

Copyright

Review of the
WORLD INTELLECTUAL PROPERTY
ORGANIZATION (WIPO)

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WORLD INTELLECTUAL PROPERTY ORGANIZATION

The World Intellectual Property Organization in 1973

Member States

Acceptance

In 1973, Austria, Cameroon, Uganda and Yugoslavia deposited instruments of ratification or accession and became party to the Convention establishing WIPO, thus bringing the number of such States to 32 at the end of 1973. The Sudan also deposited an instrument of accession in 1973. The Convention establishing WIPO will come into force for the Sudan on February 15, 1974.

Five-Year Privilege

In 1973, five States — Chile, Congo, India, Madagascar, Mauritania — gave notification in terms of Article 21(2)(a) of the Convention establishing WIPO, thus bringing to 34 the total number of States which may, until April 26, 1975, exercise the same rights as if they had become party to the Convention.

Administrative Bodies

The composition of the Administrative Bodies of WIPO is set forth below. The Coordination Committee met in an extraordinary session in May 1973 to consider the question of relations between the United Nations and WIPO and questions concerning the headquarters building¹. The Coordination Committee also met in ordinary session, as did the Conference and the General Assembly of WIPO, during the fourth series of meetings of the Administrative Bodies of WIPO and of the Unions administered by WIPO and BIRPI, in November 1973².

The principal decisions taken by the General Assembly of WIPO included the appointment of Dr. Arpad Bogsch as the new Director General, the approval of the reports and activities of the Coordination Committee and of the Director General, and the approval of the measures for the administration by WIPO of the Convention for the Protection of Producers of Phonograms Against Unauthorized Duplication of Their Phonograms (1971) and the Vienna Agreement for the Protection of Type Faces and their International Deposit (1973). The General Assembly also decided to establish three posts of Deputy Director General. The General Assembly and the Conference of WIPO considered a progress report on the question of concluding a relationship agreement with the United Nations and approved the actions taken in this respect by the Coordination Committee at its third and fourth (extraordinary) sessions. The Conference of WIPO adopted the triennial (1974 to 1976) budget and established its triennial program of technical assistance. The Conference of WIPO also estab-

lished a Permanent Program for the Acquisition by Developing Countries of Technology Related to Industrial Property and adopted the Organizational Rules of that Program. The Coordination Committee approved a new agreement concerning working relations and cooperation with the United Nations Educational, Scientific and Cultural Organization (Unesco).

Legal-Technical Assistance to Developing Countries

Throughout 1973, WIPO continued to implement its technical assistance program for developing countries. This program was complemented by the approved programs for the year 1973 of the various Unions, which included projects also of benefit to the developing countries.

Training Program

In cooperation with the various national Industrial Property Offices, or Copyright Offices, 13 traineeships for a duration of two or three months were organized under the 1973 program for officials from Algeria, Argentina, Colombia, Egypt, Ghana, Kenya, Nigeria, Peru, Republic of Korea, Saudi Arabia, Sudan and Zaire and the Industrial Development Centre for Arab States (IDCAS). The training was conducted in Belgium, Egypt, Germany (Federal Republic of), Ireland, Japan, Spain, Switzerland and the United Kingdom.

Assistance to National and Regional Institutions Concerned with Industrial Property and Copyright Services (The projects are listed in their alphabetical order)

Algeria. In November 1973, the Government of Algeria informed the International Bureau of its plans to modernize its industrial property legislation and Industrial Property Office and inquired as to the possible assistance which WIPO could provide in this respect. Discussions are taking place between the Algerian authorities and the International Bureau concerning the possible assistance which could be provided.

Brazil. Following the approval in June 1972 by the Governing Council of the United Nations Development Programme (UNDP) of a project to assist the Government of Brazil in carrying out a complete and basic modernization of its patent system, appropriate arrangements were made, in January 1973, between the UNDP and the Government of Brazil for the execution of the project through a contract with WIPO. Such a contract was concluded between the UNDP and WIPO in June 1973.

In July 1973, the International Bureau sent a circular to 23 examining Patent Offices, and to the International Patent Institute (IIB), advertising various positions for experts to participate in the execution of the projects. The latter started

¹ See *Copyright*, 1973, p. 106.

² See *ibid.*, 1973, p. 236.

in October 1973 with the arrival in Brazil of a team of six experts.

Burundi. The Government of Burundi had requested the assistance of the International Bureau in organizing its Industrial Property Office and in revising its industrial property legislation. After receiving information from the competent authorities with respect to the functioning of the Office and on the legislation in force, the International Bureau drew their attention to the possibility of adapting that legislation in the light of the WIPO model laws for developing countries, or of envisaging becoming a member of the African and Malagasy Industrial Property Office (OAMPI).

Cuba. The Government of Cuba has requested the assistance of the International Bureau in building up a collection of patent documents and selected scientific books and journals reflecting the current state of technology essential in examining patent applications. The collection should also facilitate the transfer of technology. Discussions concerning the possibilities of satisfying this request took place by correspondence and during the course of a visit to the International Bureau in April and November 1973 by officials of the Cuban Industrial Property Office.

Egypt. At the invitation of the Government of Egypt, an official of the International Bureau visited the Egyptian Patent Office in December 1973 and had preliminary discussions with the Egyptian authorities in connection with their plans to revise the Egyptian patent legislation so as to implement an examination system and to adapt that legislation to the Patent Cooperation Treaty (PCT) and, in addition, to modernize the Egyptian Patent Office both from a national and international perspective.

Honduras. An official of the International Bureau had preliminary discussions in August 1973 with the authorities of the Government of Honduras on the feasibility and scope of a possible technical assistance project for the drafting of new patent and copyright laws and for the reorganization of the Industrial Property Office. In October 1973, the International Bureau received a request from the Government of Honduras to prepare, on the basis of the discussions, a plan for such a project.

Saudi Arabia. The Government of Saudi Arabia has requested the assistance of the International Bureau in organizing its Industrial Property Office and in drafting laws and regulations on industrial property. Discussions took place by correspondence and during a visit to Saudi Arabia in November 1973 concerning the means of fulfilling this request, including a possible preparatory mission and the sending of an expert.

Sudan. At the request of the Government of Sudan, the International Bureau prepared a draft of the regulations for the new Sudanese patent law.

Venezuela. The International Bureau continued to assist the Government of Venezuela in the reorganization of the administrative procedures of its Industrial Property Office and in connection with the planned reform of its industrial

property law. Two experts on administrative matters were sent by WIPO to Caracas, during the period from December 1972 to May 1973, to assist the Venezuelan Industrial Property Office in reorganizing its administrative procedures.

Zaire. At the request of the Government of Zaire, an official of the International Bureau spent two weeks during September/October 1973 in that country assisting the authorities in the drafting of a new industrial property law and regulations for its implementation. He also advised the Zairian authorities on the reorganization of their industrial property department.

English-Speaking Countries in Africa. The delegates of nine English-speaking countries participating in the African Seminar on Intellectual Property, held at Nairobi in October 1972, adopted a resolution in which they expressed the wish that a meeting of the Registrars General and Heads of Industrial Property Offices in the English-speaking countries of Africa, jointly sponsored by the United Nations Economic Commission for Africa (ECA) and WIPO, be convened with a view to the harmonization of the patent and industrial design laws in their respective countries and the possible creation of a common office or other link among the said countries in the field of the administration of such laws. Consultations have taken place between the International Bureau and the Secretariat of ECA, both by correspondence and during visits to Addis Ababa in January, May and November 1973, concerning the means of giving effect to this resolution, including the organization of the meeting referred to in the resolution, the undertaking of a survey of industrial property legislation of the countries concerned, and the preparation of working documents on the possible forms of cooperation among such countries.

IDCAS. Examination of the possibilities of creating a regional patent documentation service under the aegis of the Industrial Development Centre for Arab States (IDCAS) continued. Consultations between IDCAS and the International Bureau concerning a model law on inventions for Arab States also continued.

