

Published monthly
Annual subscription:
160 Swiss francs
Each monthly issue:
20 Swiss francs

Copyright

29th year – No. 12
December 1993

Monthly Review of the
World Intellectual Property Organization (WIPO)

Contents

NOTIFICATIONS CONCERNING TREATIES ADMINISTERED BY WIPO IN THE FIELD OF COPYRIGHT	
Berne Convention. New Member of the Berne Union: El Salvador	271
Phonograms Convention. Accession: Greece	271
GOVERNING BODIES OF WIPO	
Governing Bodies of WIPO. Twenty-Fourth Series of Meetings (Geneva, September 20 to 29, 1993)	272
REGISTRATION SYSTEMS ADMINISTERED BY WIPO	
Film Register Treaty (FRT)	275
ACTIVITIES OF WIPO IN THE FIELD OF COPYRIGHT SPECIALLY DESIGNED FOR DEVELOPING COUNTRIES	
Africa	275
Arab Countries	276
Asia and the Pacific	277
Latin America and the Caribbean	277
Development Cooperation (in General)	278
ACTIVITIES OF WIPO IN THE FIELD OF COPYRIGHT SPECIALLY DESIGNED FOR COUNTRIES IN TRANSITION TO MARKET ECONOMY	278
OTHER CONTACTS OF THE INTERNATIONAL BUREAU OF WIPO WITH GOVERNMENTS AND INTERNATIONAL ORGANIZATIONS IN THE FIELD OF COPYRIGHT	279
CALENDAR OF MEETINGS	281

COPYRIGHT AND NEIGHBORING RIGHTS LAWS AND TREATIES

(INSERT)

Editor's Note

UNITED STATES OF AMERICA

United States Code, Title 17—Copyrights (Copyright Law of 1976, as last amended by the Audio Home Recording Act of 1992 (Public Law 102-563 of October 28, 1992))
(Chapter 3 to end)

Text I-01

WIPO 1993

Any reproduction of official notes or reports and translations of laws or agreements, published in this review, is authorized only with the prior consent of WIPO.



Notifications Concerning Treaties Administered by WIPO in the Field of Copyright

Berne Convention

New Member of the Berne Union

EL SALVADOR

The Government of El Salvador, deposited, on November 18, 1993, its instrument of accession to the Berne Convention for the Protection of Literary and Artistic Works of September 9, 1886, as revised at Paris on July 24, 1971, and amended on September 28, 1979.

El Salvador has not heretofore been a member of the International Union for the Protection of Literary and Artistic Works ("Berne Union"), founded by the Berne Convention.

The Berne Convention as revised will enter into force, with respect to El Salvador, on February 19,

1994. On that date, El Salvador will become a member of the Berne Union.

Under the unitary contribution system, El Salvador will, as from January 1, 1994, belong to Class *Sbis* for the purpose of establishing its contribution towards the budgets of the World Intellectual Property Organization (WIPO) and the contribution-financed Unions.

Berne Notification No. 153, of November 19, 1993.

Phonograms Convention

Accession

GREECE

The Government of Greece deposited, on November 2, 1993, its instrument of accession to the Convention for the Protection of Producers of Phonograms Against Unauthorized Duplication of Their Phonograms of October 29, 1971.

The said Convention will enter into force, with respect to Greece, on February 9, 1994.

Phonograms Notification No. 56, of November 9, 1993.

Governing Bodies of WIPO

Governing Bodies of WIPO

Twenty-Fourth Series of Meetings

(Geneva, September 20 to 29, 1993)

From September 20 to 29, 1993, the Governing Bodies of WIPO held their twenty-fourth series of meetings in Geneva. Delegations from 104 States, 17 intergovernmental organizations and 12 international non-governmental organizations participated in the meetings.*

The following 21 Governing Bodies met:

- (1) WIPO General Assembly, fourteenth session (11th ordinary);
- (2) WIPO Conference, twelfth session (11th ordinary);
- (3) WIPO Coordination Committee, thirty-first session (24th ordinary);
- (4) Paris Union Assembly, twenty-first session (11th ordinary);
- (5) Paris Union Conference of Representatives, twenty-first session (11th ordinary);
- (6) Paris Union Executive Committee, twenty-ninth session (29th ordinary);
- (7) Berne Union Assembly, fourteenth session (11th ordinary);
- (8) Berne Union Conference of Representatives, fourteenth session (11th ordinary);
- (9) Berne Union Executive Committee, thirty-fifth session (24th ordinary);
- (10) Madrid Union Assembly, twenty-fifth session (10th ordinary);
- (11) Hague Union Assembly, thirteenth session (9th ordinary);
- (12) Hague Union Conference of Representatives, thirteenth session (9th ordinary);
- (13) Nice Union Assembly, thirteenth session (11th ordinary);
- (14) Nice Union Conference of Representatives, twelfth session (11th ordinary);
- (15) Lisbon Union Assembly, tenth session (10th ordinary);
- (16) Council of the Lisbon Union, seventeenth session (17th ordinary);

