

Standing Committee on Copyright and Related Rights

Forty-Sixth Session
Geneva, April 7 to 11, 2025

SUMMARY BY THE CHAIR

prepared by the Chair

AGENDA ITEM 1: OPENING OF THE SESSION

1. The forty-sixth session of the Standing Committee on Copyright and Related Rights (“SCCR” or “Committee”) was opened by the Deputy Director General, Sylvie Forbin. Ms. Vanessa Cohen Jimenez acted as Chair and Mr. Peter Lábody served as Vice-Chair. Ms. Michele Woods (WIPO) acted as Secretary.

AGENDA ITEM 2: ADOPTION OF THE AGENDA

2. The Committee adopted the draft Agenda (document SCCR/46/1 Prov.).

AGENDA ITEM 3: ACCREDITATION OF NEW NON-GOVERNMENTAL ORGANIZATIONS

3. The Committee approved at this time the accreditation as *ad hoc* SCCR observers of the following non-governmental organizations referred to in the Annex to document SCCR/46/2:

- African Publishers Network (APNET)
- Canadian Association of Research Libraries (CARL)
- Federation of Screenwriters in Europe aisbl (FSE)
- Italian Federation of Newspaper and Magazine Publishers (FIEG)

There was no consensus on the accreditation of two other non-governmental organizations.

AGENDA ITEM 4: PROTECTION OF BROADCASTING ORGANIZATIONS

4. The documents from previous sessions related to this agenda item are available on the dedicated SCCR/46 web page at https://www.wipo.int/meetings/en/details.jsp?meeting_id=86568.

5. The [*Draft WIPO Broadcasting Organizations Treaty*](#) (document SCCR/46/3), prepared under the Chair’s authority, was presented by Vice-Chair Mr. Peter Lábody and Facilitators Mr. Hezekiel Oira and Mr. Jukka Liedes.

6. The Committee used the Chair’s draft text as the basis for the discussion. Member States and Observers commented in the plenary session, and Member States held constructive informal discussions.

7. During the plenary session, some Member States were of the view that the Committee was approaching readiness for a final negotiation at a Diplomatic Conference, while at the same time other Member States considered that more discussions were necessary. In addition to this, a few Member States suggested the need to explore convergent approaches outside the SCCR agenda regarding the broadcasting item, while some Member States disagreed with this suggestion.

8. In the informal setting, the discussions covered a number of topics, including the issues of national treatment and reciprocity, exceptions and limitations, the protection of signals used in making available to the public of stored programs laid down in Article 8, and the functioning of the mechanism laid down in Article 10, including wireless transmissions. The Committee during its next session will engage further in discussions, in particular on these matters, with the aim of further considering whether or not to recommend that the General Assembly convene a diplomatic conference.

9. Based on the above, the Chair will draft a revised version of the text for consideration at the forty-seventh session of the Committee.

10. The topic of protection of broadcasting organizations will be maintained on the agenda of the forty-seventh session of the SCCR.

AGENDA ITEM 5: LIMITATIONS AND EXCEPTIONS FOR LIBRARIES AND ARCHIVES
AGENDA ITEM 6: LIMITATIONS AND EXCEPTIONS FOR EDUCATIONAL AND RESEARCH INSTITUTIONS AND FOR PERSONS WITH OTHER DISABILITIES

11. These two agenda items were addressed together. The documents from previous sessions related to this agenda item are available on the dedicated SCCR/46 web page at https://www.wipo.int/meetings/en/details.jsp?meeting_id=86568.

12. The Chair opened the plenary and provided a summary of an informal discussion to seek common ground on the path forward on limitations and exceptions that she and the Vice-Chair had held the previous week with a group of volunteers representing all the country groups. The Chair and Vice-Chair were seeking ideas, innovative thinking and discussion about how to move forward given divergent positions shown in a document compiling all the positions on an implementation plan for the *Work Program on Limitations and Exceptions* already adopted by the Committee in 2023 (document SCCR/43/8 Rev.) (Work Program).

13. The Committee met in formal and informal discussions to further discuss the way forward on limitations and exceptions. The Chair asked the Member States to identify their main substantive priorities among the many topics related to limitations and exceptions and suggested looking to the Work Program, which was already agreed as a committee document and could provide a consensual starting point. The informal meeting had an extensive discussion. Some Members identified their priorities, including preservation and education, others suggested work related to the 2012 Mandate from the General Assembly on limitations and exceptions (2012 Mandate), and others suggested other documents that could be considered as part of the process of identifying next steps on this topic, such as the *Proposal on Objectives and Principles* (document SCCR/44/5) currently before the SCCR. Some Member States recalled that the 2012 Mandate referred to continu[ing] discussion to work towards an appropriate international legal instrument or instruments on limitations or exceptions and expressed interest in starting text-based discussion. Meanwhile some did not share the interest but agreed to continue working on the basis of the Work Program, including continuing work on toolkits, while other delegations did not consider work on toolkits a priority. The Secretariat provided an update on the status of this ongoing work.

14. The Chair presented the following plan to facilitate, build and encourage a step forward on limitations and exceptions, as a way to overcome the polarization of opinions in order to bring positions closer together, seeking progress.

- A. The SCCR will move forward in discussions based on the 2012 Mandate and the Work Program.
- B. The SCCR will use, in a complementary manner, all relevant documents at the disposal of the Committee, along with input made by delegations during SCCR/46.
- C. The Chair and Vice-Chair will prepare a document with concrete suggestions seeking to find common ground on the topic of limitations and exceptions, for the implementation of the Work Program, to present for consideration of the Member States during the next session of the SCCR, taking into account the aforementioned documents and the contributions made during the plenary and informal discussions held during SCCR/46.