OAMPI. The Director General of the African and Malagasy Industrial Property Office (OAMPI) has submitted a request for assistance in revising the Libreville Agreement of September 13, 1962, establishing that Office, with a view to harmonizing the provisions of the Agreement with those of the Patent Cooperation Treaty (PCT), modernizing the Agreement in so far as trademarks and industrial designs are concerned, and extending the jurisdiction of the Office to questions of literary and artistic property. Work in response to this request was undertaken by the staff of the International Bureau and proceeded in 1973 in accordance with a timetable established in agreement with OAMPI.

Discussions also continued to determine the ways and means of providing other assistance requested by OAMPI, including the sending of a preparatory mission, to be financed by the United Nations Development Programme (UNDP), which would explore the possibilities of assisting OAMPI in establishing a regional patent documentation center.

SIECA. The Permanent Secretariat of the General Treaty on Central American Economic Integration (SIECA) has requested the assistance of the International Bureau in drafting a proposed Central American Patent Convention and regulations on the transfer of technology and in outlining the possible basis for the establishment of a Central American Regional Office for Industrial Property. Consultations took place between the two Secretariats through correspondence and during a visit in March and August 1973 at SIECA headquarters in Guatemala City, to establish a plan for the preparatory work to be undertaken.

Model Laws for Developing Countries

Appellations of Origin. A Committee of Experts on a Model Law for Developing Countries on Appellations of Origin and Indications of Source met in Geneva in April 1973³. The Committee was composed of the representatives of the Governments of the following 18 developing countries: Algeria, Argentina, Brazil, Chile, Colombia, Costa Rica, Cuba, Egypt, India, Liberia, Libyan Arab Republic, Mali, Morocco, Nigeria, Philippines, Sri Lanka, Syrian Arab Republic, Thailand. In addition, the African and Malagasy Industrial Property Office (OAMPI) and four international non-governmental organizations were represented as observers. The Committee examined a draft model law and commentary prepared by the International Bureau and expressed its view that the draft as a whole reflected the special needs of developing countries and represented a useful model for legislation in these countries. The model law is in the process of being revised on the basis of the Committee's discussions and will be distributed in due course.

Copyright. At its extraordinary session in December 1973, the Executive Committee of the Berne Union, sitting with the Intergovernmental Copyright Committee established by the Universal Copyright Convention, considered the steps which had been taken so far by the International Bureau and the Secretariat of Unesco in preparing model laws on copyright for developing countries. These steps included the preparation by the Secretariat of Unesco in cooperation with the International Bureau of a draft model law and commentary which had been submitted to a Committee of Experts charged with drafting a model law on copyright for developing countries in Africa, convened by Unesco at Abidjan, Ivory Coast, in October 1973.

The Committee decided that the two Secretariats should incorporate in the draft model law presented to the Abidjan meeting the changes recommended by that meeting and that the resulting text and a commentary should be transmitted to all African States for information purposes and to all members of the Berne Union and the Universal Copyright Convention for comment. The Committee further decided that a committee of experts, consisting of representatives of developing countries, should be convened, preferably by a developing State party to the Berne or Universal Copyright Convention in cooperation with and with the assistance of Unesco and

WIPO, for establishing a model law on copyright for developing countries on the basis of the text and comments referred to which would be compatible with the Paris (1971) revisions of the two Conventions.

Seminar

WIPO Industrial Property Seminar, Bangkok. A seminar on industrial property was organized by WIPO, under the auspices of the Government of Thailand, at Bangkok in October 1973⁴. Conference facilities were provided by the United Nations Economic Commission for Asia and the Far East (ECAFE). Eleven States sent participants: Bangladesh, India, Indonesia, Iran, Khmer Republic, Malaysia, Philippines, Republic of Korea, Republic of Viet-Nam, Sri Lanka, Thailand.

Acquisition by Developing Countries of Technology Related to Industrial Property

Pursuant to a recommendation made by the Committee of Experts on a Patent Licensing Convention, which met in Geneva in October/November 1972, the Director General of WIPO convened a Provisional Committee for the preparation of the WIPO Legal-Technical Program for the Acquisition by Developing Countries of Technology Related to Industrial Property. The Provisional Committee met in Geneva in June 1973. Twenty-seven States took part in the meeting as members of the Provisional Committee; seven were represented by observers, as were three intergovernmental and six international non-governmental organizations.

The Provisional Committee adopted a resolution, subsequently adopted by the WIPO Conference in November 1973⁵, providing for the establishment of the WIPO Legal-Technical Permanent Program for the Acquisition by Developing Countries of Technology Related to Industrial Property. The resolution also contains Organizational Rules for this Program, which define its objective and establish a Permanent Committee consisting of all Member States of WIPO and the Paris Union which desire to be members of the said Committee. The task of the Permanent Committee will be to keep the Program under review and to make recommendations in this connection to the WIPO Conference and Coordination Committee. The objective of the Program is to promote and facilitate, by all means within the competence of WIPO, the acquisition by developing countries, under fair and reasonable terms and conditions, of technology related to industrial property.

Other Relations with Developing Countries

The Director General, or other officers of WIPO, visited the governments or the competent authorities of developing countries, or had contacts with the latter at international meetings.

Thus WIPO was represented at the International Seminar on the Application and Adaptation of Foreign Technology, organized in Latin America by the Latin American Institute

³ See *Industrial Property*, 1973, p. 138.

⁴ See *Industrial Property*, 1973, p. 320.

⁵ See *Copyright*, 1973, p. 237.

of Social Sciences (ILDIS) together with the Chilean National Committee for Scientific and Technical Research (CONICYT), at Santiago, Chile, in May/June 1973.

WIPO was also represented at the meeting of Governmental Experts on Industrial Property Application of Technology to Development, convened by the Organization of American States (OAS) in Washington in June 1973, and at the Seminar on Transfer of Technology organized by the Government of Algeria in Algiers in October 1973.

The Director General made a visit to India in October 1973. Extensive talks on matters concerned with WIPO, industrial property and copyright were held with the competent Ministers of the Central Government and other interested government authorities and private circles.

Visits were made to Bolivia, Brazil, Chile, Cuba, Egypt, Ethiopia, Guatemala, Honduras, Kenya, Liberia, Mexico, Pakistan, Peru, Saudi Arabia, Senegal, Thailand, Venezuela and Zaire by officials of the International Bureau for the purpose of exchanging views with the government authorities in those countries on matters concerning WIPO or in the industrial property or copyright fields.

Similarly, talks took place on such matters with the Secretariats of the African and Malagasy Industrial Property Office (OAMPI), the African, Malagasy and Mauritanian Common Organization (OCAM), in Mauritius, the United Nations Economic Commission for Africa (ECA), in Addis Ababa, the United Nations Economic Commission for Asia and the Far East (ECAFE), in Bangkok, the General Treaty on Central American Economic Integration (SIECA), in Guatemala City, the Cartagena Agreement (Andean Group), in Lima, and the Organization of American States (OAS), in Washington.

Cooperation between WIPO and Organizations of the United Nations System

In 1973, WIPO continued and further developed its cooperation with the United Nations and other organizations of the United Nations system.

Future Cooperation and Coordination with the United Nations

At its fifty-fifth session (July/August 1973), the Economic and Social Council of the United Nations (ECOSOC) considered the question of relations with WIPO. This item had been placed upon the agenda of ECOSOC following the adoption by the Coordination Committee of WIPO in September 1973 of a resolution in which the Coordination Committee of WIPO considered that a relationship agreement with the United Nations under Articles 57 and 63 of the United Nations Charter appeared desirable. This resolution was transmitted by the Director General to the Secretary General of the United Nations.