- (17) Locarno Union Assembly, thirteenth session (10th ordinary);
- (18) IPC [International Patent Classification] Union Assembly, twelfth session (9th ordinary);
- (19) PCT [Patent Cooperation Treaty] Union Assembly, twenty-first session (9th ordinary);
- (20) Budapest Union Assembly, tenth session (7th ordinary);
- (21) Vienna Union Assembly, sixth session (5th ordinary).

The main subjects considered by the Governing Bodies and the main decisions that they adopted are described below.

Activities of WIPO from July 1, 1992, to June 30, 1993. Almost all of the delegations expressed their satisfaction with the contents of the reports on activities submitted by the Director General, and in particular with the accurate and clear description of the International Bureau's work carried out during the period under review. They voiced their appreciation for the amplitude and quality of the tasks accomplished and the efficiency and thoroughness with which they were carried out. The delegations were of the opinion that the objectives of the activities as set out in the work plan of the 1992-93 biennium had been attained. In their view the International Bureau, led by the Director General, responded promptly and also imaginatively and with dedication to the varied needs of the member States and to the new conditions prevailing in the modern world.

Almost all of the delegations stressed the prime importance that they attached to the development cooperation activities in favor of developing countries. The delegations of the recipient developing countries emphasized the priority that should be given to assistance to developing countries in order that the vital role played by intellectual property in cultural, technological and economic development might be enhanced. Those delegations hoped that

* The list of participants may be obtained on request from the International Bureau.

WIPO's development cooperation program would be expanded in the future to allow for the development, in developing countries, of intellectual property systems suited to local needs and in harmony with international trends. The delegations of donor countries reaffirmed their willingness to continue supporting WIPO's development cooperation program, whether with funds or in kind, and wherever possible to increase their contribution. The development cooperation activities that were considered most useful by the delegations of developing countries included different kinds of training for various groups of people; assistance in the drafting of legislation; advice on the rationalization of the administrative operations of national offices, in particular through computerization; assistance in the development of patent information services to the public through increased use of CD-ROM technology; the teaching of intellectual property in universities, and the establishment of societies for the fair and efficient administration of copyright and neighboring rights. In that respect the creation of the WIPO Academy and the award of long-term scholarships for intellectual property studies in academic institutions were welcomed by many delegations as two initiatives that responded to their wishes.

A number of delegations, referring to the decline in the multilateral resources made available to WIPO from extra-budgetary sources such as the United Nations Development Programme (UNDP), urged donor countries to increase their assistance and supported the proposal by the Director General that more funds from WIPO's regular budget be allocated to development cooperation activities in the next biennium (see under "Program and Budget for the 1994-95 Biennium," below). As the promotion of adherence to treaties was an important development cooperation activity, many delegations supported the Director General's proposal of a unitary contribution system (see under "Unitary Contribution System," below), since that would encourage a greater number of developing countries to adhere to treaties to which they were not yet party.

A large number of delegations from both developing and industrialized countries emphasized the importance of WIPO's normative work and its activities in connection with the international registration systems. The overwhelming majority of those delegations were satisfied with the progress of the normative work, and expressed their desire to see the early conclusion of that work in relation to the establishment of the Patent Law Treaty, the preparations for a Treaty on the Settlement of Disputes Between States in the Field of Intellectual Property, the draft Trademark Law Treaty, a Possible Protocol to the Berne Convention, a Possible Instrument on the Protection of the Rights of Per-

formers and Producers of Phonograms and arbitration and other extra-judicial mechanisms for the resolution of disputes between private parties.

Many delegations expressed their full satisfaction with the success of the PCT and its operations. Some delegations expressed concern about the financial position of the Madrid and Hague systems.

