

CONFLICT RESOLUTION PROCEDURE

CONFLICT NOTIFICATION (Phase 1)

The Legal and Licensing Department of AGICOA notifies a conflict pertaining to a declared work (art. 5(1)*).

30 DAYS

Parties have 30 days to amend their declarations by confirming, withdrawing or modifying their rights (art. 5(2)*).

When the conflict is solved, retained royalties are distributed to the entitled party(ies) (art. 5(3)*).

Failure to react within deadline will lead to rights withdrawal (art. 5(5)*).

CONFLICT CONTINUATION (Phase 2)

If the conflict persists, AGICOA requests legal substantiation (art. 6(1)*).

60 DAYS

Parties have 60 days to return to AGICOA with contracts and/or other supporting documents to demonstrate entitlement to claim the rights in conflict (art. 6(1)*).

When the conflict is solved, retained royalties are distributed to the entitled party(ies) (art. 6(3)*).

Failure to react within deadline will lead to rights withdrawal (art. 6(4)*).

DIRECT NEGOTIATIONS (Phase 3)

Should the conflict persist after more than one party has submitted legal substantiation, parties will be requested to resolve the conflict through direct negotiations (art 7 (1)*).

180 DAYS

Parties have 180 days to actively engage in negotiations and inform AGICOA of the terms of their settlement. (art. 7*).

When the conflict is solved, retained royalties are distributed to the entitled party(ies) (art. 7(3)*, 7(4b)*).

Failure to actively engage in negotiation or to inform AGICOA about the settlement terms within deadline will lead to rights withdrawal (art. 7(2)*, 7(4a)*).

LEGAL PROCEEDINGS (Phase 4)

When the parties inform AGICOA of their intention to initiate legal proceeding, arbitration or mediation (art. 7(4c)*, 8*), the conflict resolution procedure shall be suspended.

60 DAYS

Parties have 60 days to submit to AGICOA documentary evidence that legal proceedings, arbitration or mediation have been initiated (art. 8*).

Failure to provide documentary evidence that legal proceedings, arbitration or mediation have been initiated will lead to rights withdrawal (art. 2(5)*).

* AGICOA's Conflict Rules: www.agicoa.org/conflictrules2017.html