The text of the decision adopted by ECOSOC provides that it is desirable that WIPO be brought into relationship with the United Nations, and that ECOSOC should enter into negotiations with a view to achieving that end in accordance with Articles 57 and 63 of the United Nations Charter; it designates representatives of Algeria, Barbados, Brazil, Chile, France, Hungary, Japan, Kenya, Madagascar and Malaysia as members

of the ECOSOC Committee on Negotiations with Intergovernmental Agencies (CNIA) for that purpose; it instructs that Committee to take into account, inter alia, the views expressed in the debate, the draft agreement submitted by WIPO, and the comparative analysis of that text with the texts of existing agreements with the specialized agencies prepared by the Secretariat of the United Nations; finally, the decision requests the Committee to submit a report, including a draft agreement, as soon as possible and in any case not later than the fifty-seventh session (July 1974) of ECOSOC.

The CNIA was convened during the week from July 30 to August 3, 1973. It commenced but did not complete its examination of the WIPO draft agreement.

The General Assembly and the Conference of WIPO at their second ordinary sessions in November 1973 approved the actions taken by the Coordination Committee of WIPO at its third and fourth (extraordinary) sessions in 1972 and 1973, respectively.

Information, Studies and Reports Requested By, and Coordination of Activities With, United Nations Bodies

United Nations and UNCTAD. With respect to the implementation of paragraph 10 of Resolution 39(III) of the United Nations Conference on Trade and Development (UNCTAD), the International Bureau has completed preliminary drafts of surveys of recent developments in the industrial property field on the national, regional and international levels. The surveys will form part of the International Bureau's contribution to the study which, under that Resolution, the Secretary-General of the United Nations has been invited to prepare in cooperation with the Secretary-General of UNCTAD and the Director General of WIPO. Consultations have also taken place on the intersecretariat level between UNCTAD and WIPO with respect to other decisions of UNCTAD III which call for studies to be carried out by the Secretary-General of UNCTAD, in cooperation with other United Nations bodies and with other organizations, including WIPO.

With respect to the program of work of the International Law Commission of the United Nations, the International Bureau assisted the Special Rapporteur for the question of treaties concluded by international organizations by providing information on a number of points developed by him for inclusion in a questionnaire. The information provided by the International Bureau and by the Secretariats of other organizations was circulated to the international organizations concerned for their information.

Unesco. On the initiative of Unesco, a general agreement concerning cooperation between WIPO and Unesco was negotiated between the two Secretariats in August 1973 and, later in the same year, was adopted by the competent bodies of WIPO and Unesco.

During 1973, close cooperation was maintained with Unesco and the International Labour Organisation (ILO) on matters relating to copyright and neighboring rights, in particular, in the preparation of model laws on copyright (see above, page 4), and on neighboring rights (see below, page 15)

and with Unesco, in the preparation for the convening of a Diplomatic Conference for the adoption of a Convention Relating to the Distribution of Programme-Carrying Signals Transmitted by Satellite (see below, pages 13 and 14).

Representation at Meetings of United Nations Bodies

WIPO was represented at various meetings of United Nations bodies at which questions concerning the application of science and technology to development, scientific or technical cooperation, the creation or development of information systems, data banks, centers for the transfer of technology, and related activities were discussed.

Cooperation with other Intergovernmental Organizations

Working Agreement with IDCAS

The Coordination Committee of WIPO and the Board of Directors of the Industrial Development Centre for Arab States (IDCAS) have each approved the terms of an agreement establishing working relations and cooperation between WIPO and IDCAS. The draft agreement has been submitted by the Council of the League of Arab States, of which IDCAS forms a part, to its member States for consultation and will be

placed before the Council for a decision at its next session in March 1974.

WIPO Publications

Reviews. The reviews *Industrial Property* and *Copyright* continued to appear every month in English and French. The review *La Propiedad Intelectual*, containing general information and studies concerning WIPO, industrial property and copyright, continued to appear every quarter.

Other Publications. Updated editions of the WIPO Brochure entitled *General Information* were published in English, French, German and Spanish in January 1973, and in Russian in May 1973. English, French and Spanish editions of a new brochure, entitled *WIPO — Objectives, Interest to States, Structure and Finances, Activities*, were published in May and June 1973. Official texts in various languages of the international agreements administered by WIPO were published in brochure form during the period covered by this report.

Other Activities

WIPO Headquarters Building. The construction of a new building, which will be connected with the existing headquarters building of WIPO, was started in May 1973.

Membership of the Administrative Bodies of WIPO

On January 1, 1974, the membership of the administrative bodies of the World Intellectual Property Organization was as follows:

General Assembly: Algeria*, Argentina*, Australia, Austria, Belgium*, Brazil*, Bulgaria, Cameroon, Canada, Chad, Chile*, Congo*, Cuba*, Czechoslovakia, Dahomey*, Denmark, Egypt*, Fiji, Finland, France*, Gabon*, German Democratic Republic, Germany (Federal Republic of), Greece*, Holy See*, Hungary, India*, Ireland, Israel, Italy*, Ivory Coast*, Japan*, Jordan, Kenya, Liechtenstein, Luxembourg*, Madagascar*, Malawi, Malta*, Mauritania*, Mexico*, Morocco, Netherlands*, Niger*, Norway*, Poland*, Portugal*, Romania, Senegal, South Africa*, Soviet Union, Spain, Sweden, Switzerland, Syrian Arab Republic*, Thailand*, Togo*, Tunisia*, Turkey*,

Uganda, United Kingdom, United States of America, Upper Volta*, Yugoslavia.

Conference: The same States as above, with Byelorussian SSR, Sudan (as from February 15, 1974) and Ukrainian SSR.

Coordination Committee: Algeria, Argentina, Australia, Brazil, Cameroon, Canada, Egypt, France, German Democratic Republic, Germany (Federal Republic of), Hungary, India, Iran, Israel, Italy, Japan, Kenya, Mexico, Morocco, Netherlands, Nigeria, Philippines, Poland, Romania, Senegal, Soviet Union, Spain, Sri Lanka, Sweden, Switzerland, United Kingdom, United States of America, Yugoslavia.

WIPO Headquarters Building Subcommittee: Argentina, Cameroon, France, Germany (Federal Republic of), Italy, Netherlands, Switzerland, United States of America.

* Member until April 26, 1975.

Member States of the World Intellectual Property Organization

as on January 1, 1974

State ¹		Deposit of instrument ²	Date on which the State became a member
Australia	P-B	A May 10, 1972	August 10, 1972
Austria	P-B	R May 11, 1973	August 11, 1973
Bulgaria	P	R February 19, 1970	May 19, 1970
Byelorussian SSR		R March 19, 1969	April 26, 1970
Cameroon	B	R August 3, 1973	November 3, 1973
Canada	P-B	A March 26, 1970	June 26, 1970
Chad	P-B	A June 26, 1970	September 26, 1970
Czechoslovakia	P	A September 22, 1970	December 22, 1970
Denmark	P-B	R January 26, 1970	April 26, 1970
Fiji	B	A December 11, 1971	March 11, 1972
Finland	P-B	R June 8, 1970	September 8, 1970
German Democratic Republic	P-B	A June 20, 1968	April 26, 1970
Germany, Federal Republic of	P-B	R June 19, 1970	September 19, 1970
Hungary	P-B	R December 18, 1969	April 26, 1970
Ireland	P-B	S January 12, 1968	April 26, 1970
Israel	P-B	R July 30, 1969	April 26, 1970
Jordan	P	A April 12, 1972	July 12, 1972
Kenya	P	R July 5, 1971	October 5, 1971
Liechtenstein	P-B	R February 21, 1972	May 21, 1972
Malawi	P	A March 11, 1970	June 11, 1970
Morocco	P-B	R April 27, 1971	July 27, 1971
Romania	P-B	R February 28, 1969	April 26, 1970
Senegal	P-B	R September 19, 1968	April 26, 1970
Soviet Union	P	R December 4, 1968	April 26, 1970
Spain	P-B	R June 6, 1969	April 26, 1970
Sudan		A November 15, 1973	February 15, 1974
Sweden	P-B	R August 12, 1969	April 26, 1970
Switzerland	P-B	R January 26, 1970	April 26, 1970
Uganda	P	A July 18, 1973	October 18, 1973
Ukrainian SSR		R February 12, 1969	April 26, 1970
United Kingdom	P-B	R February 26, 1969	April 26, 1970
United States of America	P	R May 25, 1970	August 25, 1970
Yugoslavia	P	R July 11, 1973	October 11, 1973
(Total: 33 States)			

¹ "P" means State having ratified or acceded to at least the administrative provisions of the Stockholm Act of the *Paris Convention*;

"B" means State having ratified or acceded to at least the administrative provisions of the Stockholm or Paris Act of the *Berne Convention*.