Program and Budget for the 1994-95 Biennium. The Governing Bodies approved the draft program and budget proposed by the Director General for the 1994-95 biennium, with an increase in expenditure (from about 188 million Swiss francs in the 1992-93 biennium to about 230 million Swiss francs in the 1994-95 biennium). The program of the coming biennium will see the continuation of many of the activities of the 1992-93 biennium. At the same time, it will cover a significantly greater number of development cooperation activities. With respect to normative activities, the outstanding events provided for in the new program are the conclusion of a Treaty on the Settlement of Disputes Between States in the Field of Intellectual Property, that of the Trademark Law Treaty and, possibly, that of the Patent Law Treaty. As for international registration activities, the number of PCT applications is expected to increase by about 15% compared with the 1992-93 biennium. The total of the contributions by States members of the various Unions will be reduced by 8.6% in relation to the levels in the 1992-93 biennium. This will be achieved through increased participation, by the PCT Union in particular but also by the Madrid and Hague Unions, in the financing of certain activities that are of growing interest to those three Unions. In the 1992-93 biennium, the proportion of the income of contribution-financed Unions to that of fee-financed Unions was about 24% to 76%; in the new approved budget, the proportion would be about 19% to 81%, while for expenditure the proportions are 27% to 73% and 20% to 80%, respectively.

Unitary Contribution System. The Governing Bodies also decided to apply, as from January 1, 1994, for a trial period of four years covering the next two bienniums (1994-95 and 1996-97), a unitary contribution system. The system will replace the existing contribution system in which there are six contribution-financed Unions (Paris, Berne, IPC, Nice, Locarno, Vienna), with each State paying as many contributions (each of a different amount) to the International Bureau of WIPO as there are Unions of which it is a member. The advantages of the unitary contribution system are that it will make the administration of contributions simpler and be an incentive for States mem-

bers of fewer than all the contribution-financed Unions to join additional Unions, since adherence to the additional Unions will not increase the amount of their contributions. Under the unitary contribution system, each State member will pay one contribution only, regardless of the number of contribution-financed Unions of which it is a member. Moreover, under the new system no State member of a Union would pay more—each would in fact pay less—in contributions than under the existing multi-contribution system. To achieve that result, the existing 10 contribution classes have been increased to 14 contribution classes (which allows States to be in a lower contribution class than previously), and the total amount of the contributions by States members of the contribution-financed Unions has been reduced by 8.6%. The creation of the four new contribution classes means that, for the great majority of member States that are developing countries, their present contributions will be considerably reduced, some by as much as 75%, and the yearly contribution for the member States in the lowest class will now amount to only 1,773 Swiss francs. Under the new system, the contributions of the States that are members only of WIPO and not of any of the Unions are aligned with the lowest six classes of the unitary contribution system.

Draft Treaty on the Settlement of Disputes Between States in the Field of Intellectual Property. The General Assembly of WIPO agreed that the sixth session of the Committee of Experts and the second part of the Preparatory Meeting would be convened early in 1994 and that the Diplomatic Conference would be convened for a period of three weeks late in 1994 or during the first half of 1995.

Continuation of the Diplomatic Conference for the Conclusion of a Treaty Supplementing the Paris Convention as far as Patents are Concerned. The Assembly of the Paris Union decided not to fix a date for the continuation of the Diplomatic Conference at its present session, and asked the Director General to convene an extraordinary session of the Assembly of the Paris Union when he believed that the time was ripe for the fixing of such a date to be considered.

Treaty Supplementing the Paris Convention as far as Marks are Concerned ("Trademark Law Treaty"). The Assembly of the Paris Union approved the holding of a seventh session of the Committee of Experts on the Harmonization of Laws for the Protection of Marks, a Preparatory Meeting of the Diplomatic Conference and the Diplomatic Conference itself in the course of the 1994-95 biennium.

Establishment of WIPO Arbitration Services. The General Assembly of WIPO approved the establishment of a WIPO Arbitration Center, which will offer services for the resolution of intellectual property disputes between private parties as from July 1, 1994. Enterprises and individuals wishing to use those services will be able to choose between four dispute-settlement procedures: mediation, arbitration, expedited arbitration (designed particularly for small-scale disputes) and a combined procedure, providing for mediation and, in default of settlement through mediation, arbitration.

Setting of Norms and Procedures for the Protection and Enforcement of Intellectual Property Rights. Besides the activities described in the preceding paragraphs, the 1994-95 biennium will see the continuation of work on a possible Protocol to the Berne Convention and on a possible instrument on the protection of the rights of performers and producers of phonograms, the preparation of a draft new treaty on the protection and/or international registration of geographical indications, the study of the question of granting certain intergovernmental organizations the same status as that of States in relation to treaties administered by WIPO or a similar status, the drafting of a model law on the protection of the rights of performers and producers of phonograms, together with guiding principles on the application of copyright and neighboring rights to the electronic storage, transmission and reproduction of works, recordings and broadcasts, and, lastly, the study of a possible voluntary international numbering system for certain categories of literary and artistic works and phonograms.

