

DRAFT July 4 10:00 pm

**World Intellectual Property Organization (WIPO)
Standing Committee on Copyright and Related Rights (SCCR)
Twenty-eighth Session
Geneva, July 4, 2014**

SCCR Conclusions

Protection of Broadcasting Organizations

1. Based on the outcome and documents of the 27th session of the SCCR, the Committee pursued discussions on issues relating to the categories of platforms, activities to be included under the object and scope of protection to be granted to broadcasting organizations in the traditional sense, and initiated discussions on definitions.
2. The discussions were based on technical working non-papers addressing these issues submitted at the 27th and 28th sessions of the SCCR. Technical explanations submitted by stakeholders in relation to some specific issues considered in the informal discussions which took place during the session were compiled into an informal document.
3. The discussions contributed to progress on the substance concerning the draft treaty to update the protection of broadcasting organizations in the traditional sense.
4. The Secretariat was requested to provide an update of the 2010 study on "Current Market and Technology Trends in the Broadcasting Sector" (Document SCCR 19/12), focusing on the use of digital technology by cablecasting and broadcasting organizations in the traditional sense whether public or commercial, including in developing countries, with the aim of presenting the results of the study and providing opportunities for technical discussion, at the 29th session of the SCCR.
5. This item will be maintained on the agenda of the twenty-ninth session of the SCCR.
6. The Committee agreed on the following recommendations to the WIPO General Assembly (WIPO/GA/46):
 - a) that the WIPO General Assembly approve, at its session in 2014, the convening of a diplomatic conference in 2016 for the adoption of a treaty on the protection of broadcasting organization with the exact dates and venue to be decided by a preparatory committee meeting.
 - b) that the roadmap that would be followed would include three further SCCR meetings, one in December 2014 and two in 2015, and that, at its session in 2015 the General Assembly would be in a position to review the progress made in the SCCR.

Limitations and exceptions: libraries and archives

7. Based on the outcome of the 27th session of the SCCR and documents SCCR/26/3 and SCCR/26/8, the Committee pursued discussions on general subjects, namely adoption of national exceptions, support for research and human development, and exceptions and limitations in a digital environment; as well as on specific subjects related to the 11 topics identified in previous SCCR sessions, namely preservation, right of reproduction and safeguarding copies, and legal deposit.
8. Reference was also made by delegations to general and specific subjects from other general principles when they were understood as such.
9. The discussions contributed to improve the understanding on the issues faced by libraries and archives, in particular in the digital environment.
10. The Secretariat was asked to organize the presentation of the update of the Crews Study on national exceptions for libraries and archives (document SCCR/17/2) during the 29th session of the SCCR.
11. This item will be maintained on the agenda of the 29th session of the SCCR.
12. The Committee agreed on the following recommendations to the WIPO General Assembly (WIPO/GA/46):
 - a) that the SCCR continue its work towards an appropriate international legal instrument or instruments (whether model law, joint recommendation, treaty and/or other forms), with the target of submitting recommendations to the General Assembly on limitations and exceptions for libraries and archives by the SCCR/30 session.
 - b) that this work should continue based on documents SCCR/26/3 and SCCR/26/8 and any other proposals submitted by Member States in the future.
 - c) that regional meetings should be organized by the Secretariat with the aim of increasing the understanding of the topic of limitations and exceptions for libraries and archives among Member States.

Limitations and Exceptions: educational and research institutions and persons with other disabilities

13. Based on the outcome of the 27th session of the SCCR and documents SCCR/26/4 and SCCR/27/8, the Committee reiterated the importance of holding discussions on limitations and exceptions for educational and research institutions and for persons with other disabilities.
14. This item will be maintained on the agenda of the 29th session of the SCCR.

Contribution of the SCCR to the implementation of the respective Development Agenda recommendations

15. The Chair stated that all statements submitted to the Secretariat in writing by July 11, 2014 in relation to Contribution of the SCCR to the implementation of the respective Development Agenda recommendations would be recorded in the report of the 28th session of the SCCR and would be transmitted to the WIPO General Assembly in line with the decision taken by the WIPO General Assembly related to the Development Agenda Coordination Mechanism.

Next session of the SCCR

16. The 29th session of the SCCR will take place from December 8 - 12, 2014.

17. The allocation of time at SCCR/29 will be the same as the allocation decided for SCCR/28.

[end of conclusions]