² "A" means *accession*; "R" means *ratification*; "S" means *signature* without reservation as to ratification; see Article 14(1) of the Convention Establishing WIPO.

Notifications made under Article 21(2) of the Convention Establishing the World Intellectual Property Organization

The States listed below have availed themselves of Article 21(2)(a) of the Convention, which enables them to exercise, until April 26, 1975, the same rights as if they had become party to the Convention:

Algeria	Holy See	Norway
Argentina	India	Poland
Belgium	Italy	Portugal
Brazil	Ivory Coast	South Africa
Chile	Japan	Syrian Arab Republic
Congo	Luxembourg	Thailand
Cuba	Madagascar	Togo
Dahomey	Malta	Tunisia
Egypt	Mauritania	Turkey
France	Mexico	Upper Volta
Gabon	Netherlands	
Greece	Niger	

(Total: 34 States)

BERNE UNION

State of the Berne Union

The texts of the Convention

The basic Act of the International Union for the Protection of Literary and Artistic Works is the *Berne Convention for the Protection of Literary and Artistic Works* of September 9, 1886. It came into force on December 5, 1887.

This Convention was amended and supplemented in *Paris* on May 4, 1896, by an *Additional Act* and an *Interpretative Declaration*. They entered into force on December 9, 1897.

A thorough overhaul took place in Berlin on November 13, 1908. The *Berlin Act* came into force on September 9, 1910. At the time of the revision effected in Berlin, countries were given the right to indicate, by means of reservations, those provisions of the original Convention of 1886, or of the Additional Act of 1896, which they wished to substitute for the corresponding provisions of the Convention of 1908.

On March 20, 1914, an *Additional Protocol* to the revised Berne Convention of 1908 was signed in *Berne*, in order to enable Union countries to restrict, should they deem fit, the protection given to authors who are nationals of a non-Union country. This Protocol came into force on April 20, 1915.

The Berlin Act, in its turn, underwent revision in Rome. The *Rome Act*, signed on June 2, 1928, has been in force since August 1, 1931. Countries joining the Union by direct accession to the latter Act could stipulate only one reservation, namely in respect of the right of translation into the language or languages of such countries. Countries already members of the Union could retain the benefit of the reservations which they had previously formulated.

The Rome Act was revised in Brussels. The *Brussels Act*, signed on June 26, 1948, has been in force since August 1, 1951. As for the possibility of making reservations, the same rule as that mentioned in the preceding paragraph is applicable both to countries acceding directly to this Act and to those already members of the Union.

The Brussels Act was revised in Stockholm. The *Stockholm Act*, signed on July 14, 1967, has entered into force, but only as far as its administrative provisions and final clauses are concerned, on January 29, 1970, for States which recognized the validity of the accession of the German Democratic Republic, and on February 26, 1970, for States which did not.

Lastly, a revision Conference was held in Paris: however, the *Paris Act*, signed on July 24, 1971, has not yet entered into force (see below).

Field of application of the various revised texts of the Berne Convention

Countries of the Union, or contracting countries (63 in number), and the territories for the external relations of which they are responsible, apply at present — as far as the

substantive provisions are concerned — either the Berlin Act, or the Rome Act, or the Brussels Act.

(a) Berlin Act

Thailand, which has acceded neither to the Rome Act nor to the Brussels Act, is bound by the Berlin Act.

The reservations made by Thailand are indicated in the table which follows, note 13.

South West Africa also is bound by the Berlin Act.

(b) Rome Act

The Rome Act is applicable in relations between the following 15 countries which have not acceded to the Brussels Act:

Bulgaria	Japan
Canada	Lebanon
Cyprus	Malta
Czechoslovakia	New Zealand
German Democratic Republic	Pakistan
Hungary	Poland
Iceland	Romania
	Sri Lanka

The Rome Act is also applicable in relations between the above-mentioned 15 countries, on the one hand, and the following 28 countries, on the other hand, which, *after having acceded to this Act*, have ratified or acceded to the Brussels Act:

Australia	Liechtenstein
Austria	Luxembourg
Belgium	Monaco
Brazil	Morocco
Denmark	Netherlands
Finland	Norway
France	Portugal
Germany, Federal Republic of	South Africa
Greece	Spain
Holy See	Sweden
India	Switzerland
Ireland	Tunisia
Israel	United Kingdom
Italy	Yugoslavia

Lastly, the Rome Act is applicable in relations between the above-mentioned 15 countries and the 19 countries which have acceded to the Brussels Act only or have made declarations of continued adherence to the latter, or which are bound

by Articles 1 to 20 of the Brussels Act by virtue of Article 29 of the Stockholm Act, i. e.:

Argentina	Mali
Cameroon	Mauritania
Chad	Mexico
Chile	Niger
Congo	Philippines
Dahomey	Senegal
Fiji	Turkey
Gabon	Uruguay
Ivory Coast	Zaire
Madagascar	

The only reservations which apply in relations between the countries to which the Rome Act is applicable are those formulated by Iceland and Japan in respect of the right of translation.

(c) Brussels Act

Subject to what is said below in connection with the Stockholm and Paris Acts, 47 contracting countries apply the Brussels Act in their mutual relations; they are:

Argentina	Liechtenstein
Australia	Luxembourg
Austria	Madagascar
Belgium	Mali
Brazil	Mauritania
Cameroon	Mexico
Chad	Monaco
Chile	Morocco
Congo	Niger
Dahomey	Netherlands
Denmark	Norway
Fiji	Philippines
Finland	Portugal
France	Senegal
Gabon	South Africa
Germany, Federal Republic of	Spain
Greece	Sweden
Holy See	Switzerland
India	Tunisia
Ireland	Turkey
Israel	United Kingdom
Italy	Uruguay
Ivory Coast	Yugoslavia
	Zaire

Sixteen countries of the Union are not yet bound by the Brussels Act (i. e., the 15 countries between which the Rome Act is applicable and Thailand).

The only reservations applicable in relations between the above-mentioned 47 countries of the Union are those formulated by Mexico, Turkey and Yugoslavia in respect of the right of translation.

(d) Stockholm Act

Articles 1 to 21 of this Act, and the Protocol Regarding Developing Countries which forms an integral part of it, have not entered into force. Accordingly, as far as the substantive provisions are concerned, the relations between the countries of the Union remain the same as mentioned above.

However, by virtue of the declarations made under Article 5 of the Protocol, the Protocol applies in the relations between the following countries: Bulgaria, Pakistan, Senegal, Sweden.

The other provisions of the Stockholm Act (administrative provisions and final clauses) entered into force at the beginning of 1970. As on January 1, 1974, the following countries apply these provisions:

Argentina	Italy
Australia	Ivory Coast
Austria	Japan
Belgium	Liechtenstein
Brazil	Luxembourg
Bulgaria	Malta
Canada	Mauritania
Chad	Mexico
Chile	Monaco
Congo	Morocco
Czechoslovakia	Netherlands
Dahomey	Niger
Denmark	Norway
Fiji	Pakistan
Finland	Portugal
Gabon	Romania
German Democratic Republic	Senegal
Germany, Federal Republic of	South Africa
Greece	Spain
Holy See	Switzerland
India	Tunisia
Ireland	Turkey
Israel	United Kingdom
	Uruguay
	Yugoslavia

(e) Paris Act

The substantive provisions of the Paris Act (i. e., Articles 1 to 21 and the Appendix) have not yet entered into force.

