

WIPO



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WORLD INTELLECTUAL PROPERTY ORGANIZATION
GENEVA

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

Geneva, December 2 to 20, 1996

AMENDMENT TO ARTICLE 4 OF DRAFT TREATY N° 2

proposed by the European Community and its Member States

Article 4
National treatment

- (1) *Each Contracting Party shall accord to nationals of other Contracting Parties, as defined in Article 3(2), the treatment it accords to its own nationals with regard to the rights provided for by this Treaty.*
- (2) *The treatment provided for in paragraph (1) shall be subject to the rights specifically provided for, and the limitations and exceptions specifically provided for, in this Treaty.*
- (3) *The obligation provided for in paragraph (1) shall not apply to the extent to which the other Contracting Party makes use of the reservations allowed under Articles 25(1), 12(3) and 19(3) of this Treaty.*
- (4) *A Contracting Party shall not be obliged to accord to nationals, as defined in Article 3(2), of another Contracting Party the treatment provided for in paragraph (1) in respect of rights which do not derive from express provisions of this Treaty or which*

might be recognized by national legislation in the context of limitations and exceptions under Articles 13 and 20 of this Treaty.

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