

As of June 25, 2013, 8:00 am

## **List of Outstanding Issues**

### Preamble

1. Eighth Provision on Reference to Commercial Availability (*Linked to Facilitator Issues; to be completed June 25*)

### Article A

2. Stand-alone Copyright and Related Rights Sentence (*to be completed June 25*)

### Article C

3. Right of Translation Bracket (*considered June 20; to be completed June 25*)
4. Right of Translation Agreed Statement on Scope (*considered June 20; to be completed June 25*)
5. Missing Cross-Reference (*to be completed after further text consolidation; to be completed June 25*)
6. Agreed Statement on Relationship to Articles D and E (*Linked to Facilitator Issues; to be completed June 25*)

### Article D

7. D(3), Commercial Availability, Alternatives A, B, and C (with many internal brackets) (*Linked to Facilitator Issues; to be completed June 25*)
8. D(3), Commercial Availability, Proposed Agreed Statement to Alternative C in the footnote (*Linked to Facilitator Issues; to be completed June 25*)
9. D(4), Alternative B on Other Exceptions or Limitations (and missing cross-reference in B) (*Linked to Facilitator Issues; to be completed June 25*)

### Article E

10. Them/Authorized Entities (*Linked to Facilitator Issues; to be completed June 25*)

### Article(s)

11. Implementation Provisions, Respect for Copyright Provision and Development Provision (*Linked to Facilitator Issues; to be completed June 25*)

## Resolved Issues

### Preamble

1. Tenth Provision on Reference to 3-Step Test

### General Clause

2. Annex Provisions Alternative Wording (with internal brackets)
3. Proposed Footnote on Anti-Competitive Practices in Annex

### Article A

4. Agreed Statement on Audiobooks
5. Reasonable Price for Developed Countries, Reasonable Price for Developing Countries (alternative As, B1 and B2)
6. Authorized Entity, Agreed Statement on the Scope of Primary

### Article B

7. Agreed Statement on Medical Diagnostic Procedures and Treatments

### Article C

8. Should/Shall
9. Technical Improvement of Reference to WCT

### Article D

10. Should/Shall
11. D(2)(B), Proposed Alternative Paragraph in Annex
12. Annex Provision on Berne Gap and 3-Step Test, Alternatives A, B and C (many internal brackets) and Proposed Agreed Statement to Alternative B

### Article E

13. Should/Shall
14. Additional Paragraph in Annex on "Berne Gap"
15. Annex Paragraph that is Alternative to Commercial Availability Clause in Article D(3)

### Article F

16. Alternatives A and B, Should/Shall/May in Alternative B
17. TPMs, Additional alternative Proposal in Annex (with many internal brackets)
18. Proposed Additional Paragraph in Annex (with many internal brackets)
19. References to Other Proposals in Annex
20. Proposal in Annex to add the word "legally"

### Article H

21. Should/Shall

#### Article J

22. Alternative Proposal in Annex
23. Bracketed Text

#### Consistent Terminology

24. Member States/Contracting Parties – Global change to “Contracting Parties”
25. Interpretative Understanding/Agreed Statement – Global change to “Agreed Statement”
26. “Visual impairment/print disabilities”
27. Check for Beneficiaries/Beneficiary Persons

#### Administrative Provisions and Final Clauses

28. Article on Eligibility for Becoming Party to the Treaty
29. Article on Entry Into Force of the Treaty
30. Article on Effective Date of Becoming Party to the Treaty

### **June 25 Program of Work**

#### Main Committee I

Report of Facilitator Work, Discussion of Facilitator Issues by Full MC I

#### Article A

1. Stand-alone Copyright and Related Rights Sentence

#### Facilitator Group

1. Address possible LDC concerns about Article D(5)
2. Commercial availability
3. Right of translation
4. Direct distribution
5. Order and placement of Articles 10-12
6. TPMs
7. Agreed statement to Article E
8. Agreed statement on commercial availability
9. Eighth preambular clause
10. Review for cross-references and any other remaining brackets in text