The Chair consulted all regional groups and they each of them specifically endorsed this proposal.

- D. The Chair and Vice-Chair will remain open and available to receive input from Members, although there will be no intersessional work.

15. The topics of limitations and exceptions for libraries and archives and for educational and research institutions and persons with other disabilities will be maintained on the agenda of the forty-seventh session of the SCCR.

AGENDA ITEM 7: OTHER MATTERS

16. The documents from previous sessions related to this agenda item are available on the dedicated SCCR/46 web page at https://www.wipo.int/meetings/en/details.jsp?meeting_id=86568.

Copyright in the Digital Environment

17. Regarding the topic of Copyright in the Digital Environment, GRULAC reiterated its proposal for the [Work Plan on Copyright in the Digital Environment](#) (document SCCR/45/4) and renewed its request for Copyright in the Digital Environment to be a standing item on the agenda of the Committee. Some Members expressed their support for making this a standing item on the agenda of the Committee while some Members disagreed. Some Members suggested conducting studies and holding information sessions on this topic. A few Members also questioned keeping substantive topics under the “other matters” item and proposed to reframe the agenda to address this point while others disagreed with this approach.

18. Based on the discussions, at SCCR/47 GRULAC will present a revised version of its proposal, which will consider the feedback received during SCCR/46.

19. As requested by Member States at SCCR/45, the Secretariat organized an *Information Session on Copyright and Generative Artificial Intelligence* (see documents SCCR/46/5/Prov. 4 and SCCR/46/6/Prov. 3). The Information Session was welcomed by the Committee and the Secretariat was congratulated on its organization. Delegations participated in a question-and-answer session with government representatives, as well as experts from the creative, legal and technological sectors during the Information Session, and further discussion was held in plenary. Some Members suggested the Secretariat organize another Information Session on AI for SCCR/47 in order to continue analyzing rapidly changing developments. In light of the plenary discussion on copyright in the digital environment and the growing impact of AI on the creative industries, the Committee invites the Secretariat to organize a follow-up Information Session at SCCR/47 on generative AI as it relates to copyright, as part of the agenda item related to Copyright in the Digital Environment. The program for the Information Session to be held at SCCR/47 will be developed in consultation with Member States. A draft of the program will be shared with Member States through Group Coordinators no later than two months before SCCR/47.

20. Copyright in the Digital Environment will be further discussed at the next session.

Public Lending Right

21. With respect to the Public Lending Right, study author Ms. Sabine Richly presented the revised [Scoping Study on Public Lending Right](#) (document SCCR/45/7 Rev.), followed by comments from Member States and Observers. The Committee appreciated the work done by Ms. Richly on the scoping study and indicated that it would provide a useful, comprehensive reference document on this topic for Member States working on this topic in the future. With this work, the point on the public lending right is concluded.

Proposal for Study on the Rights of Audiovisual Authors

22. The Committee considered the revised version of the [Proposal for a Study on the Rights of Audiovisual Authors and their Remuneration for the Exploitation of their Works](#) (document SCCR/44/7 Rev.), the previous version of which had been introduced at SCCR/44. The proposal was discussed by the Committee. Some Committee members welcomed the proposal with the addition of audiovisual performers, some could not support this addition, and some suggested having a separate study on performers after the completion of the study on authors. The Proposal for Study on the Rights of Audiovisual Authors will be further discussed at the next committee meeting.

Strengthening the Protection of Theatre Directors' Rights

23. With respect to the topic of Strengthening the Protection of Theatre Directors' Rights, a brief update on the status of the ongoing work was given by the Secretariat. Strengthening the Protection of Theatre Directors' Rights will be further discussed at the next session.

Resale Royalty Right

24. Regarding the topic of the Resale Royalty Right, Professor Sam Ricketson presented the revised version of the [WIPO Toolkit on Artist's Resale Right \(Part II\)](#) (document SCCR/45/INF/2 Rev.). Member States thanked Professor Ricketson for his excellent work, and made statements on the topic.

25. There was a suggestion to organize a series of regional meetings on the topic, including an offer to host the meeting for the African region.

26. Some Members expressed their support for making this a standing item on the agenda of the Committee while some others were not yet ready to confirm this as a standing agenda item.

27. The Resale Royalty Right will be further discussed at SCCR/47.

Proposal for Study on Copyright Protection of Technical Standards

28. The Delegation of Canada presented the *Proposal for Study on Copyright Protection of Technical Standards* (document SCCR/46/4 Rev.). The proposal was discussed by the Committee. Some Committee members welcomed the proposal, while several others asked for more time to consider the proposal. The Proposal for Study on Copyright Protection of Technical Standards will be further discussed at the next session.

29. The topic of Other Matters will be maintained on the agenda of the forty-seventh session of the SCCR.

SUMMARY BY THE CHAIR

30. The Committee took note of the contents of this Summary by the Chair, with the understanding that it was not subject to approval by the Committee, as it represents the Chair's views about the main issues that occurred and were discussed during the session, as well as her perspective on the results of the forty-sixth session.

AGENDA ITEM 8: CLOSING OF THE SESSION

31. In relation to future meetings, some Groups expressed preference that the Committee continue to hold two sessions per calendar year, while others considered this expression unnecessary.

32. The forty-seventh session of the SCCR will be held from December 1 to 5, 2025.

[End of document]