosti i dva advokata ANEM-ovog monitoring tima, Krunu Savović i Slobodana Kremenjaka, kao autore tekstova, ali i kompetentne sagovornike u diskusiji koja je vođena nakon predstavljanja Publikacije. U [izveštaju](#) sa ovog okruglog stola, koji je dostupan na web sajtu ANEM-a, možete da saznate više o ovom događaju.

Decembarski Monitoring Izveštaj biće dostupan u januaru 2013.g. na našem sajtu!

Posećujte našu rubriku [Monitoring medijske scene](#) na naslovnoj strani web sajta ANEM-a, da biste bolje razumeli i imali pravi uvid u događaje na medijskoj sceni Srbije!



Realizaciju projekta „Pravni monitoring medijske scene u Srbiji“ je podržala Fondacija za otvoreno društvo



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THIRTY-NINTH MONITORING REPORT NOW AVAILABLE ON ANEM WEBSITE!

IN THE THIRTY-NINTH ANEM MONITORING REPORT, which is a result of the legal monitoring of the media scene in Serbia in November 2012, read about:

- **Freedom of expression – threats and pressures:** a series of attacks on the journalist and her family – the reasons, causes and consequences of these attacks; *court proceedings:* verdict on compensation of non-pecuniary damages to brutally attacked journalist; arrest of a group that has organized in the last three years fake television and radio quizzes and games of fortune – a brief legal analysis;
- **Implementation of existing laws – the Public Information Law:** the case of "Novosti" and the role and position of the state in this company; *the Broadcasting Law:* license for cable broadcasting of the package of TV programs Arena Sport and the issue of vertical

integration of content providers and media content distribution service providers; SBB – Pink2 instead of TV Avala and the issue of regulation of cable distribution and broadcasting of TV programs, *must-carry* regulation and control of the logical numbering of licensed TV channels;

- **The adoption of new laws** – the impact of the Amnesty Law and the Proposed Law on Amendments to the Law on Copyright and Related Rights on the position and work of journalists and the media;
- **The work of competent authorities:** *regulatory bodies* – who is nominating candidates, who can be a member and what is the role of the RTS Programming Committee and the RBA in the selection of members to the Committee; what has the Body of European Regulators for Electronic Communications (BEREC) said in its statement, and what has the Ministry of Finance stipulated in its Draft Law on Fees for Using Public Goods; why is the problem of “pirate” broadcasting still present; *the Press Council* – results of one-year work of the Committee for Complaints and the decisions reached in November; *the Ministry of Culture and Media* – why redefining of the Media Strategy, announced by the Minister, is not good; *collective society* – declared openness to cooperation, however, in the case of media, there are still no visible results;
- **The process of digitalization** – requests of commercial broadcasters presented in ANEM recommendations for further implementation of the process of switchover from analogue to digital broadcasting of program;
- **The process of privatization** – illustrations of attitude of the authorities toward the strategic and legal commitment of the state to withdraw from ownership in media;
- **Conclusion of the Report** – assessment of the situation in the media sector in November 2012.

The Thirty-ninth Monitoring Report was prepared by the expert team of ANEM Legal Department (law office “Zivkovic&Samardzic”), in cooperation with ANEM. Read it whole, or in part, [here](#).

ANEM PRESENTED ITS SEVENTH MONITORING PUBLICATION!

ANEM presented its [Seventh Monitoring Publication](#) to the public on December 14, 2012, at a round table organized in Belgrade. Around 50 participants of the event had the opportunity to hear the presentations of the authors of texts: Judge of the European Court of Human Rights Dragoljub Popovic, the Commissioner for Information of Public Importance and Personal Data Protection Rodoljub Sabic, and two lawyers from ANEM monitoring team, Kruna Savovic and Slobodan Kremenjak, as well as the addresses of competent participants in the discussion carried out after the presentation of the Publication. The [report](#) from the round table, which is available on the ANEM website, brings more information about this event.

The Monitoring Report for December will be available in January 2013 on our website!

Keep visiting our section [Monitoring of the media scene](#) on the homepage of ANEM website to understand better and have a clear picture of the events on the Serbian media scene!



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