

Marrakesh Treaty Questionnaire – Greece

1. Please indicate the relevant provisions in your national legislation providing for or regulating the limitations and exceptions to facilitate access to published works for persons who are blind, visually impaired, or otherwise print disabled.

The Marrakesh Treaty, as formulated in the (EE) Directive 2017/1564 of the European Parliament and Council has been transposed into our national law by the addition of Article 28A in the law for the protection of copyright and related rights in Hellas, i.e. **Law 2121/1993**. The updated version of the aforementioned provision in English is available in the following [link](#).

2. Does your national legislation permit the cross-border exchange (i.e. exportation) of “accessible format copies”, as defined in Article 2 b)₁ MVT? If yes, under which conditions?

3. Does your national legislation allow the importation of “accessible format copies”, as defined in Article 2 b)₂ MVT? If yes, under which conditions?

According to Article 28A par. 5 Law 2121/93 it is permissible to an “authorised entity“ in Greece without authorization of the author and without remuneration, to make an accessible format copy of a work, to which it has lawful access, or to communicate, make available, distribute or lend this copy to a beneficiary person or another authorised entity on behalf of a beneficiary person or other authorised entity established in another EU Member State. It is also permissible to a beneficiary person or an “authorised entity“ established in Greece to obtain and have access to an accessible format copy from an authorised entity established in an EU Member State.

On the basis of the above the acquisition and delivery of accessible format copies is permitted within the EU. Furthermore, Regulation 1563/2017 of the European Parliament and Council of 13 September 2017 provides for the cross-border exchange of accessible format copies between the EU and third countries.

4. Does your national legislation provide a definition of “authorized entity”, as defined in Article 2 c)₃ MVT? If yes, please provide the reference.

The definition of an authorized entity is provided -along with all definitions- in Article 28A par. 1. d’: ‘authorised entity’ means any organisation, association, union or other entity, that had been authorised or that is recognised to provide beneficiary persons with instructional training, education, adaptive reading and access to information on a non-profit basis. An ‘authorised entity’ also means a public or a non-profit organisation that provides the same services to beneficiary persons as one of its primary activities, as an institutional obligation or as part of its public-interest mission.

According to Article 28A par. 10 the competent authorities carrying out the relevant acts (provided under par. 5), **may** communicate their name and contact details to the Hellenic

Copyright Organization (HCO) which provides this information to the European Commission. Till now no relevant information has been communicated to the HCO. However, the HCO was competent under the previous legislative framework to keep a database of all accessible titles of works as well as the competent “authorized entities”. According to the new legislative framework, that implemented Directive 2017/1564, the competent Authority to keep the above information, i.e., the list of accessible formats copies of works, the type of formats into which these works have been reproduced, as well as the competent authorities which keep them is the **Hellenic National Library** (article 28A par. 9 Law 2121/1993).

5. Please provide a list with contact details of entities that can operate as authorized entities in your territory, and any further information that you can provide, such as number of accessible titles in the catalogue of the authorized entity and the languages covered.

As answered above the authorized entities in Greece have not notified the HCO of their contact details. However, HCO, as the competent authority under the previous legislative framework, can provide you with the list of 220 accessible titles, all in Greek and the respective authorized entities that keep them.