

**Abstract**

## **Current Situation of Welfare Services of Collective Management Organizations and Improvement Suggestions**

Ahn, Hyojil\*

In Germany, where the copyright collective management system developed early, collective management organizations have provided social welfare services for members themselves, and the law of collective management organization also specifies social welfare as one of the duties of collective management organizations. The law of collective management organization in Germany does not specifically specify how to create resources for social and cultural purposes. However, the measures for social and cultural contribution should be made in accordance with clear and fair principles when the resources are created from trust management revenues. In other words, the method of funding is basically entrusted to the autonomy of the collective management organization, and it is only required that the use of the fund raised in a certain way be fair. Accordingly, the German Music Copyright Association (GEMA), aside from the '10% - deduction' of the trust management revenues, provides that '10% of the membership fee and dues of membership', 'interest income as non-distributable amount', 'distribution amount that he lost as contract penalty for false reporter', and 'that such income the income of distribution when the distribution cost is excessive compared to the income' can be used for the above purposes.

The case of GEMA as mentioned above is sufficiently realizable through the amendment of the articles of association and distribution regulations of the collective management organization in Korea, and it should be done so as to be faithful to the public role of the collective management organizations. Therefore, the Federation of Korean Music Performers also needs to (i) deduct in advance a certain percentage of the royalties and compensation income

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\* Professor Dr. Korea University School of Law

for social and public purposes such as membership welfare, (ii) It is necessary to use a small distribution, and (iii) distribution hold as a social purpose, and (iv) it is necessary to use some of the undistributed remuneration and its interest income as social purpose.

As the number of members of the collective management organizations increases and the age of members increases, the number of members wishing to benefit from the welfare system will also increase. It is inevitable to restrict the scope of welfare beneficiaries in that the methods of raising welfare funds of Korean copyright collective management organizations including Korea Federation of Music Performers are very limited. In particular, in the case of the Federation of Korean Music Performers and collective management organizations with a large number of regular members, it is necessary to strengthen the standards of regular members and make stricter the requirements of beneficiaries.

### Keywords

Copyright Collective Management Organization, Role of Collective Management Organizations, Welfare Services, Distribution of Royalties, Distribution of Remuneration

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