

## Draft Group B Proposal on a Decision of the SCCR on Limitations and Exceptions

Following a global and inclusive approach, the SCCR agrees to continue its work towards an appropriate international legal instrument or instruments (whether model law, joint recommendation, treaty and/or other forms), taking into account the four proposals currently tabled and/or any additional submissions.

The SCCR will undertake text based discussions to achieve agreement on appropriate exceptions and limitations for persons with print disabilities, and continue its work on appropriate limitations and exceptions on libraries and archives; educational and research institutions; and persons with other disabilities.

The Committee will seek to follow, as set out in this Annex to this conclusion, a clearly defined work program.

The focus of the Committee will be to build on the existing work carried out by the SCCR, taking into account all WIPO working documents on exceptions and limitations, as well as any additional relevant working documents, including:

- Proposal by Brazil, Chile, Nicaragua and Uruguay for work related to Limitations and Exceptions (SCCR 16/2), the proposal by Brazil, Ecuador and Paraguay, relating to Limitations and Exceptions: Treaty Proposed by the World Blind Union (WBU) (document SCCR/18/5),
- the Draft Consensus Instrument, submitted by the United States (document SCCR/20/10);
- the Draft WIPO Treaty on Exceptions and Limitations for the Disabled, Educational and Research Institutions, Libraries and Archive Centers, submitted by the African Group (document SCCR/20/11);
- the Draft Joint Recommendation Concerning the Improved Access to Works Protected by Copyright for Persons with a Print Disability, submitted by the European Union (document SCCR/20/12);
- Updated Report on the Questionnaire on Limitations and Exceptions (SCCR/21/7).

The International Bureau is requested to continue to assist the Committee by providing Member States with necessary expertise and funding of the participation of experts from developing countries and LDCs according to the usual formula.

Timetable on the SCCR Agenda item on limitations and exceptions

Event	Action
SCCR/21	<p>Agenda item on exceptions and limitations:</p> <ul style="list-style-type: none"> <li>• Substantive discussion on print disabilities</li> <li>• Substantive discussion on other exceptions and limitation</li> </ul>
SCCR/22	<p>Agenda item on exceptions and limitations:</p> <ul style="list-style-type: none"> <li>• Substantive discussion on print disabilities <i>[with a special focus on: a) questions on cross-border transfer of works; b) National exceptions];</i></li> <li>• Substantive discussion on other exceptions and limitation <i>[with special focus on libraries and archives].</i></li> </ul> <p>→ Possible SCCR recommendation to the GA on print disabilities</p> <p>→ Possible SCCR recommendation to the GA on other exceptions and limitations</p>
WIPO Assemblies 2011	Decision on any SCCR recommendation to WIPO Assemblies 2011
SCCR/23	<p>Agenda item on exceptions and limitations:</p> <ul style="list-style-type: none"> <li>• Print disabilities <i>[if unresolved issues remain]</i></li> <li>• Substantive discussion on other exceptions <i>[with special focus on libraries and archives + on another exception to be agreed]</i></li> </ul>
SCCR/24	<p>Agenda item on exceptions and limitations:</p> <ul style="list-style-type: none"> <li>• Report on the implementation and/or evaluation of the 2011 WIPO Assemblies decision on print disabilities</li> <li>• Substantive discussion on other exceptions <i>[with special focus on libraries + on another exception to be agreed]</i></li> <li>• Print disabilities <i>[if unresolved issues remain]</i></li> </ul> <p>→ Report and possible recommendations to the GA on the work on other exceptions and limitations and on print disabilities <i>[if unresolved issues remain]</i> + Report on the implementation and/or evaluation of the 2011 WIPO Assemblies decision on print disabilities</p>
WIPO Assemblies 2012	Decision on the SCCR reports and any possible recommendations to WIPO Assemblies 2012
SCCR/25 ff	<p>Agenda item on exceptions and limitations:</p> <ul style="list-style-type: none"> <li>• Substantive discussion on other exceptions <i>[exception to be agreed]</i></li> <li>• Periodical report on the implementation and/or evaluation of the 2011 WIPO Assemblies decision on print disabilities</li> </ul> <p>→ Regular report and any possible recommendations to WIPO Assemblies</p>