

# WIPO



CRNR/DC/47  
ORIGINAL: English  
DATE: December 11, 1996

WORLD INTELLECTUAL PROPERTY ORGANIZATION  
GENEVA

**DIPLOMATIC CONFERENCE  
ON  
CERTAIN COPYRIGHT AND NEIGHBORING RIGHTS QUESTIONS**

**Geneva, December 2 to 20, 1996**

AMENDMENT TO ARTICLE 14 OF DRAFT TREATY N° 1

*proposed by the Delegation of the United States of America*

[Additions are indicated by underlining, deletions are indicated by ~~striking through~~]

1. *Article 14 -- Obligations concerning Rights Management Information*

Amend Article 14 as follows:

(1) Contracting parties shall ~~make it unlawful for~~ provide adequate and effective legal remedies against any person knowingly ~~to perform~~ performing any of the following acts which induces, enables or facilitates infringement or the avoidance of payment to a right holder:

(i) to remove or alter any electronic rights management information without authority;

(ii) to distribute, import for distribution or communicate to the public, without authority, copies of works ~~from which~~ knowing that electronic rights management information has been removed from the copies or altered without authority;

(iii) to file fraudulent rights management information with a public authority.

(2) As used in this Article, “rights management information” means information which identifies the work, the author of the work, the owner of any right in the work, or information about the terms and conditions of use of the work, and any numbers or codes that represent such information, when any of these items of information are attached to a copy of a work or appear in connection with the communication of a work to the public.

(3) Contracting Parties shall not mandate the use of rights management information by a right holder.

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