

WORLD INTELLECTUAL PROPERTY ORGANIZATION
Second Special Session of the SCCR
Geneva, June 18 to 22, 2007

CONCLUSIONS
of the Second Special Session of the SCCR
on the Protection of Broadcasting Organizations

prepared by the Chair

Following the decision of the WIPO General Assembly in its Thirty-third Session in September/October 2006, the Standing Committee on Copyright and Related Rights (SCCR) convened in the First and Second Special Sessions, from January 17 to 19, and from June 18 to 22, 2007.

The decision of the General Assembly stated that “[t]wo special sessions of the Standing Committee on Copyright and Related Rights to clarify the outstanding issues will be convened, the first one in January 2007, and the second one in June 2007 in conjunction with the meeting of the preparatory committee. It is understood that the sessions of the SCCR should aim to agree and finalize, on a signal-based approach, the objectives, specific scope and object of protection with a view to submitting to the Diplomatic Conference a revised basic proposal, which will amend the agreed relevant parts of the Revised Draft Basic Proposal [referred to in (ii)]. The Diplomatic Conference will be convened if such agreement is achieved. If no such agreement is achieved, all further discussions will be based on document SCCR/15/2.”

The discussions in the Second Special Session were based on the Revised Draft Basic Proposal (SCCR/15/2 Rev) which is the official comprehensive working document of the Committee, and a non-paper of April 20, 2007 prepared by the Chair.

During the session the delegations made their general statements and discussed thoroughly the procedure of deliberations. The intergovernmental and non-governmental organizations were given the opportunity to make statements.

In the informal discussions it became evident that, during the session, it would not be possible to reach an agreement on the objectives, specific scope and object of protection with a view to submitting to a diplomatic conference a revised basic proposal as mandated by the General Assembly.

While several delegations urged that the efforts to conclude a treaty on protection of broadcasting organizations be continued, it was felt that there was a need to take time to reflect before proceeding further to explore agreement as mandated by the General Assembly.

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The Committee made the following recommendation:

The General Assembly

- Takes note of the current status of the work in the SCCR on the protection of broadcasting organizations and cablecasting organizations.
- Acknowledges that progress was made in the process towards better understanding of the positions of the various stakeholders.
- Recognizes the good faith efforts of all participants and stakeholder organizations throughout the process.
- Expresses the wish that all the parties continue to strive to achieve an agreement on the objectives, specific scope and object of protection, as mandated by the General Assembly.

The General Assembly

- Decides that the subject of broadcasting organizations and cablecasting organizations be retained on the agenda of the SCCR for its regular sessions and considers convening of a Diplomatic Conference only after agreement on objectives, specific scope and object of protection has been achieved.