

Regulation of the Council of Ministers No. 120 of 25 March 1997 on the establishment of Council for Copyright and Neighbouring Rights Protection. Amendment published in State Gazette No. 53 of 8 July 2022

THE MINISTERIAL COUNCIL
RESOLVED:

Art. 1. Establishes a Council for Copyright and Neighbouring Rights Protection under the Council of Ministers as a body for coordinating the activities and measures taken by state institutions against the illegal use of objects protected under the Copyright and Related Rights Act.

Art. 2. Adopts Rules of procedure on the structure and organization of the activity of the Council for Copyright and Neighbouring Rights Protection according to Annex No. 1.

Art. 3. (1) Determines the composition of the Council for Copyright and Neighbouring Rights Protection according to Annex No. 2. The composition of the Council is determined by a Decision of the Council of Ministers.

(2) (Amended - State Gazette No. 30 of 1999) Proposes to the Prosecutor General of the Republic of Bulgaria to designate a representative for participation in the Council for Copyright and Neighbouring Rights Protection.

Final provisions

Paragraph only. (Amended - State Gazette No. 38 of 2000) This regulation is issued on the basis of Art. 105 of the Constitution of the Republic of Bulgaria and Art. 21 of the Administration Act.

Final provisions

**TO REGULATION No. 156 OF 5 JULY, 2022 AMENDING AND SUPPLEMENTING
REGULATORY ACTS OF THE COUNCIL OF MINISTERS**

(PUBLISHED - STATE GAZETTE No. 53 OF 2022, ENTRY INTO FORCE 08.07.2022)

§ 73. This regulation enters into force from the day of its promulgation in the "State Gazette".

APPENDIX NO. 1 TO ART. 2

RULES OF PROCEDURE

on the structure and organization of the activity of the Council for Copyright and Neighbouring Rights Protection.

Section I General Principles

Art. 1. The Rules of procedure regulate the tasks, structure and organization of the activities of the Council for Copyright and Neighbouring Rights Protection, hereinafter referred to as "the Council".

Section II Tasks

Art. 2. The Council:

1. Develops programs to prevent and terminate the illegal use of objects protected by the Copyright and Related Rights Act;
2. Coordinates the activities and measures undertaken by state bodies, organizations and institutions in the field of copyright and related rights, as well as by local self-government bodies;
3. Collects, processes and analyzes information regarding the state and trends of the domestic and foreign market regarding objects protected by the Copyright and Related Rights Act;
4. Provides assistance to organizations for the protection or management of copyright and related rights;
5. Submits to the Council of Ministers for consideration changes in the national legislation in connection with the country's international legal obligations;
6. Makes motivated proposals for joining international agreements in the field of copyright and related rights.

Section III Structure

Art. 3. (1) The Council is a collective body that consists of a chairman, a deputy chairman, members and a secretary.

(2) The chairman of the Council is the Deputy Prime Minister, appointed by the Council of Ministers, and the deputy chairman - the Minister of Culture.

(3) The operational coordination of the Council's work is carried out by a secretary-official in the Ministry of Culture, designated by the Minister of Culture.

Art. 4. (1) The Chairman:

1. Represents the Council;
2. Determines the agenda for the meetings;
3. Schedules and directs the meetings and work of the Council;
4. Organizes and controls the implementation of the Council's decisions;

5. Submits to the Council of Ministers for consideration the materials, opinions and proposals adopted by the Council.

(2) In the absence of the chairman, their functions are performed by the deputy chairman.

Art. 5. Council members express the positions of the institutions they represent.

Art. 6. The Secretary:

1. Organizes the preparation of the Council meetings;
2. Records the opinions and decisions taken at the meetings of the Council, coordinates their implementation and assists the chairman in the organization and control of their implementation.

Art. 7. The Council may attract experts in the field of copyright and related rights to participate in the Council's work and to complete its tasks and implement its decisions.

Section IV

Organization of the activity

Art. 8. (1) The meetings of the Council are convened by the chairman by his initiative according to a decision adopted at the last Council meeting or at the request of at least three of its members.

(2) The agenda is sent to the Council members no later than 10 days before the date of the meeting.

(3) Each member of the Council may propose changes to the agenda, as well as the inclusion of new items in it no later than 5 days before the meeting. Additional proposed items are included in the agenda and considered when none of the Council meeting attendees have any objections.

Art. 9. (1) The meetings of the Council are regular if at least two-thirds of its members are present according to the composition of the Council. Decisions are made by a simple majority of the attendees of the Council meeting.

(2) As an exception, the Council members may be represented at the meetings by civil servants appointed by the relevant minister or head of department after consultation with the chairman. When making decisions, these persons participate with the right of an advisory vote.

(3) A report shall be drawn up for each meeting of the Council, which shall be signed by the chairman, the deputy chairman and the attendees. The documents on the items of the agenda are attached to it.

(4) The Council may send invitations to experts nominated by relevant ministers, representatives of state departments that do not have a representative in the Council, representatives of local self-government bodies, as well as to representatives of non-governmental and artistic and creative organizations and associations that are relevant to a matter considered at the Council meeting.

APPENDIX NO. 2 TO ART. 3, PARAGRAPH 1

(Amended - State gazette No. 53 of 2022 entry into force 08.07.2022)

Composition of the Council for Copyright and Neighbouring Rights Protection

1. Chairman: Deputy Prime Minister.
2. Deputy-Chairman: the Minister of Culture.
3. Secretary: representative of the Ministry of Culture.
4. Members:
 - the Director of the National Service "Combating Organized Crime";
 - Deputy Minister of Foreign Affairs;
 - Deputy Minister of Finance;
 - Deputy Minister of Justice;
 - Deputy Minister of Economy and Industry;
 - Deputy Minister of Education and Science;
 - Deputy Minister of Regional Development and Public Works;
 - Deputy Minister of Health;
 - the Director of the "Customs" Agency;
 - Representative of the Main Tax Administration;
 - Representative of the Supreme Prosecutor's Office of Cassation;
 - Senior officer of the Directorate of National Service "Police";
 - Senior officer of the National Service "Combating Organized Crime";
 - the Chief Secretary of the State Telecommunications Commission.