



**Republika e Kosovës**  
**Republika Kosova - Republic of Kosovo**  
*Qeveria - Vlada - Government*

*Zyra e Kryeministrit - Ured Premijera - Office of the Prime Minister*  
*Zyra Ligjore- Pravna Kancelarija- Legal Office*

**DECLARATION OF COMPATIBILITY OF THE LEGISLATION OF THE REPUBLIC  
OF KOSOVO WITH THE EU ACQUIS**

1. Proposing body of the normative act: Office of the Prime Minister.
2. Title of the draft normative act: Draft Law on the Independent Media Commission (hereinafter: the Draft Law)
3. Compliance of the normative act with the provisions of the Stabilization-Association Agreement or the Interim Agreement.
  - 3.1 Provisions of the SAA and the Interim Agreement regarding the normative content of the normative act.

**CHAPTER III**

**ARTICLE 109**

**Cooperation in the audiovisual field**

The parties shall cooperate to promote the audiovisual industry in Europe and encourage co-productions in the cinematography and audiovisual media sectors.

Cooperation may include, among other things, programs and facilities for the training of journalists and professionals of the audiovisual media industry, as well as technical assistance for the Kosovo public and private media, in order to strengthen their independence, professionalism and connections with European media.

Kosovo shall harmonize its policies on the regulation of aspects of cross-border content/transmissions with those of the EU and shall harmonize its legislation with the EU Acquis. Kosovo shall pay special attention to issues related to the acquisition of intellectual property rights

for programs and broadcasts, as well as to ensuring and strengthening the independence of the relevant regulatory authorities.

**3.2 The time limit set for the approximation and harmonization of the legislation in accordance with the provisions of the SAA and the Interim Agreement.**

Not applicable.

**3.3 Assessment of the level of fulfilment of the liability/obligation deriving from the above-mentioned provisions of the SAA and the Interim Agreement.**

This Draft Law is in full compliance with the requirements of Article 109 of the Stabilization-Association Agreement or the Interim Agreement on the alignment of local legislation in the field of audiovisual media regulation with the EU Acquis.

**3.4 Reasons for partial fulfilment or non-fulfilment/failure to fulfil the obligation arising from the above-mentioned provisions of the SAA and Interim Agreement.**

Not applicable.

**3.5 Liaison with the National Program Integration PKI/PKAA (in the current case, liaison with EPAP).**

Not applicable.

**4. Compatibility of legislation with the EU Acquis.**

The Draft Law aims to align local legislation in the field of audiovisual media regulation with Directive 2010/13/EU of the European Parliament and of the Council of 10 March 2010 on the coordination of certain provisions laid down by law, regulation or administrative action in the Member States concerning the provision of audiovisual media services, amended and supplemented by Directive 2018/1808/EU of the European Parliament and of the Council of 14 November 2018 amending Directive 2010/13/EU.

**4.1 The list of primary sources of EU law and compatibility with them.**

The Charter of Fundamental Rights of the European Union.

**4.2 The list of secondary sources of EU law and compatibility with them.**

The Directive 2010/13/EU of the European Parliament and of the Council of 10 March 2010 on the coordination of certain provisions laid down by law, regulation or administrative action in the Member States concerning the provision of audiovisual media services, amended and

supplemented by Directive 2018/1808/EU of the European Parliament and of the Council of 14 November 2018 amending Directive 2010/13/EU.

**4.3 The list of other sources of EU law and compatibility with them.**

Not applicable.

**4.4 Reasons for partial compliance or non-compliance.**

Not applicable.

**4.5 The period of time within which the full realization of the compatibility of the legislation with the EU Acquis is foreseen.**

Full compatibility with the EU Acquis (to the extent that these provisions are applicable to the Republic of Kosovo as a non-EU Member State) can only be achieved with the approval of this Draft Law.

**5. Specify when there is no EU legislation with which compliance is required.**

Not applicable.

**6. Are the above-mentioned sources of EU law translated into the official languages?**

Not applicable.

**7. Participation of consultants in the drafting of normative acts and their opinion on compatibility (attached are the consultants' letters for the drafting of normative acts).**

TAIEX-engaged experts have assessed that the relevant EU Directive in the field of audiovisual media regulation has been maximally transposed into the Draft Law. (*Attached - Expert Report*)

Mentor Borovci,

---

Director of Legal Office