Exploration of Intellectual Property Questions in Possible Need of Norm-Setting. As far as this area of work is concerned during the next biennium, forums will be held on topical aspects of the patent protection of biotechnological inventions, on the question of protection against counterfeiting and piracy and on the protection of audiovisual works. Studies will be made of the measures that could be taken to secure better protection for well-known marks and of the questions of the protection overlaps between trade names, marks and slogans.

Increase in Fees in the Registration Systems. The Assemblies of the Madrid and Hague Unions approved increases in fees of 7% and 10%, respectively.

The Assembly of the PCT Union agreed that the question of an increase in PCT fees could be reexamined in 1994.

Patent Cooperation Treaty (PCT). The proposal by the International Bureau according to which the International Bureau would become an alternative receiving Office under the PCT as of January 1, 1994, was approved. The Assembly of the PCT further appointed the Spanish Patent and Trademark Office as an International Searching Authority with effect on September 22, 1993, and designated Chinese as a language in which an official text of the PCT would be established.

Hague Agreement Concerning the International Deposit of Industrial Designs. Work on the revision of the Hague Agreement will continue. A Di-

plomatic Conference is scheduled to be held in 1995 to adopt the new Act of the Agreement.

Staff Matters. The Governing Bodies and the Director General paid tribute to the outgoing Deputy Director General, Shahid Alikhan (he retired on November 30, 1993), praising the invaluable services that he had rendered the Organization during his term of office. The Governing Bodies also approved the Director General's intention to promote Mr. Mihály Ficsor and Mr. Carlos Fernández Ballesteros to the rank of Assistant Director General and to promote Mr. Raymond Andary to grade D.1. The promotions took effect on October 1, 1993.

Registration Systems Administered by WIPO

Film Register Treaty (FRT)

India. In September 1993, a government offi-

cial from India had discussions with WIPO officials in Geneva on India's possible adherence to the FRT.

Activities of WIPO in the Field of Copyright Specially Designed for Developing Countries

Africa

Assistance With Training, Legislation and Modernization of Administration

Burkina Faso. In September 1993, Mr. Ouala Koutiebou, Minister of Culture, and another government official, on the occasion of their participation in the sessions of the Governing Bodies, visited the headquarters of WIPO and had discussions with the Director General and other WIPO officials on copyright cooperation between Burkina Faso and WIPO, including the organization of the WIPO Colloquium on collective administration of copy-

right and neighboring rights, to be held in Ouagadougou in October 1993.

Cameroon. In September 1993, Mr. Joseph-Marie Bipoun-Woum, Minister of Culture, visited the headquarters of WIPO and had discussions with the Director General and other WIPO officials on copyright cooperation between Cameroon and WIPO.

Cape Verde. In September 1993, a government official had discussions with a WIPO official in

Geneva on Cape Verde's possible accession to the WIPO Convention.

Côte d'Ivoire. In September 1993, a government official, on the occasion of his participation in the sessions of the Governing Bodies, had discussions with the Director General and other WIPO officials on bilateral cooperation, including the holding of a regional industrial property seminar in Côte d'Ivoire in 1994, and matters pertaining to the African Intellectual Property Organization (OAPI).

Ghana. In September 1993, a government official, on the occasion of her participation in the sessions of the Governing Bodies, had discussions with WIPO officials in Geneva on the possible training of officials from Ghana in the establishment and use of documentation and computerization systems for the collective administration of copyright.

Lesotho. In September 1993, Mrs. Nyalleng Pii, Registrar General, on the occasion of her participation in the sessions of the Governing Bodies, had discussions with WIPO officials in Geneva on administrative matters concerning the establishment of a Copyright Office at the Registrar's Office.

Madagascar. In September 1993, a WIPO official and a WIPO consultant from Switzerland undertook a mission to Antananarivo to discuss with government officials the draft of a new copyright law prepared by the International Bureau, cooperation between Madagascar and WIPO in strengthening the collective administration of copyright and also the possibility of Madagascar's accession to the Paris Act of the Berne Convention.

Malawi. In September 1993, a government official had discussions with WIPO officials in Geneva

on cooperation activities in the field of copyright and neighboring rights for the benefit of the new Copyright Society of Malawi.

Mozambique. In September 1993, the International Bureau prepared and sent to the government authorities, at their request, a model law on copyright and neighboring rights.