However, Germany (Federal Republic of)¹ and the United Kingdom² have declared that they admit the application of the Appendix to works of which they are the country of origin by countries which have made a declaration under Article VI(1)(i) of the Appendix or a notification under Article I of the Appendix.

As for the administrative provisions and final clauses of the said Act (i. e., Articles 22 to 38), six countries (Cameroon, France, Germany (Federal Republic of)³, Hungary, Spain⁴ and Sweden) are bound by them pursuant to Article 28(3).

¹ See Copyright 1973, p. 214.

² *Ibid.*, 1971, p. 189.

³ From January 22, 1974.

⁴ From February 19, 1974.

Members of the Berne Union

as on January 1, 1974

State	Class	Date on which membership in the Union took effect	Latest Act by which the State is bound and date on which the ratification of or accession to such Act became effective
Argentina	IV	June 10, 1967	Brussels: June 10, 1967 ²
Australia	III	April 14, 1928 ¹	Substance: Brussels: June 1, 1969 ⁶ Administration: Stockholm: August 25, 1972 ⁷
Austria	VI	October 1, 1920	Substance: Brussels: October 14, 1953 ⁶ Administration: Stockholm: August 18, 1973 ⁷
Belgium	III	December 5, 1887	Brussels: August 1, 1951 ²
Brazil	III	February 9, 1922	Brussels: June 9, 1952 ²
Bulgaria	VI	December 5, 1921	Rome: August 1, 1931 ^{2, 3}
Cameroon	VI	September 21, 1964	Substance: Brussels: September 21, 1964 ^{4, 5} Administration: Paris: November 10, 1973 ¹⁵
Canada	II	April 10, 1928 ¹	Substance: Rome: August 1, 1931 ⁶ Administration: Stockholm: July 7, 1970 ⁷
Chad	VII	November 25, 1971 ¹	Substance: Brussels: November 25, 1971 ^{5, 14} Administration: Stockholm: November 25, 1971
Chile	VI	June 5, 1970	Brussels: June 5, 1970 ²
Congo	VII	May 8, 1962 ^{1, 4}	Brussels: May 8, 1962 ^{2, 4, 5}
Cyprus	VI	February 24, 1964 ^{1, 4}	Rome: February 24, 1964 ⁴
Czechoslovakia	IV	February 22, 1921	Rome: November 30, 1936 ²
Dahomey	VI	January 3, 1961 ^{1, 4}	Brussels: January 3, 1961 ^{2, 4, 5}
Denmark	IV	July 1, 1903	Substance: Brussels: February 19, 1962 ⁶ Administration: Stockholm: May 4, 1970 ⁷
Fiji	VII	December 1, 1971 ^{1, 4}	Substance: Brussels: December 1, 1971 ^{4, 5, 6} Administration: Stockholm: March 15, 1972 ⁷
Finland	IV	April 1, 1928	Substance: Brussels: January 28, 1963 ⁶ Administration: Stockholm: September 15, 1970 ⁷
France	I	December 5, 1887	Substance: Brussels: August 1, 1951 ⁶ Administration: Paris: December 15, 1972 ¹⁵
Gabon	VI	March 26, 1962 ¹	Brussels: March 26, 1962 ^{2, 5}
German Democratic Republic	IV	December 5, 1887 ⁹	Substance: Rome: October 21, 1933 ^{6, 10, 11} Administration: Stockholm: January 29 or February 26, 1970 ^{10, 16}
Germany, Federal Republic of	I	December 5, 1887 ⁹	Substance: Brussels: October 10, 1966 ^{6, 17} Administration: Paris: January 22, 1974 ¹⁵
Greece	VI	November 9, 1920	Brussels: January 6, 1957 ²
Holy See	VI	September 12, 1935	Brussels: August 1, 1951 ²
Hungary	VI	February 14, 1922	Substance: Rome: August 1, 1931 ⁶ Administration: Paris: December 15, 1972 ¹⁵
Iceland ¹²	VI	September 7, 1947	Rome: September 7, 1947
India	IV	April 1, 1928 ¹	Brussels: October 21, 1958 ²
Ireland	IV	October 5, 1927 ¹	Substance: Brussels: July 5, 1959 ⁶ Administration: Stockholm: December 21, 1970 ⁷
Israel	V	March 24, 1950 ¹	Substance: Brussels: August 1, 1951 ⁶ Administration: Stockholm: January 29 or February 26, 1970 ^{7, 16}
Italy	I	December 5, 1887	Brussels: July 12, 1953 ²
Ivory Coast	VI	January 1, 1962 ¹	Brussels: January 1, 1962 ^{2, 5}
Japan ¹²	II	July 15, 1899	Rome: August 1, 1931 ²
Lebanon	VI	September 30, 1947 ¹	Rome: September 30, 1947 ⁸
Liechtenstein	VII	July 30, 1931	Substance: Brussels: August 1, 1951 ⁶ Administration: Stockholm: May 25, 1972 ⁷
Luxembourg	VI	June 20, 1888	Brussels: August 1, 1951 ²

State	Class	Date on which membership in the Union took effect	Latest Act by which the State is bound and date on which the ratification of or accession to such Act became effective
Madagascar	VI	February 11, 1966 ^{1, 4}	Brussels: February 11, 1966 ^{4, 5}
Mali	VI	March 19, 1962 ^{1, 4}	Brussels: March 19, 1962 ^{4, 5}
Malta	VII	May 29, 1968 ^{1, 4}	Rome: May 29, 1968 ^{2, 4, 8}
Mauritania	VII	February 6, 1973 ¹	Substance: Brussels: February 6, 1973 ^{5, 14} Administration: Stockholm: February 6, 1973
Mexico ¹²	IV	June 11, 1967	Brussels: June 11, 1967 ²
Monaco	VII	May 30, 1889	Brussels: August 1, 1951 ²
Morocco	VI	June 16, 1917	Substance: Brussels: May 22, 1952 ⁶ Administration: Stockholm: August 6, 1971 ⁷
Netherlands	III	November 1, 1912	Brussels: January 7, 1973 ²
New Zealand	V	April 24, 1928 ¹	Rome: December 4, 1947
Niger	VI	May 2, 1962 ^{1, 4}	Brussels: May 2, 1962 ^{2, 4, 5}
Norway	IV	April 13, 1896	Brussels: January 28, 1963 ²
Pakistan	VI	July 5, 1948 ¹	Substance: Rome: July 5, 1948 ^{3, 6, 8, 10} Administration: Stockholm: January 29 or February 26, 1970 ^{10, 16}
Philippines	VI	August 1, 1951	Brussels: August 1, 1951
Poland	V	January 28, 1920	Rome: November 21, 1935
Portugal	V	March 29, 1911	Brussels: August 1, 1951 ²
Romania	V	January 1, 1927	Substance: Rome: August 6, 1936 ^{6, 10} Administration: Stockholm: January 29 or February 26, 1970 ^{10, 16}
Senegal	VI	August 25, 1962 ¹	Substance: Brussels: August 25, 1962 ^{3, 5, 6, 10} Administration: Stockholm: January 29 or February 26, 1970 ^{10, 16}
South Africa	IV	October 3, 1928 ¹	Brussels: August 1, 1951 ²
Spain	II	December 5, 1887	Substance: Brussels: August 1, 1951 ⁶ Administration: Paris: February 19, 1974 ¹⁵
Sri Lanka	VI	July 20, 1959 ^{1, 4}	Rome: July 20, 1959 ^{4, 8}
Sweden	III	August 1, 1904	Substance: Brussels: July 1, 1961 ^{3, 6} Administration: Paris: September 20, 1973 ¹⁵
Switzerland	III	December 5, 1887	Substance: Brussels: January 2, 1956 ⁶ Administration: Stockholm: May 4, 1970 ⁷
Thailand ¹³	VI	July 17, 1931	Berlin: July 17, 1931
Tunisia	VI	December 5, 1887	Brussels: May 22, 1952 ²
Turkey ¹²	VI	January 1, 1952	Brussels: January 1, 1952 ²
United Kingdom	I	December 5, 1887	Substance: Brussels: December 15, 1957 ^{6, 17} Administration: Stockholm: January 29 or February 26, 1970 ^{7, 16}
Uruguay	VI	July 10, 1967	Brussels: July 10, 1967 ²
Yugoslavia ¹²	IV	June 17, 1930	Brussels: August 1, 1951 ²
Zaire	VI	October 8, 1963 ^{1, 4}	Brussels: October 8, 1963 ^{4, 5}

