




Related rights: The Autorité accepts Google's commitments



Published on June 21, 2022

RELATED RIGHTS / GOOGLE

Google's commitments



Autorité de la concurrence

-  **Extended scope**
 - Extension to all publishers, IPG certification not required
 - Extension to press agencies whose content is integrated into publications of third-party publishers
 - Commitments valid for publishers and agencies that have already entered into or concluded an agreement
-  **Transmission of the necessary information for a transparent evaluation of remuneration**
 - › Systematic communication of a minimum set of data (updated each year)
 - › Additional information under the control of an independent monitoring trustee
-  **Arbitration when in difficulty**

If the negotiation fails, possibility to lodge a complaint before an arbitration court (at Google's expense) if the publishers so request
-  **Supervision**
 - › The monitoring trustee will supervise the negotiations and ensure the implementation of the commitments
 - › They may enlist the services of a technical, financial or intellectual property expert
 - › They will play an active role in settling any areas of disagreement arising between the parties during their negotiations, by issuing opinions that will be binding on Google
-  **Good Faith Negotiation**

Discussion based on transparent, objective and non-discriminatory criteria.

Separate negotiations:


 - › On the Showcase service or any other new Google service
 - › On existing uses of protected content
-  **Neutrality of the negotiations**
 - Preservation of conditions
 - indexing
 - classification
 - display during negotiations
 - No interference with any potential other economic relations.
-  **Withdraw the appeal against the decision for non-compliance with several injunctions**

Reminder of the previous steps



Understanding related rights


Legal framework



The **law of 24 July 2019** transposes into French law the **directive on copyright and related rights of 17 April 2019**.

It gives publishers and news agencies the right to allow or forbid the re-use of their content by digital platforms.

Concerned content




This includes:

- > **article extracts**
- > **photographs**
- > **infographics**
- > **videos**
- > **etc.**

displayed by digital platforms within their various services (i.e. Google Search, Google News and Discover).

Objectives



Setting the conditions for a **balanced negotiation** between publishers, news agencies and digital platforms, in order to **redefine the sharing of the value** and protect investments made.

PRESS RELEASE OF 21 JUNE 2022

The Autorité accepts Google's commitments to create a framework for negotiating and sharing the information necessary for a transparent assessment of the remuneration of related rights and makes these commitments binding

[See the press release](#)