Namibia. In September 1993, three government officials from the Ministry of Information and Broadcasting handed to the Director General in Geneva Namibia's declaration of continued application of the Berne Convention for the Protection of Literary and Artistic Works and the country's instrument of accession to the Paris (1971) Act of the same Convention.

Nigeria. In September 1993, a government official, on the occasion of his participation in the sessions of the Governing Bodies, had discussions with WIPO officials in Geneva on the possible training of officials from Nigeria in the establishment and use of documentation and computerization systems for the collective administration of copyright.

African Intellectual Property Organization (OAPI). In September 1993, on the occasion of her participation in the sessions of the Governing Bodies, Mrs. Célestine Houehougbe, Director General a.i. of OAPI, accompanied by another OAPI official, had discussions with the Director General and other WIPO officials in Geneva on further cooperation between the two organizations.

Organization of African Unity (OAU). In September 1993, an OAU official visited WIPO to discuss the strengthening of joint activities between OAU and WIPO for the benefit of African countries.

Arab Countries

Assistance With Training, Legislation and Modernization of Administration

Yemen. In September 1993, Mr. Ahmed

Mohamed Thabet Al-Zuraiki, Head, Technical Bureau, Ministry of Culture and Tourism, visited WIPO and discussed with WIPO officials the strengthening of cooperation for the benefit of his country.

Asia and the Pacific

Training Courses, Seminars and Meetings

WIPO National Symposium on the Legal Protection of Expressions of Folklore (Beijing). From September 13 to 15, 1993, in cooperation with the Ministry of Culture of China and the National Copyright Administration of China (NCAC), WIPO organized the WIPO National Symposium on the Legal Protection of Expressions of Folklore in Beijing. About 40 participants from various government departments and institutions of China attended the Symposium. Opening addresses were given by the Director General of WIPO, Mr. Gao Zhanxiang, Vice-Minister, Ministry of Culture, and Mr. Yu Youxian, Director General of NCAC. Papers were presented by a guest speaker from Australia, a WIPO consultant from Switzerland, three officials from China and a WIPO official. The subjects dealt with included the definition of expressions of folklore and the different approaches to their protection.

Assistance With Training, Legislation and Modernization of Administration

Brunei Darussalam. In September 1993, a government official had discussions with WIPO officials in Geneva on cooperation to upgrade Brunei's intellectual property system and the possibility of its accession to the WIPO Convention.

China. In September 1993, the Director General and eight WIPO officials visited Beijing. The Director General was received by Mr. Jiang Zemin, President of China. He also had talks with other government leaders and officials on further cooperation between China and WIPO on various intellectual property matters, and attended the opening ceremony of three meetings that had been organized with WIPO cooperation, namely the WIPO

Symposium on the Patent Cooperation Treaty (PCT) and China, the WIPO National Symposium on the Legal Protection of Expressions of Folklore and the WIPO Forum on the International Registration of Trademarks. The Symposium is described under "Asia and the Pacific: Training Courses, Seminars and Meetings," above.

India. In September 1993, Mr. Tajinder Khanna, Secretary, Ministry of Commerce and Mr. S.V. Giri, Secretary, Department of Education, Ministry of Human Resource Development, had separate discussions with the Director General in Geneva on intellectual property matters of common interest.

Iran (Islamic Republic of). In September 1993, on the occasion of their participation in the sessions of the Governing Bodies, Mr. Syed Reza Zavareie, Deputy Head of the Judiciary and Head of the Registration Organization of Deeds, Intellectual and Industrial Property, and another government official had discussions in Geneva with the Director General and other WIPO officials on the possibility of the country's accession to the WIPO Convention, on training opportunities for government officials in the field of intellectual property and on the implementation of the UNDP-financed country project to upgrade the industrial property administration.

Thailand. In September 1993, a WIPO official and a WIPO consultant from Sweden participated in a roundtable consultation in Bangkok on the draft copyright law. This consultation, organized by the Department of Intellectual Property of Thailand and based on a detailed note prepared by the International Bureau containing comments on the draft law, was attended by government officials and representatives of the private sector.

Latin America and the Caribbean

Assistance With Training, Legislation and Modernization of Administration

Chile. In September 1993, two government officials handed to the Director General in Geneva

Chile's instrument of accession to the Film Register Treaty (FRT). The possible organization of an intellectual property seminar for officials of the Diplomatic Academy of Chile, a copyright seminar for judges and an information seminar on the FRT were also discussed.

