

CONCLUSIONS ON THE PROTECTION OF BROADCASTING ORGANIZATIONS

1. The Committee considered the working document SCCR/24/10 Corr., as well as the proposal submitted by the government of Japan, document SCCR /26/6. In addition, the Committee took note of the working document containing the proposal from the government of India.
2. It was agreed that traditional broadcasting organizations and cablecasting organizations will be the beneficiaries of the protections provided by the proposed Treaty, subject to clarification of the inclusion of cablecasting organizations in the definition of broadcasting organizations in national laws and the effect of that inclusion on the scope of protection.
3. It was agreed that broadcasting and cablecasting are included in the scope of protection of the proposed Treaty, without prejudice to clarification of the inclusion of cablecasting organizations in the definition of broadcasting organizations in national laws and the effect of that inclusion on the scope of protection.
4. Discussions took place on the inclusion in the scope of protection of transmissions over the Internet, with the common understanding that such transmissions, if they are to be included, would be limited to those transmissions originating from traditional broadcasters and cablecasters.
5. Discussions took place on transmission over the Internet of simultaneous and unchanged transmissions of broadcasts, and it was agreed that if transmissions over the Internet originating from traditional broadcasters and cablecasters are included in the scope of protection of the proposed Treaty, then at least such simultaneous and unchanged transmissions of broadcasts should be included.
6. It was also agreed that further discussions will take place in relation to the possible inclusion in the scope of protection of the proposed Treaty of transmissions over the Internet, when originating from traditional broadcasters and cablecasters, of original broadcasts, on-demand transmission of broadcasts, or deferred and unchanged transmissions of broadcasts.
7. Discussions took place on the protection to be granted to broadcasting and cablecasting organizations and delegations exchanged views on various approaches, which will be further examined at the next session of the Committee.
8. Discussions took place on the definitions that need to be included in the proposed Treaty. Delegations exchanged views and the definitions will be further examined at the next session of the Committee.
9. The proposals discussed during the session will be included in an Annex to document SCCR/24/10 Corr.