



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

Monitoring novosti 47 / Monitoring Newsletter 47



OBJAVLJEN 47. MONITORING IZVEŠTAJ ANEMA! (MEDIJSKA SCENA SRBIJE u avgustu 2013. godine)

U NJEMU PROČITAJTE:

- **Sloboda izražavanja** – u delu pritisici i pretnje obrađena su dva slučaja: pretnje novinaru „Naših novina“ koje mu je uputio lokalni javni funkcioner na KiM zbog objavljivanja informacija koje se na njega odnose, a od javnog interesa su; uvrede koje je direktor GAK „Narodni front“ Beograd uputio novinarki „Kurira“ zbog istraživanja slučaja koji se dogodio u toj klinici i traženja informacija koje se odnose se na rad te javne ustanove; u delu sudski postupci obrađena su tri postupka – krivični postupak protiv lica koja su uputila pretnje uredniku Internet portala „Južne vesti“ Predragu Blagojeviću; tužba Žarka Obradovića za naknadu štete protiv „Kurira“ zbog objavljivanja tekstova o poništavanju završnih ispita za upis u srednje škole; tužba SOS Kanala d.o.o. iz Beograda za naknadu štete protiv RRA i RATEL-a zbog štetnih smetnji u etru;
- **Implementacija postojećih zakona** – Zakon o radiodifuziji: analizirane su zakonske odredbe koje regulišu postupak odlučivanja Saveta RRA o prijavama kandidata na konkurs za dodelu dozvola za emitovanje programa i odluka Saveta da dozvolu za emitovanje TV programa sa nacionalnom pokrivenošću ne dodeli nijednom kandidatu, kao i mogući ishodi tog postupka; analiziran je i postupak RRA za dodelu dozvola za emitovanje radio i TV programa za lokalna i regionalna područja, koji je interesantan jer je jedan od emitera koji je dobio dozvolu – javno preduzeće;
- **Usvajanje novih zakona** – pored kontroverzi koje su izazvali bitno drugačiji nacrti medijskih zakona objavljeni na sajtu Ministarstva kulture i informisanja u odnosu na nacрте koje je izradila Radna grupa ministarstva, predmet analize su i odredbe tih nacрта – Nacrta zakona o elektronskim medijima i Nacrta zakona o javnim medijskim servisima, naročito one koje mogu uticati na medijsko tržište i slobodu izražavanja;
- **Rad nadležnih organa** – analiziran je rad regulatornog tela RRA – povodom mere upozorenja izrečene nacionalnom emiteru RTV Pink zbog povreda više obaveza utvrđenih Kodeksom ponašanja emitera, autori analiziraju pravni osnov i pravne posledice izricanja ove mere; rad državnih organa – autori Izveštaja bave se Planom raspodele frekvencija/lokacija/zona raspodele, koji je donelo Ministarstvo spoljne i unutrašnje trgovine i telekomunikacija;
- **Proces digitalizacije** – autori se bave opcijom koju otvara odluka Saveta RRA da nijednom kandidatu ne dodeli dozvolu za emitovanje TV programa sa nacionalnim pokrivanjem (mreža K5) – da se frekvencije u mreži K5 prenamene i iskoriste za ubrzanje procesa digitalizacije;
- **Proces privatizacije medija** – autori se bave događajima koji su posredno ili neposredno u vezi sa procesom privatizacije medija;
- **Zaključak Izveštaja** sadrži ocenu autora o tome šta je i kako obeležilo medijski sektor Srbije u ovom periodu.

ČETRDESET SEDMI 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](#)

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47th ANEM MONITORING REPORT PUBLISHED! (SERBIAN MEDIA SCENE in August 2013)

IN THIS ISSUE OF THE REPORT, READ ABOUT:

- **Freedom of expression** – in the part pressures and threats two cases are analyzed: Threats to journalists of “Nase novine” by a local public official in Kosovo for disclosing information relating to him, but in the public interest all the same; insults by the Director of Clinic for Gynecology and Obstetrics “Narodni front” in Belgrade, made to journalist of the daily “Kurir” for investigating the case in the clinic and requesting information relating to the work of this public institution; the part legal proceedings deals with three cases – criminal proceedings against the persons for threatening editor of the Internet portal “Juzne vesti” Predrag Blagojevic; the damages compensation lawsuit of Zarko Obradovic against the daily “Kurir” for publishing articles about the cancellation of the final exams for admission to high schools; the damages compensation lawsuit of SOS Kanal Ltd. from Belgrade against RBA and RATEL for harmful interference on the air;
- **Implementation of existing laws** – the Broadcasting Law: an analysis of legal provisions governing the decision-making procedure of the RBA Council regarding applications of candidates for the issuing of broadcasting licenses and the decision of the Council not to issue the license for broadcasting of TV programs with national coverage to any candidate, as well as possible outcomes of this procedure; the RBA procedure for issuing licenses for broadcasting of radio and television programs in local and regional areas is also analyzed, which is interesting because one of the broadcasters awarded the license is a public company;
- **The adoption of the new laws** – alongside controversy caused by substantially different draft laws published on the website of the Ministry of Culture and Media comparing to the drafts prepared by the working group of the Ministry, the subject of the analysis were also provisions of the drafts – the Draft Law on Electronic Media and the Draft Law on Public Service Broadcasters, particularly those provisions that may affect the media market and freedom of expression;
- **The work of the competent authorities** – the authors analyze the work of the regulatory body RBA – regarding the measure of warning issued to the national broadcaster RTV Pink for violating several obligations prescribed by the Code of Conduct for Broadcasters, the authors analyze the legal basis and the legal consequences of the imposition of this measure; work of state authorities – the authors of the Report deal with the Allocation Plan for the frequencies/locations/distribution zones prepared by the Ministry of Foreign and Internal Trade and Telecommunications;
- **The process of digitalization** – the authors deal with an option that opens up with the RBA Council’s decision not to issue a license for broadcasting of TV program with national coverage (network K5) to any candidate, namely the option that the frequency of the network K5 be repurposed and used to speed up the digitalization process;
- **The process of privatization** – the authors analyze the events that are directly or indirectly related to the privatization of the media;
- **The Conclusion of the Report** contains the assessment of the authors on what has marked the media sector in Serbia in this period and how.

THE FORTY-SEVENTH MONITORING REPORT is done by an expert team of ANEM Legal Department, law office “Zivkovic&Samardzic”, in cooperation with ANEM. Here you can download it whole or in part, [HERE](#)

This Report, like all previous Monitoring Reports, Monitoring Publications and reports from monitoring round tables, are available on ANEM website, in the section [Monitoring of the Media Scene](#).



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