Development Cooperation (in General)

Training Courses, Seminars and Meetings

WIPO Permanent Committee for Development Cooperation Related to Copyright and Neighboring Rights

Working Group

First Session

(Geneva, September 7 and 10, 1993)

The Working Group of the Permanent Committee for Development Cooperation Related to Copyright and Neighboring Rights held its first session in Geneva on September 7 and 10, 1993.

Thirteen of the 14 member States of the Working Group were represented, namely: Argentina, Canada, China, France, Hungary, India, Japan, Kenya, Pakistan, Paraguay, Spain, Switzerland, United States of America.

The Working Group reviewed and evaluated the activities of WIPO under the Permanent Program since the last session of the Permanent Committee in November 1992.

All the delegations that took the floor expressed their appreciation and indicated their full support for WIPO cooperation activities in the field of copyright and neighboring rights in developing countries, including advice and assistance in legislation, development of human resources and institution-building. They all noted the significant increase in activities undertaken since the last meeting.

Some delegations made comments on the following WIPO activities: development of human re-

sources, including specialized training courses, seminars and meetings, such as those related to the impact of emerging technologies in the field of copyright and neighboring rights, and symposia for members of the judiciary; the protection of authors and artists through the establishment or strengthening of institutions for the collective administration of copyright and neighboring rights; the enforcement of legislation in the fight against piracy; the drafting and modernization of national copyright laws of developing countries, and the reinforcement of copyright protection at both national and international levels.

Some delegations made suggestions on the structure and content of documents prepared by the International Bureau on activities undertaken for the benefit of developing countries, including their results.

The report of the Working Group was noted by the relevant Governing Bodies of WIPO later in September 1993.

Assistance With Training, Legislation and Modernization of Administration

Islamic Educational, Scientific and Cultural Organization (ISESCO). In September 1993, Mr. Abdulaziz Othman Altwajri, Director General of ISESCO, and two other officials of the Organization, on the occasion of their participation in the sessions of the Governing Bodies, had discussions with the Director General and other WIPO officials on future cooperation between ISESCO and WIPO in the field of copyright.

Activities of WIPO in the Field of Copyright Specially Designed for Countries in Transition to Market Economy

Regional Activities

WIPO Seminar for Central European Countries on the Adaptation of the Copyright and Neighboring Rights System to the Conditions and Requirements of Market Economy and Pluralist Democracy

(Prague). From September 6 to 8, 1993, WIPO organized the above-mentioned Seminar in Prague in cooperation with the Ministry of Culture of the Czech Republic. Twelve participants from Hungary, Poland, Slovakia and Slovenia, some 30 from the Czech Republic and representatives of six

international non-governmental organizations attended the Seminar. It was opened by the Director General of WIPO and Mr. Jindřich Kabát, Minister of Culture of the Czech Republic. Papers were presented by lecturers from Finland, Sweden, Switzerland and the United Kingdom, two WIPO consultants from Austria and Germany and a WIPO official. Another WIPO official also participated in the Seminar.

At the Seminar, the following main tasks for the countries concerned were outlined:

- in parallel with the modernization of the laws on copyright and neighboring rights and their adaptation to an appropriate interpretation of existing conventions and newly emerging international standards, those elements of the laws that derived from collectivist socialist ideology (certain free uses and compulsory licenses) should be eliminated;
- appropriate provisions should be adopted for the protection of neighboring rights;
- the socialist dogma of total inalienability should be dropped, and the question of transfer of rights should be regulated in a more flexible way;
- the new norms should more appropriately reflect the legitimate interests of employers and producers;
- the overregulation of copyright and neighboring rights contracts should be stopped;
- the collective administration system should be transformed so that only private organizations carry out the administration, without any State involvement, and its structure should be changed so that all the interest groups are duly represented; at the same time, measures should also be taken to maintain the efficiency of collective administration under the new conditions; and
- the system of enforcement of rights should be made much more complex and efficient, and its proper operation should be guaranteed.

National Activities

Albania. In September 1993, Mr. Neshat Tozaj, President of the Albanian Authors' Society (ALBAUTOR), and another official from the same Society had discussions with the Director General and other WIPO officials in Geneva on possible future cooperation between Albania and WIPO in the field of copyright.

Czech Republic. In September 1993, at the invitation of Mr. Jindřich Kabát, Minister of Culture of the Czech Republic, the Director General visited Prague and had discussions with the Minister of Culture on the draft new copyright law, with the Minister of Economy on the Madrid Agreement Concerning the International Registration of Marks and with the President of the Patent Office on the possible organization, by WIPO, of an information meeting for Central European countries on WIPO's computerized activities under the PCT and Madrid systems. The Director General also had discussions with other government leaders on the new copyright law and cooperation with WIPO, while the teaching of intellectual property was discussed with members of Charles University. The Director General was accompanied by another WIPO official.