(Total: 63 States)

¹ The Convention had also been applied, by virtue of the provisions concerning dependent territories, to the territories of the States listed hereafter before their accession to independence as from the following dates: December 5, 1887 (Australia, Cameroon, Canada, Chad, Congo, Dahomey, Fiji, Gabon, India, Ireland, Ivory Coast, Madagascar, Mali, Malta, Mauritania, New Zealand, Niger, Pakistan, Senegal, South Africa); March 21, 1924 (Israel); August 1, 1924 (Lebanon); October 1, 1931 (Cyprus, Sri Lanka); December 20, 1948 (Zaire).

² This country has deposited the notification provided for in Article 38(2) of the Stockholm Act or Article 38(1) of the Paris Act. It may exercise the rights provided for in Articles 22 to 26 of the Stockholm Act as if it were bound by those Articles. It is deemed to be a member of the Assembly. These privileges shall expire on April 26, 1975.

³ This country has made a declaration under Article 5(1) of the Protocol Regarding Developing Countries of the Stockholm Act. The text of that paragraph reads as follows:

"(1) Any country of the Union may declare, as from the signature of this Convention, and at any time before becoming bound by Articles 1 to 21 of this Convention and by this Protocol,

(a) in the case of a country referred to in Article 1 of this Protocol, that it intends to apply the provisions of this Protocol to works whose country of origin is a country of the Union which admits the application of the reservations under the Protocol, or

Notes — continued

(b) that it admits the application of the provisions of the Protocol to works of which it is the country of origin by countries which, on becoming bound by Articles 1 to 21 of this Convention and by this Protocol, or on making a declaration of application of this Protocol by virtue of the provision of subparagraph (a), have made reservations permitted under this Protocol."

The declaration became effective on the day of its deposit, namely: on November 14, 1967, for Senegal (sub-paragraph (a)); on January 11, 1968, for Bulgaria (sub-paragraph (b)); on August 12, 1969, for Sweden (sub-paragraph (b)); on November 26, 1969, for Pakistan (sub-paragraph (a)).

- ⁴ Date on which the declaration of continued adherence was sent, after the accession of the country to independence.
- ⁵ The Brussels Act had also been applied, by virtue of its Article 26, to the territories of the following States before their accession to independence as from the dates indicated: February 14, 1952 (Zaire); May 22, 1952 (Cameroon, Chad, Congo, Dahomey, Gabon, Ivory Coast, Madagascar, Mali, Mauritania, Niger, Senegal); March 6, 1962 (Fiji).
- ⁶ With regard to the substantive provisions included in the different Acts (namely, Articles 1 to 20), this country is bound by the provisions of the said Act as well as by the provisions of any previous Act which it ratified or acceded to.
- ⁷ In ratifying (or acceding to) the Stockholm Act, this country made a declaration to the effect that its ratification (or accession) did not apply to Articles 1 to 21 and to the Protocol Regarding Developing Countries (see Article 28(1)(b)(i) of the Stockholm Act). Accordingly, this country is bound by the Stockholm Act only as far as the administrative provisions (Articles 22 to 26) and the final clauses (Articles 27 to 38) are concerned.
- ⁸ The Rome Act had also been applied, by virtue of its Article 26, to the territories of the following States before their accession to independence as from the dates indicated: Lebanon (December 24, 1933), Malta (August 1, 1931), Pakistan (August 1, 1931) and Sri Lanka (October 1, 1931).
- ⁹ Date on which the accession of the German Empire became effective.
- ¹⁰ These countries deposited their instruments of ratification of (or of accession to) the Stockholm Act in its entirety on the following dates: June 20, 1968 (German Democratic Republic), September 19, 1968 (Senegal), October 29, 1969 (Romania), November 26, 1969 (Pakistan); however, Articles 1 to 21 (substantive clauses) of the Stockholm Act have not yet entered into force.
- ¹¹ Date on which the accession of the German *Reich* became effective. The German Democratic Republic declared, on May 11, 1955, that it considered the Berne Convention as again applicable to the territory of the German Democratic Republic in its version of June 2, 1928 (Rome Act).
- ¹² Accession subject to the reservation concerning the right of translation.
- ¹³ Accession subject to reservations concerning works of applied art, conditions and formalities required for protection, the right of translation, the right of reproduction of articles published in newspapers or periodicals, the right of performance, and the application of the Convention to works not yet in the public domain at the date of its coming into force.
- ¹⁴ In accordance with the provisions of Article 29 of the Stockholm Act applicable to the countries outside the Union which accede to the said Act, this country is bound by Articles 1 to 20 of the Brussels Act pending the entry into force of Articles 1 to 21 of the Stockholm Act.
- ¹⁵ This country is bound by the Paris Act only as far as the administrative provisions (Articles 22 to 26) and the final clauses (Articles 27 to 38) are concerned. Articles 1 to 21 and the Appendix have not yet entered into force.
- ¹⁶ These are the alternative dates of entry into force which the Director General of WIPO communicated to the States concerned.
- ¹⁷ This country has declared that it admits the application of the Appendix to the Paris Act to works of which it is the country of origin by countries which have made a declaration under Article (VI)(1)(i) of the Appendix or a notification under Article I of the Appendix.

Explanation of type:

Heavy type: States bound by the Brussels Act (1948).

Italics: States bound by the Rome Act (1928).

Thailand: State bound by the Berlin Act (1908).

Membership of the Administrative Bodies of the Berne Union

Assembly: Argentina *, Australia, Austria, Belgium *, Brazil *, Bulgaria *, Cameroon, Canada, Chad, Chile *, Congo *, Czechoslovakia *, Dahomey *, Denmark, Fiji, Finland, France, Gabon *, German Democratic Republic, Germany (Federal Republic of), Greece *, Holy See *, Hungary, India *, Ireland, Israel, Italy *, Ivory Coast *, Japan *, Liechtenstein, Luxembourg *, Malta *, Mauritania, Mexico *, Monaco *, Morocco, Netherlands *, Niger *, Norway *, Pakistan, Portugal *, Romania, Senegal, South Africa *, Spain, Sweden, Switzerland, Tunisia *, Turkey *, United Kingdom, Uruguay *, Yugoslavia *.

Conference of Representatives: Cyprus, Iceland, Lebanon, Madagascar, Mali, New Zealand, Philippines, Poland, Sri Lanka, Thailand, Zaire.

Executive Committee: ORDINARY MEMBERS: Argentina, Canada, France, Germany (Federal Republic of), Hungary, India, Israel, Italy, Morocco, Senegal, Spain, Switzerland, United Kingdom, Yugoslavia. ASSOCIATE MEMBERS: Philippines, Poland.

* Member until April 26, 1975.

The Berne Union and International Copyright in General in 1973

I. Copyright

1. Berne Union

On December 31, 1973, the number of States members of the International Union for the Protection of Literary and Artistic Works was 63 (see table of member countries, above).

