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OPINION

From: National Assembly of the Republic of Bulgaria (Народно събрание на Република България)

On: 20 July 2016

To: GENERAL SECRETARIAT OF THE COUNCIL

Subject: Proposal for a DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Directive 2010/13/EU on the coordination of certain provisions laid down by law, regulation or administrative action in Member States concerning the provision of audiovisual media services in view of changing market realities
[Doc. 9479/16 AUDIO 68 DIGIT 55 CONSOM 121 IA 28 TELECOM 98 CODEC 744 - COM(2016) 287 final]
- *Opinion¹ on the application of the Principles of Subsidiarity and Proportionality*

Delegations will find attached the above mentioned opinion.

¹ Translation(s) of the opinion may be available on the Interparliamentary EU Information Exchange website (IPEX) at the following address: <http://www.ipex.eu/IPEXL-WEB/search.do>



РЕПУБЛИКА БЪЛГАРИЯ
НАРОДНО СЪБРАНИЕ

ПРЕДСЕДАТЕЛ
РЕПУБЛИКА БЪЛГАРИЯ
НАРОДНО СЪБРАНИЕ
№ 650 - 06 - 51
дата 20, 07 2016 г.

ДО
Г-Н РОБЪРТ ФИЦО
ПРЕДСЕДАТЕЛ НА СЪВЕТА НА
ЕВРОПЕЙСКИЯ СЪЮЗ

ОТНОСНО: Становище на Народното събрание по Предложение за Директива на Европейския парламент и на Съвета за изменение на Директива 2010/13/ЕС за координирането на някои разпоредби, установени в закони, подзаконови и административни актове на държавите членки, отнасящи се до предоставянето на аудиовизуални медийни услуги, с оглед на променящите се пазарни условия

УВАЖАЕМИ ГОСПОДИН ФИЦО,

На свое заседание, проведено на 20 юли 2016 г., Комисията по европейските въпроси и контрол на европейските фондове (КЕВКЕФ) в Народното събрание на Република България обсъди Предложение за Директива на Европейския парламент и на Съвета за изменение на Директива 2010/13/ЕС за координирането на някои разпоредби, установени в закони, подзаконови и административни актове на държавите членки, отнасящи се до предоставянето на аудиовизуални медийни услуги, с оглед на променящите се пазарни условия.

Членовете на КЕВКЕФ приветстваха инициативата на Европейската комисия за хармонизиране и осъвременяване на разпоредбите в тази област. Същевременно, след като внимателно обсъдиха проекта на акт и вземайки предвид изразената Рамкова позиция от Съвета по европейски въпроси в Министерския съвет на Република България, както и докладите на Комисията по транспорт, информационни технологии и съобщения и Комисията по културата и медиите, членовете на КЕВКЕФ изразиха становище (тук приложено) в подкрепа на горепосоченото предложение за Директива.

В рамките на утвърдената процедура, приложено представям на Вашето внимание приетия доклад и становището към него, отразяващо позицията на българския парламент по темата.

Приложение: Съгласно текста.

С УВАЖЕНИЕ



ИВАНКА ИВАНЧЕВА
ПРЕДСЕДАТЕЛ
НА НАРОДНОТО СЪБРАНИЕ
НА РЕПУБЛИКА БЪЛГАРИЯ

TO
MR. ROBERT FICO
PRESIDENT OF THE COUNCIL
OF THE EUROPEAN UNION

SUBJECT: Statement of the National Assembly of the Republic of Bulgaria on the Proposal for a Directive of the European Parliament and of the Council amending Directive 2010/13/EU on the coordination of certain provisions laid down by law, regulation or administrative action in Member States concerning the provision of audiovisual media services in view of changing market realities

DEAR MR. FICO,

On a sitting held on 20 July 2016, the Committee on European Affairs and Oversight of the European Funds within the National Assembly of the Republic of Bulgaria discussed the Proposal for a Directive of the European Parliament and of the Council amending Directive 2010/13/EU on the coordination of certain provisions laid down by law, regulation or administrative action in Member States concerning the provision of audiovisual media services in view of changing market realities, with regards to the principles of subsidiarity and proportionality.

The committee members welcomed the initiative of the European Commission regarding the harmonization and modernization of the rules in this area. At the same time, after examining the proposal for a Directive and taking into consideration the framework position of the Republic of Bulgaria, as well as the reports of the Transport, Information Technologies and Communications Committee and the Culture and Media Committee in the National Assembly, the MPs expressed a Statement supporting the proposal for a Directive.

In the light of the above-mentioned, please find enclosed the adopted Report and Statement, which reflects the Bulgarian Parliament's position on the subject.

ENCLOSURE: as per text.

YOURS SINCERELY,

PRESIDENT OF
THE NATIONAL ASSEMBLY OF
THE REPUBLIC OF BULGARIA
TSETSKA TSACHEVA



NATIONAL ASSEMBLY
OF THE REPUBLIC OF BULGARIA

STATEMENT

**OF THE NATIONAL ASSEMBLY OF THE REPUBLIC OF BULGARIA
ON THE PROPOSAL FOR A DIRECTIVE OF THE EUROPEAN PARLIAMENT AND
OF THE COUNCIL AMENDING DIRECTIVE 2010/13/EU ON THE COORDINATION
OF CERTAIN PROVISIONS LAID DOWN BY LAW, REGULATION OR
ADMINISTRATIVE ACTION IN MEMBER STATES CONCERNING THE
PROVISION OF AUDIOVISUAL MEDIA SERVICES IN VIEW OF CHANGING
MARKET REALITIES**

On a regular session held on 20 July 2016, the Committee on European Affairs and Oversight of the European Funds (CEAOEF) within the National Assembly of the Republic of Bulgaria discussed the above-mentioned Proposal for a Directive.

Following the discussion on the Proposal for a Directive of the European Parliament and of the Council amending Directive 2010/13/EU on the coordination of certain provisions laid down by law, regulation or administrative action in Member States concerning the provision of audiovisual media services in view of changing market realities, and taking into account the opinion of the Transport, Information Technologies and Communications Committee and the Culture and Media Committee, CEAOEF expresses the following Statement, which is to be sent to the European Institutions:

1. **CEAOEF welcomes the initiative of the European Commission** for updating the Audiovisual Media Services Directive, taking into account the technological progress and the continuously changing environment of media services availability. With a view to developing the Digital Single Market, it is recommended that the rules for TV broadcasting, video on demand and user-generated content be synchronized.
2. **CEAOEF considers that the Proposal for a Directive complies with the principle of subsidiarity**, set out in Art. 5, Paragraph 3 of the Treaty on European Union (TEU), as its objectives can be best achieved at Union level, given the enhanced international nature of audiovisual services.
3. **CEAOEF considers that the principle of proportionality**, set out in Art. 5, Paragraph 4 of TEU, **has been observed**, as the proposal does not exceed what is necessary to achieve the objectives and therefore it will not cause financial or administrative inconvenience to the citizens and the extra burden on national authorities will be minimal.
4. **CEAOEF supports the efforts of the European Commission** for a more adequate regulation of services offered in the platforms for video sharing, with a focus on the protection of minors from harmful content and the protection of all citizens from incitement to hatred and violence.
5. **CEAOEF expects that the adoption of the Directive will lead to developing competition** in the audiovisual sector and **improving access to European works**, which in turn will contribute to a better expression of cultural diversity.