



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

Monitoring novosti 48 / Monitoring Newsletter 48



PROČITAJTE 48. MONITORING IZVEŠTAJ NA WEB SAJTU ANEM-a!

MEDIJSKA SCENA SRBIJE SEPTEMBAR 2013

- **Sloboda izražavanja** – u delu Pritisci i pretnje obrađena su dva slučaja: prvi govori o tome kako gradonačelnik Leskovca razume obavezu lokalnih samouprava da se staraju i obezbeđuju uslove za javno informisanje od lokalnog značaja, a drugi govori o mogućim pritiscima na medije („Kurir” i „Akter”) od strane vrha srpske policije i o diskriminaciji štampanih medija („Kurir” i „Blic”) na press konferenciji direktora policije, koja predstavlja zakonom zabranjeni uticaj podesan da omete medije u obavljanju posla; u delu Sudski postupci obrađena su dva postupka – postupak za naknadu štete po tužbi Todora Bukinca – vlasnika ergele „Bukinac” protiv većeg broja medija i njihovih urednika, odnosno presuda Višeg suda u Novom Sadu u tom postupku, kojom je odbijen zahtev tužioca u celosti a koja potvrđuje da i novinari imaju pravo na grešku i da ne mora svaka greška da bude osnov za naknadu štete; postupak koji se vodi po krivičnoj prijavi koju su zbog ugrožavanja bezbednosti podneli direktor i urednik „Naših novina” – Vuk Vučurević i Antonije Kovačević protiv narodnog poslanika Vladimira Cvijana – ovaj postupak je važan jer je u pitanju nezabeleženi način ometanja novinara i redakcija u vršenju posla;
- **Implementacija postojećih zakona** – Zakon o javnom informisanju: povodom dešavanja na medijskoj sceni u Zaječaru, analizirana je primena zakonskih odredaba koje nalažu nediskriminatorski tretman medija od strane državnih organa i organa lokalne samouprave; povodom odluke Saveta RRA da odbije prigovore koje su podnela oba podnosioca prijave na konkurs za emitovanje TV programa sa nacionalnim pokrivanjem, analizirana je primena Zakona o radiodifuziji i Strategije razvoja radiodifuzije iz 2005. godine;
- **Usvajanje novih zakona** – analizirano je rešenje Nacrta zakona o javnim medijskim servisima o budžetskom finansiranju javnih servisa;
- **Rad nadležnih organa** – analiziran je rad regulatornih tela – odluka Saveta RRA da odbije kao neosnovanu predstavku kompanije „Ringier Axel Springer”, izdavača dnevnog lista „Blic”, podnetu u vezi sa sadržajem programa TV Pink; aktivnosti RATEL-a u vezi sa kontrolom korišćenja radiofrekvencijskog spektra u centralnom delu Srbije; rad Komisije za žalbe Saveta za štampu, a posebno odluke Komisije u dva slučaja - „Ringier Axel Springer” protiv dnevnog lista „Informer” i Ana Radmilović protiv „Nove srpske političke misli”. Autori analiziraju i rad državnih organa – Ministarstva kulture i informisanja, u vezi sa prvobitno objavljenim Nacrtom zakona o javnim servisima na sajtu Ministarstva, kao i rad Komisije za istraživanje ubistava novinara;
- **Proces digitalizacije** – Autori se bave izostankom očekivanog usvajanja novog Plana raspodele radiofrekvencija, potrebom utvrđivanja jasnih kriterijuma za produženje dozvola koje ističu idućeg avgusta, kao i važnošću usvajanja nove Strategije razvoja radiodifuzije;
- **Proces privatizacije medija** – autori konstatuju da u ovoj oblasti nije bilo pomaka u septembru;
- **U Zaključku Izveštaja** autori ocenjuju šta je i kako obeležilo medijsku scenu Srbije u septembru 2013.

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SERBIAN MEDIA SCENE SEPTEMBER 2013

- **Freedom of expression** – in the part of the Report concerning pressures and threats two cases are analyzed: the first is about how Leskovac Mayor understands the obligation of local self-governments to care about and provide conditions for public information of local interest, while the second case treats the possible pressures on the media (“Kurir” and “Akter”) from the top brass of the Serbian police, as well as the discrimination against print media (“Kurir” and “Blic”) at the press conference given by the Police Director, which represents legally prohibited influence on the media that prevents them from doing their job; in the part court proceedings, two cases are presented – action for damages in the lawsuit of Todor Bukinac, owner of the horse farm “Bukinac”, against a number of media and their editors, and the ruling of the Higher Court in Novi Sad in this proceedings, which dismissed the plaintiff’s motion entirely and which confirms that journalists are entitled to err and that not every error is necessarily the grounds for compensation; the second proceedings concern charges against MP Vladimir Cvijan, filed by the director and editor of “Nase novine”, Vuk Vucurevic and Antonije Kovacevic, for endangering their safety – this proceedings is important because it is an unprecedented way to prevent journalists and editorial staff in performing their jobs;
- **Implementation of existing laws** – the Law on Public Information: in relation to the events on the media scene in Zajecar, the authors analyze the application of legal provisions requiring non-discriminatory treatment of the media by state authorities and local self-government; regarding the decision of the RBA Council to reject the objections filed by both the applicant for the national TV frequency, the implementation of the Broadcasting Law and the Broadcasting Development Strategy from 2005 have been analyzed;
- **The adoption of new laws** – the authors analyze the solution in the Draft Law on Public Service Broadcasters on budget funding of public services;
- **The work of competent authorities** – the work of regulatory bodies is analyzed in this part of the Report – the RBA Council’s decision to reject as unfounded the complaint of “Ringier Axel Springer”, the publisher of the daily newspaper “Blic”, filed in connection with the program content of TV Pink; activities of RATEL related to the control of the use of radio frequency spectrum in the central part of Serbia; the Press Council’s Complaints Commission and in particular the Commission’s decisions brought in the two cases – “Ringier Axel Springer” against the daily “Informer” and Ana Radmilovic against “Nova srpska politicka misao” (New Serbian Political Thought). The authors analyze the work of state bodies – the Ministry of Culture and Media, in connection with the Draft Law on Public Service Broadcasters originally published on the website of the Ministry and the Commission for investigating murders of journalists;
- **Process of digitalization** – the authors deal with the failure to adopt the Frequency Allocation Plan as expected, the need to establish clear criteria for renewal of licenses that will expire next August, as well as the importance of the adoption of the new Broadcasting Development Strategy;
- **The process of privatization** – the authors conclude there was no progress in this area in September.
- **In the Conclusion of the Report**, authors assess what has marked the Serbian media scene in September 2013 and in what way.

THE FORTY-EIGHTH 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](#)

VISIT THE SECTION MONITORING OF SERBIAN MEDIA SCENE ON ANEM WEBSITE, WHERE YOU CAN FIND ALL PREVIOUS MONITORING REPORTS, MONITORING PUBLICATIONS AND REPORTS FROM MONITORING ROUND TABLES!



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