Brussels Act (1948)

The Netherlands deposited its instrument of accession to the Brussels Act. It took effect on January 7, 1973.

In accordance with the provisions of Article 29 of the Stockholm Act, Mauritania, which had deposited an instrument of accession to that Act, became bound, as of February 6, 1973, by Articles 1 to 20 of the Brussels Act.

Stockholm Act (1967)

During 1973, Austria deposited its instrument of ratification of the Stockholm Act with the exception of Articles 1 to 21 and the Protocol Regarding Developing Countries. Articles 22 to 38 of the said Act entered into force, with respect to Austria, on August 18, 1973.

Paris Act (1971)

Acceptance. Cameroon, Germany (Federal Republic of), Spain and Sweden deposited instruments of ratification on August 3, 1973, October 18, 1973, November 14, 1973, and June 14, 1973, respectively. Articles 22 to 38 of the Paris Act (administrative provisions) entered into force for Cameroon on November 10, 1973, and for Sweden on June 14, 1973, and will enter into force for Germany (Federal Republic of) on January 22, 1974, and for Spain on February 19, 1974. (The latter three are already bound by these provisions as they appear in the Stockholm Act.) Articles 1 to 21 and the Appendix have not yet entered into force as the condition contained in Article 28(2)(a)(ii) has not yet been fulfilled.

Five-year privilege. During 1973, Chile, Congo, India, Mexico and Uruguay gave notification in terms of Article 38 of the Stockholm or Paris Act, thus bringing to 28 the number of States which may, until April 26, 1975, exercise the rights provided for under Articles 22 to 26 of the Stockholm Act as if they were bound by those Articles.

Declarations under Article VI of the Appendix. In accordance with Article VI(1)(ii) of the Appendix to the Paris Act, Germany (Federal Republic of) has declared that it admits the application of the Appendix to works of which it is the country of origin by countries which have made a declaration under Article VI(1)(i) of the Appendix or a notification under Article I of the Appendix. This declaration became effective on October 18, 1973.

It is to be recalled that the United Kingdom made a similar declaration which became effective on September 27, 1971.

Administrative Bodies

The Assembly, the Conference of Representatives and the Executive Committee of the Berne Union held ordinary sessions in November 1973¹.

The Assembly of the Berne Union determined the program and adopted the triennial (1974 to 1976) budget of the Berne Union while the Conference of Representatives noted this budget and fixed the ceilings of contributions in the Berne Union. Furthermore, the Executive Committee of the Berne Union adopted the 1974 program and budget of the Berne Union. In addition to the usual tasks relating to publications concerning copyright and related rights, the program provides, particularly, for the convening jointly with Unesco at Brussels in 1974 of a Diplomatic Conference for the adoption of a convention relating to the distribution of programme-carrying signals transmitted by satellite. The program also provides for the preparation of model laws for developing countries in the field of copyright and neighboring rights, for an information meeting, to be held in a developing country, to make the Rome Convention for the Protection of Performers, Producers of Phonograms and Broadcasting Organizations better known among States and interested circles, for the study of the desirability and feasibility of establishing in the International Bureau an international service for the identification of literary and artistic works, and for the continuation of the study on the problems of the reprographic reproduction of works protected by copyright.

The Executive Committee of the Berne Union held an extraordinary session at Paris in December 1973. Sitting with the Intergovernmental Copyright Committee established under the Universal Copyright Convention, the Executive Committee dealt mainly with the question of the reprographic reproduction of works protected by copyright (see below), the transmission of programme-carrying signals via space satellites (see below), the preparation of model laws on copyright for developing countries (see page 4) and progress in the ratification of and accession to the Rome Convention and the Phonograms Convention.

Reprographic Reproduction of Works Protected by Copyright

A Working Group on Reprographic Reproduction of Works Protected by Copyright met at Paris in May 1973, under the joint auspices of Unesco and WIPO.

The Working Group reviewed the recommendations on the subject of photocopying formulated by a Committee of Experts in 1968 in the light of the recent revisions of the multilateral copyright conventions, the increase in the use of photocopying machines and recent developments in national legislation. The Working Group concluded that an international instrument in the form of a recommendation to States

¹ See *Copyright*, 1973, pp. 236 et seq.

was feasible and desirable. To that end, the Working Group adopted a series of recommendations representing principles which it agreed should be considered in elaborating national law.

These recommendations of the Working Group were put before the Executive Committee of the Berne Union and the Intergovernmental Copyright Committee established under the Universal Copyright Convention at their meetings in December 1973.

The two Committees adopted separate but parallel resolutions pursuant to which the question of the reprographic reproduction of works protected by copyright would be studied further by subcommittees of the two Committees, and the results would be submitted to the next sessions of the Executive Committee of the Berne Union and the Intergovernmental Copyright Committee.

Relations with Member States

During 1973, the Director General and other officials of WIPO visited the Governments of the German Democratic Republic, Honduras, India, Italy, Mexico, Pakistan, Senegal and Thailand in order to discuss questions concerning the Berne Union and copyright in general.

Relations with International Organizations

During 1973, WIPO was represented at meetings, or officials of the International Bureau had discussions with the secretariats, of intergovernmental and non-governmental organizations having an interest in copyright and related matters, in particular, the meeting of the Unesco International Copyright Information Centre, held at Paris in May 1973, the Committee of Experts charged with drafting a Model Law on Copyright for Developing Countries in Africa, convened by Unesco at Abidjan in October 1973, the Legal Committee on Broadcasting and Television of the Council of Europe, which met at Strasbourg in September 1973, the Legal and Legislative Commission of the International Confederation of Societies of Authors and Composers (CISAC), which met at Vienna in November 1973, and the Congress of the International Federation of Musicians (FIM), which met at London in May 1973.

Publications

Supplement No. 3 to the *Manual of the Berne Convention for the Protection of Literary and Artistic Works (Texts)*, containing replacement pages updating the lists of member countries, was published in English and French in October 1973.

2. Protection of Type Faces

At the Vienna Diplomatic Conference on Industrial Property, 1973, held in Vienna in May and June 1973, the Vienna Agreement for the Protection of Type Faces and their International Deposit, the Regulations under that Agreement, and a Protocol to that Agreement, were adopted.

3. Space Satellites

The Third Committee of Governmental Experts on Problems in the Field of Copyright and of the Protection of Performers, Producers of Phonograms and Broadcasting Organizations Raised by Transmission Via Space Satellites, jointly convened by WIPO and Unesco, met at Nairobi, Kenya, in July 1973. This Committee produced the draft text of a multilateral treaty entitled "Convention Relating to the Distribution of Programme-Carrying Signals Transmitted by Satellite." Unlike an earlier draft which provided for an exclusive right of authorization in favor of the originating organization (i. e., the person or entity which decides what programme the signals will carry), the draft prepared by the Third Committee requires each Contracting State to prevent the distribution of the signal on or from its territory by any distributor (i. e., the person or entity that decides that the transmission of the signals to the general public or any section thereof should take place) for whom the signal emitted to or through the satellite is not intended. The Committee recommended that a Diplomatic Conference for the purpose of concluding an international convention on the subject be convened in 1974.

The Diplomatic Conference is expected to be convened jointly by Unesco and WIPO in Brussels from May 6 to 21, 1974.

4. East Asian Seminar on Copyright

A seminar on copyright was organized by the Government of Japan in Tokyo, from October 27 to November 2, 1973. The participants included delegates from eight States: Indonesia, Japan, Khmer Republic, Malaysia, Philippines, Republic of Korea, Republic of Viet-Nam, Thailand; observers from Australia and Hong Kong; observers from international non-governmental organizations; as well as interested persons from a number of national organizations who participated in an individual capacity. About one hundred persons attended the Seminar.

Officials of WIPO and Unesco provided the participants with documents, gave lectures and actively participated in the discussions.

