

# The IPKat

Passionate about IP! Since June 2003 the IPKat has covered copyright, patent, trade mark, designs, info-tech, privacy and confidentiality issues mainly from a UK and European perspective. [Read, post comments and participate!](#)

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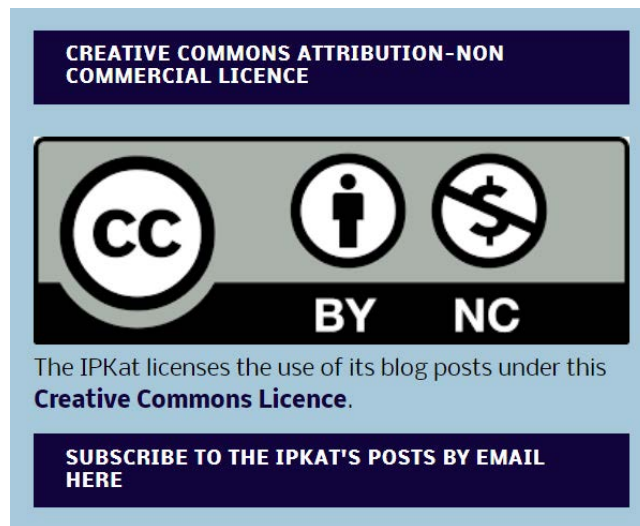
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# Progress report on UK Economics of Music Streaming Recommendations

👤 Hayleigh Boshier Monday, November 28, 2022 - #TheIPKat, copyright, Hayleigh Boshier, music, music streaming, UK Streaming Inquiry

Readers will remember that the UK Economics of Music Streaming Inquiry [full Kat coverage here] took place last year. The DCMS Select Committee Report following the Inquiry made several recommendations, and the government responded with general agreement and action for further steps.

On Tuesday 15th November, the DCMS Select Committee called together music industry experts and stakeholders (including this Kat!) to examine the progress of these actions. You can watch the two panels in the economics of music streaming follow-up [here](#).

For ease of update, this Kat has compiled the table below, which sets out what the DCMS Select Committee Economics of Streaming Report recommended, how the government responded and the current progress in each area.



This Kat visiting Parliament

	Recommendation July 2021	Gov Response September 2021	Progress
<b>Complete reset of the music industry</b>	Called for "a complete reset" of music streaming and the need for significant change within the music industry.	Will establish a music industry contact group with senior representatives from across the music industry to drive action and examine stakeholder's views on the key issues, including equitable remuneration, contract transparency, and platform liability rules introduced by the EU.	IPO contact group set up. Members not publicly disclosed, neither has their agenda. No tangible outcomes and no discussion on remuneration, or platform liability. DCMS commissioned research on algorithms – no further public information on this and no published outcome.
<b>Expanding creator rights with copyright contract</b>	Government should expand creator rights by introducing a right to recapture works (after 20 years) and a right to contract adjustment where an artist's royalties are disproportionately low compared to the success of their music.	Further analysis is required, so the Government will commission research on these issues, particularly by looking into countries that have implemented similar measures.	UK IPO commissioned research on contract adjustment and rights revocation. Near completion (likely publication Jan 2023). No discussion on these topics has taken place in the contact group and no working group was set up to address these issues. In the meantime, EU countries have transposed the Digital Single Market Directive providing both provisions.
<b>Equitable remuneration</b>	Explore ways to provide performers with a right to equitable remuneration when music is consumed by digital means	It takes the concerns of music creators seriously. It will launch work to better understand issues of fairness in creator's and performer's remuneration.	UK IPO commissioned a literature review on ER November 2021. Research delayed. No discussion on ER or remuneration in the contact group or working groups. In the meantime, the count of EU countries with ER has increased to nine.



<b>Transparency</b>	Introduce rights for transparency of deals on request and subject to non-disclosure. Notification requirements, requiring clear information and guidance about terms and structures of every deal.	Recognised that transparency in the streaming sector is an issue. Will establish technical working group which will agree on minimum standards for transparency.	IPO working group set up on transparency, working towards agreeing on a code of conduct. No public update on members, agenda, or progress. In the meantime, EU countries have transposed the Digital Single Market Directive providing transparency provisions.
<b>Data</b>	Obligate record labels to provide metadata, establish a minimum viable data standard.	Will establish working group on data to agree minimum standard after 12 months.	IPO working group set up on data, working on agreeing minimum standards. No public update on members, agenda, or progress.
<b>Safe harbour and EU Digital Single Market Directive provisions</b>	Government must provide protections for rightsholders as robust as provided elsewhere - introduce obligations to normalise licensing arrangements for UGC-hosting services. Ensure obligations are proportionate to capture dominant players (YouTube) without discouraging new entrants to market.	Agreed that rightsholders should be properly remunerated when their works are used and shared online. The Government will analyse how EU Member States are implementing, to understand its impact on different parts of the music industry, other creative sectors, and on user-generated platforms alike.	No reported updates.
<b>Competition</b>	Refer to the Competition Markets Authority (CMA), to undertake a full market study into the economic impact of the majors' dominance.	Government directed the Committee's recommendation for a market study into these issues.	CMA launch study Jan 2022. Interim report published July 22. Final report due to be published December 2022 (statutory deadline 26 Jan 23).
<b>Playlisting</b>	Playlist curators should be subject to a code of practice Advertising Standards Agency (ASA)	Agreed. Engaged ASA and the Office of Communications (Ofcom confirmed it regulate radio curation but not streaming).	No reported updates.

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