Slovenia. In September 1993, on the occasion of his participation in the sessions of the Governing Bodies, Mr. Bojan Pretnar, Director of the Industrial Property Protection Office, had discussions with the Director General and other WIPO officials in Geneva on the promotion of research and the teaching of intellectual property, the draft law on the protection of topographies of semiconductor products and the country's possible accession to the PCT, the Protocol Relating to the Madrid Agreement Concerning the International Registration of Marks and other WIPO-administered treaties.

Other Contacts of the International Bureau of WIPO with Governments and International Organizations in the Field of Copyright

National Contacts

Malta. In September 1993, a government official discussed with WIPO officials in Geneva certain questions relating to the International Bureau's comments on the draft copyright law of Malta.

Turkey. In September 1993, three government officials had discussions with WIPO officials in Geneva on a draft proposal concerning the strengthening of the intellectual property system in Turkey. Comments on draft amendments to the Copyright Law, drawn up by the International Bu-

reau at the request of the government authorities, were handed to the visitors.

United Nations

In September 1993, a WIPO official attended a briefing organized in Geneva by the United Nations on the preparations for the Fiftieth Anniversary of the United Nations in 1995.

Other Organizations

Agency for the Protection of Programs (APP). In September 1993, a WIPO official spoke at the 11th APP Forum in Paris on WIPO's program for the 1994-95 biennium in the field of copyright and neighboring rights.

Association suisse pour le droit d'auteur et des médias (ASAM). In September 1993, a WIPO official spoke at the ceremony in honor of the entry into force of the new Swiss Federal Law on Copyright and Neighboring Rights, organized by ASAM at the Faculty of Law of the University of Geneva.

Customs Co-operation Council (CCC). In September 1993, a WIPO official attended in Brussels a meeting of the Joint Customs/Business Subgroup of CCC's Group on Intellectual Property Protection, and had discussions with CCC officials on the possibility of cooperation with WIPO in training related to the fight against counterfeiting and piracy.

International Council of Archives (ICA). In September 1993, a WIPO official attended the 19th session of the Section of International Organizations, organized by ICA in London.

International Literary and Artistic Association (ALAI). In September 1993, a WIPO official attended the ALAI Congress and a meeting of ALAI's Executive Bureau held in Antwerp (Belgium).

Swiss Society for Authors' Rights in Musical Works (SUISA). In September 1993, Mr. Patrick Liechti, Director General of SUISA, visited WIPO and discussed cooperation between SUISA and WIPO with the Director General and other WIPO officials.

Calendar of Meetings

WIPO Meetings

(Not all WIPO meetings are listed. Dates are subject to possible change.)

1994

January 31 to February 4 (Geneva)

Committee of Experts on the Development of the Hague Agreement (Fourth Session)

The Committee will continue to consider possibilities for revising the Hague Agreement Concerning the International Deposit of Industrial Designs, or adding to it a protocol, in order to introduce in the Hague system provisions intended to encourage States to adhere to the system and to facilitate the use of the system by applicants.

Invitations: States members of the Hague Union, and, as observers, States members of the Paris Union not members of the Hague Union and certain organizations.

February 21 to 25 (Geneva)

Committee of Experts on the Settlement of Intellectual Property Disputes Between States (Sixth Session) and Preparatory Meeting (Second Part) for the Diplomatic Conference for the Conclusion of a Treaty on the Settlement of Intellectual Property Disputes Between States

The Committee of Experts will continue the preparations for a possible multilateral treaty on the settlement of intellectual property disputes between States. The Preparatory Meeting will decide what substantive documents should be submitted to the Diplomatic Conference and which States and organizations should be invited to the Diplomatic Conference. The Preparatory Meeting will also establish the proposed Rules of Procedure of the Diplomatic Conference.

Invitations: States members of the Paris Union, the Berne Union or WIPO or party to the Nairobi Treaty and, as observers, certain organizations.

March 3 and 4 (Geneva)

Worldwide Forum on the Arbitration of Intellectual Property Disputes (jointly organized with the American Arbitration Association (AAA))

The Forum will, with particular reference to intellectual property disputes, give an overview of the various extra-judicial procedures for dispute resolution, examine the main elements of the arbitration process, and consider the nature and use of mediation as a form of dispute resolution.

