

6th
ANNUAL

WITNESS

Media, Advertising
& Entertainment
Legal Summit

copyright[®]
taxation
royalty
content
competition
regulatory
technology
piracy
digitalisation
censorship

In Association With



MAELS 2017

5th October 2017, NOVOTEL Juhu Beach, Mumbai

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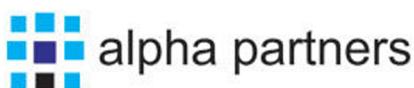
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INVITED AND CONFIRMED SPEAKERS

Dr. Lalit Bhasin, President, President, SILF & Bar Association of India

Ameet Datta, Partner, Saikrishna & Associates

Amit Thukral, SVP & General Counsel, UFO Moviez

Amrita (Dam) Mukherjee, VP – Legal, Hotstar

Anil Lale, Head- Business & Legal Affairs, Senior Vice President, Viacom18

Anil Wanvari, Founder, CEO & Editor-in-chief, Indian Television Dot Com

Arvind Prabhoo, President, Maharashtra Cable Operators Federation

Aravamudhan K., Senior Vice President, Star India

Ashish Chandra, Vice President & Head Counsel, Astro Malaysia Holdings Sdn Bhd

Ashish Malushte, CFO, UFO Moviez

Avnindra Mohan, President (Legal & Regulatory), Zee Network

Ayan Roy Chowdhury, Head Legal, Sony Pictures Entertainment

Blaise Fernandes, President and CEO, Indian Music Industry

Deepak Jacob, President & General Counsel – Legal & Regulatory Affairs, Star India

Devraj Sanyal, Managing Director & Chief Executive Officer, Universal Music Group & EMI Music

Dominic D Souza, VP – Legal, NXT Digital

Gaurav Gandhi, COO, Viacom18 Digital Ventures

J Sai Deepak, Founder, Law Chambers of J Sai Deepak

Javed Akhtar, Chairman, Indian Performing Rights Society

Kanan Rele, VP & Head Legal, Ogilvy & Mather

K.P.S. Kohli, Partner, Dhir & Dhir Associates

Kunal Arora, Associate Partner, Alpha Partners

Lavin Hirani, Head-Legal Affairs, Red Chillies Entertainment

Monica Datta, Partner, Saikrishna & Associates

Namrata Sudan, Partner, Dhir & Dhir Associates

Neeraj Kalyan, President, T-Series

O.P. Gupta, Controller General of Patents, Designs & Trademarks

Rajat Nigam, Group Chief Technology Officer, Network18 Media & Investments

Rakesh Nigam, CEO, The Indian Performing Right Society Limited – IPRS

Rohit Kishore Chopra, Sr. Vice President & Head Legal & Regulatory, Times Network & Times Internet

Roop Sharma, President, Cable Operators Federation of India

S. Ravi Shankar, Senior Partner, Law Senate

Saikrishna Rajagopal, Managing Partner, Saikrishna & Associates

Shridhar Subramaniam, President, Sony Music

Sujeet Jain, Group General Counsel & Company Secretary, Viacom 18

Sushil Satpute, Director, Department of Industrial Policy and Promotion

Uday Singh, Managing Director, Motion Picture Distributors Association

Vijay Nair, CEO, Only Much Louder

Vikram Mehra, Managing Director, Saregama

Vinit C Sharma, Sr. Director & Head Legal, IndiaCast Distribution

Vynsley Fernandes, Director, Castle Media

Zameer Nathani, Director – Legal, Raymond Limited

AGENDA

08:30 AM: Registration & Welcome Refreshments

09:10 AM: Welcome Remarks by Lex Witness

09:15 AM: Special Address by Dr. Lalit Bhasin, President, SILF & Bar Association of India

09:30 AM: Fraternity Address by Dr. Javed Akhtar, Chairman, Indian Performing Rights Society*

10:00 AM: THE CONVERGED MEDIASCAPE & A CREATIVE INDIA – IT'S COPYRIGHT CRIES

- The Role of A Creative Country in Economy Build Up & Criticality of Copyright – Protection of Creativity
- The Fam Five Years of The Copyright (Amendment) Act, 2012 – Hits & Misses
- Merging the Copyright Board with the IPAB – Yet Another Amendment?
- Non Implementation of Statutory Licensing for Broadcasting
- The Royalty Roars – The Act vs. Industry Methodologies
- Absence of Tariff Scheme for Copyright Societies
- Untangling The Copyright Rate Court – Delayed Monetization of Content to Creators
- Content Valuation in the Video Universe
- Managing Diversified Stakeholders – Royalty Valuations & Payments
- The Concept & Effective Role of CMOs – IPRS Under the New Avataar
- Will India Lead the Way for International Broadcasting Rights? The Broadcasters Treaty WIPO
- Global Bestpractices in Copyright Collective Management
- The Role of Regulators in Safeguarding & Encouraging Copyright
- Online Licensing through Creative Commons – Fair Use?
- Inclusion of Internet Broadcasting Rights in The Copyright Act 2012 – A Hit in the Dark?
- IP Issues in the World of Virtual Reality – Special Effects – Owner of Copyright?
- Focus Films – Protecting Film Names, Territorial Rights of Films
- Interplay Of Section 51 And 52 Of The Copyright Act, 1962
- Impact of Technology on Core IPR Anthems
- Infringement of Copyright – Copying Hollywood or Mere Inspiration?
- Enforcement of Rights in Works Not Protected Under The Copyright Law