Invitations: Governments, selected non-governmental organizations and any member of the public (against payment of a registration fee).

May 2 to 6 (Geneva)

Working Group on the Application of the Madrid Protocol of 1989 (Sixth Session)

The Working Group will continue to review joint Regulations for the implementation of the Madrid Agreement Concerning the International Registration of Marks and of the Madrid Protocol, as well as draft forms to be established under those Regulations.

Invitations: States members of the Madrid Union, States having signed or acceded to the Protocol, the European Communities and, as observers, other States members of the Paris Union expressing their interest in participating in the Working Group in such capacity and certain non-governmental organizations.

May 23 to 27 (Geneva)

WIPO Permanent Committee for Development Cooperation Related to Copyright and Neighboring Rights (Eleventh Session)

The Committee will review and evaluate the activities carried out under the WIPO Permanent Program for Development Cooperation Related to Copyright and Neighboring Rights since the Committee's last session (November 1992) and make recommendations on the future orientation of the said Program.

Invitations: States members of the Committee and, as observers, States members of the United Nations not members of the Committee and certain organizations.

June 6 to 10 (Geneva)

Committee of Experts on a Possible Protocol to the Berne Convention (Fourth Session)

The Committee will continue to examine the question of the preparation of a possible protocol to the Berne Convention for the Protection of Literary and Artistic Works.

Invitations: States members of the Berne Union, the Commission of the European Communities and, as observers, States members of WIPO not members of the Berne Union and certain organizations.

- June 13 to 17 (Geneva)** **Committee of Experts on a Possible Instrument for the Protection of the Rights of Performers and Producers of Phonograms (Third Session)**
 The Committee will continue to examine the question of the preparation of a possible new instrument (treaty) on the protection of the rights of performers and producers of phonograms.
Invitations: States members of WIPO, the Commission of the European Communities and, as observers, certain organizations.
- June 20 to 23 (Geneva)** **WIPO Permanent Committee for Development Cooperation Related to Industrial Property (Sixteenth Session)**
 The Committee will review and evaluate the activities carried out under the WIPO Permanent Program for Development Cooperation Related to Industrial Property since the Committee's last session (November 1992) and make recommendations on the future orientation of the said Program.
Invitations: States members of the Committee and, as observers, States members of the United Nations not members of the Committee and certain organizations.
- September 26 to October 4 (Geneva)** **Governing Bodies of WIPO and the Unions Administered by WIPO (Twenty-Fifth Series of Meetings)**
 Some of the Governing Bodies will meet in ordinary session, others in extraordinary session.
Invitations: As members or observers (depending on the body), States members of WIPO or the Unions and, as observers, other States and certain organizations.

UPOV Meetings

(Not all UPOV meetings are listed. Dates are subject to possible change.)

1994

- November 2 to 4 (Geneva)** **Technical Committee**
Invitations: Member States of UPOV and, as observers, certain non-member States and intergovernmental and non-governmental organizations.
- November 7 and 8 (Geneva)** **Administrative and Legal Committee**
Invitations: Member States of UPOV and, as observers, certain non-member States and intergovernmental organizations.
- November 9 (a.m.) (Geneva)** **Consultative Committee (Forty-Eighth Session)**
Invitations: Member States of UPOV.
- November 9 (p.m.) (Geneva)** **Council (Twenty-Eighth Ordinary Session)**
Invitations: Member States of UPOV and, as observers, certain non-member States and intergovernmental and non-governmental organizations.

Other Meetings

1994

- February 2 to 8 (Queenstown)** **International Federation of Industrial Property Attorneys (FICPI): Executive Committee.**
- May 4 to 9 (Beijing)** **Licensing Executives Society International (LESI): International Conference.**
- May 8 to 11 (Seattle)** **International Trademark Association (INTA): 116th Annual Meeting.**

-
- | | |
|----------------------------|--|
| May 23 to 25 (Turin) | International Publishers Association (IPA): Symposium on the theme "Publishers and New Technology." |
| May 25 to 28 (Luxembourg) | European Communities Trade Mark Association (ECTA): Annual General Meeting and Conference. |
| May 28 to June 5 (Ostend) | International Federation of the Seed Trade (FIS)/International Association of Plant Breeders for the Protection of Plant Varieties (ASSINSEL): World Congress. |
| June 12 to 18 (Copenhagen) | International Association for the Protection of Industrial Property (AIPPI): Executive Committee. |
| June 19 to 24 (Vienna) | International Federation of Industrial Property Attorneys (FICPI): Congress. |