AGENDA

11:30 AM: NETWORKING BREAK

12:00 NOON: THE NEW DIGITAL INDIA WAVE – AN UNTAMED BEAST

- Abuse of competition – censorship – digital media vs. traditional media
- Need for requisite legislation, rules, guidelines and regulatory environment
- Content Distribution & Control via OTT Platforms – No Censorship Bar?
- Government's Policy on OTT – Protective Enough?
- Scopes of OTT Taxes as Revenue Center
- Video on Demand – legal & regulatory shuffles amidst technological advancements
- Online Gaming & Gambling Laws in India – Legalities & Loopholes
- Lack of Clarity on Digital Rights Valuation
- The Role of TRAI in Governing Digital Media
- Converging Media Formats & Applicable Laws
- Digital Rights Management Vs. Net Neutrality
- A Walk in the Clouds – Legal & Regulatory Aspects

01:00 PM: NETWORKING LUNCH

02:00 PM: CARRYING – THE REGULATOR ALONG AND
MANAGING COURT MATTERS

- Analysing India after DAS Implementation
- TRAI's Regulatory Principles of Tariff Assessment – Broadcasting and Cable Tariff Order, 2017
- DAS Interconnect Regulations
- Standards of Quality of Service & Consumer Protection Regulations
- The 'Must Provide' Rule
- Balancing Act between TRAI Regulations & Copyright Act
- Interplay between Sectored Regulators and Trade Off
- Effective Contract Drafting – Celebrity Portfolio, Rights Management
- Dispute Resolution – Domestic Vs. International Scenarios
- Integrities of Media Contracting
- The 12 Minute Ad Cap Rule – All in Vain?
- India's FTA Market – A Game Changing Opportunity or An Unfair Play?
- E Commerce Portals & The Legal Metrology Act

AGENDA

- CCI's Negation to Whatsapp's Indulgence in Predatory Pricing
- Determination Of Relevant Market Under Competition Act, 2002
- Intermediary Liabilities in Indian Online Mediaspace – Hosting Obscene Content etc.
- Legality Of Metag-ing, Linking & Framing
- Child Actors & Child Labour Laws

03:00 PM: TAX TALKS – TRICKY BUT TRUE

- Broadcasting – WHT on payments made by TV companies, Transponder Charges,
- Taxation of a FTC, Taxation of Advertising Revenues, Taxation of Subscription Revenues
- DTH – WHT on Discount on Sale of STBs RCVs, Dual levy on DTH Service
- Taxability of RCVs, Valuation of STBs by levy of CVD
- Music – Deductibility of cost of music rights
- Films – Defining deduction of expenses, WHT on Acquisition of Copyright, Actor Fees
- Digital Media/OOH – Payment of Advertisement on a Portal, Sale of space for advertisement
- Radio – Deductibility of License Fees, Sale of space for advertisement
- Event Organizers – Taxability of Sponsorship under Reverse Charge Basis
- Subsuming of state level entertainment taxes
- Production Houses & Theatres – Exemption on Theatrical Rights, Availability of Input Tax & Credit
- Treatment of Intellectual Property Rights
- Sectoral Impact on Account on POS (Place of Supply)
- Taxation on Sale of Space in Print Media
- Equalisation Levy – Genesis, Provisions And Interpretation Issues
- Transfer Pricing – Key Issues of the Indian M&E Sector
- The GAAR Impact

04:00 PM: NETWORKING BREAK

04:30 PM: THE CONTENT CAROUSEL – CREATIVITY VS. CONSCIOUSNESS

- The Cinematograph Bill 2013 – A Visionary Dream? Remembering Shyam Benegal Committee's Report
- Government7s Sign Off in Case of Special Cases – Double Trouble?
- Role of Monitoring Committee & Revising Committee
- CBFC to FCAT – A Ride Never Settled Well
- Ambiguity Surrounding Advertising Laws in India – Comparative Advertising & Disparagement
- Self Regulation Spirits for TV Content
- EMMC/IMC Vs. Industry Driven Self Regulating Codes
- Combating the Pirates' Bays – Global Wars In Isolation – Need to Concile & Combine Efforts?
- Dealing With John Doe Orders In India

05:30 PM: GALA LUCKY DRAW FOLLOWED BY SUMMIT CLOSING REMARKS