The main topics discussed were the following: international protection of intellectual property, copyright protection under the Universal Copyright Convention and under the Berne Convention, neighboring rights and the treaties related thereto. In addition, the delegations of the States informed the Seminar on the status and administration of the copyright and neighboring rights laws in their respective countries.

5. National Legislation

Several laws, decrees and orders on copyright, some of them promulgated earlier, were published in this Review during the year 1973. They included those of the following countries: Algeria, Australia, Fiji, Germany (Federal Republic of), Iceland, Japan, Netherlands, Soviet Union, United Kingdom, United States of America.

II. Neighboring Rights

1. Rome Convention

Acceptance

Austria deposited, on March 9, 1973, its instrument of ratification of the International Convention for the Protection of Performers, Producers of Phonograms and Broadcasting Organizations (Rome Convention). This ratification became effective on June 9, 1973, thus bringing the number of States party to the Rome Convention to 14. The instrument of ratification of Austria contains declarations made in respect of Article 16(1) of the Convention.

Intergovernmental Committee

The Intergovernmental Committee established under Article 32 of the Rome Convention held its fourth session at Paris in December 1973. Among other things, the Committee considered a draft model law and commentary, prepared by the joint Secretariat (see below), concerning the protection of performers, producers of phonograms and broadcasting organizations. After an article by article review of the draft, the Committee requested the joint Secretariat to consult international non-governmental organizations concerned on certain points which had been raised during the course of the discussion and to convene an extraordinary session of the Committee during the Diplomatic Conference to be held at Brussels in May 1974. The Committee noted that the Secretariat proposed to convene in 1974 an ILO/Unesco/WIPO Caribbean Regional Seminar on the ratification and application of the Rome Convention.

Model Law

A Non-Governmental Study Group to Consider the Draft Model Law Relating to the Rome Convention met at Geneva, in September 1973.

This meeting was convened by the three Organizations forming the Secretariat of the Convention, namely, the International Labour Organisation (ILO), Unesco and WIPO, in accordance with decisions taken by the Intergovernmental Committee at its extraordinary session held in Geneva on September 21 and 22, 1972.

Following the decisions taken by the Intergovernmental Committee, the meeting made a number of suggestions concerning the draft model law submitted to it by the Secretariat.

The text of the draft model law, as revised by the Secretariat in the light of the discussions at the meeting, was submitted to the fourth ordinary session of the Intergovernmental Committee held at Paris in December 1973 (see above).

2. Phonograms Convention

Acceptance

During 1973, instruments of ratification of the Convention for the Protection of Producers of Phonograms Against Unauthorized Duplication of Their Phonograms (Phonograms Convention) were deposited by Argentina, Finland, Mexico, Sweden and the United States of America.

Entry into force

Five States (Fiji, Finland, France, Sweden and the United Kingdom) having deposited instruments of ratification or accession, the Phonograms Convention entered into force with respect to these States on April 18, 1973. It entered into force for Argentina on June 30, 1973, and for Mexico on December 21, 1973, and will enter into force for the United States of America on March 10, 1974.

3. National Legislation

Among the laws, decrees or orders concerning copyright and published in this Review during the year 1973, some included provisions on neighboring rights. This is the case with the legislative texts of Fiji, Germany (Federal Republic of), Iceland, Japan and the United Kingdom.

CONVENTIONS ADMINISTERED BY WIPO

Convention for the Protection of Producers of Phonograms Against Unauthorized Duplication of Their Phonograms

(Geneva, October 29, 1971)

State of Ratifications and Accessions as on January 1, 1974

Contracting States	Deposit of instrument	Entry into force	Ratification (R) or accession (A)
Argentina	March 19, 1973	June 30, 1973	A
Fiji	June 15, 1972	April 18, 1973	A
Finland	December 18, 1972 . . .	April 18, 1973	R
France	September 12, 1972 . .	April 18, 1973	R
Mexico	September 11, 1973 . .	December 21, 1973 . . .	R
Sweden*	January 18, 1973 . . .	April 18, 1973	R
United Kingdom	December 5, 1972 . . .	April 18, 1973	R
United States of America	November 26, 1973 . .	March 10, 1974	R

* This country has declared, in accordance with Article 7(4) of the Convention, that it will apply the criterion according to which it affords protection to producers of phonograms solely on the basis of the place of first fixation instead of the criterion of the nationality of the producer (*Copyright*, 1973, p. 35).

International Convention for the Protection of Performers, Producers of Phonograms and Broadcasting Organizations

(Rome, October 26, 1961)

State of Ratifications and Accessions as on January 1, 1974

Contracting States	Deposit of instrument	Entry into force	Ratification (R) or accession (A)
Austria*	March 9, 1973	June 9, 1973	R
Brazil	June 29, 1965	September 29, 1965 . . .	R
Congo*	June 29, 1962	May 18, 1964	A
Costa Rica	June 9, 1971	September 9, 1971 . . .	A
Czechoslovakia*	May 13, 1964	August 14, 1964	A
Denmark*	June 23, 1965	September 23, 1965 . . .	R
Ecuador	December 19, 1963 . .	May 18, 1964	R
Fiji*	January 11, 1972 . . .	April 11, 1972	A
Germany, Federal Republic of*	July 21, 1966	October 21, 1966	R
Mexico	February 17, 1964 . . .	May 18, 1964	R
Niger*	April 5, 1963	May 18, 1964	A
Paraguay	November 26, 1969 . .	February 26, 1970 . . .	R
Sweden*	July 13, 1962	May 18, 1964	R
United Kingdom*	October 30, 1963 . . .	May 18, 1964	R

Note: The secretarial tasks relating to this Convention are performed jointly with the International Labour Office and Unesco.

* The instruments of ratification or accession deposited with the Secretary-General of the United Nations contain declarations made under the Articles mentioned hereafter: for Austria, Article 16(1)(a)(iii) and (iv) and (1)(b) [*Copyright*, 1973, p. 67]; for Congo, Articles 5(3) (concerning Article 5(1)(c)) and 16(1)(a)(i) [*Le Droit d'Auteur (Copyright)*, 1964, p. 127]; for Czechoslovakia, Article 16(1)(a)(iii) and (iv) [*ibid.*, 1964, p. 110]; for Denmark, Articles 6(2), 16(1)(a)(ii) and (iv) and 17 [*Copyright*, 1965, p. 214]; for Fiji, Articles 5(3) (concerning Article 5(1)(b)), 6(2) and 16(1)(a)(i) [*ibid.*, 1972, pp. 88 and 178]; for Germany (Federal Republic of), Articles 5(3) (concerning Article 5(1)(b) and 16(1)(a)(iv) [*ibid.*, 1966, p. 237]; for Niger, Articles 5(3) (concerning Article 5(1)(c)) and 16(1)(a)(i) [*Le Droit d'Auteur (Copyright)*, 1963, p. 155]; for Sweden, Articles 6(2), 16(1)(a)(ii) and (iv), 16(1)(b) and 17 [*ibid.*, 1962 p. 138]; for the United Kingdom, Articles 5(3) (concerning Article 5(1)(b)), 6(2) and 16(1)(a)(ii), (iii) and (iv) [*ibid.*, 1963, p. 244]; the same declarations were made for Gibraltar and Bermuda [*Copyright*, 1967, p. 36, and 1970, p. 108].

**Intergovernmental Committee
of the International Convention for the Protection of Performers,
Producers of Phonograms and Broadcasting Organizations**

Fourth session
(Paris, December 3, 4 and 11, 1973)

Report

submitted by the Secretariat and adopted by the Committee

Introduction

1. The fourth ordinary session of the Intergovernmental Committee (hereinafter called "the Committee") of the International Convention for the Protection of Performers, Producers of Phonograms and Broadcasting Organizations (hereinafter called "the Rome Convention") was convened, in accordance with the provisions of Article 32(6) of the Rome Convention and with Article 2 of the Rules of Procedure of the Committee, by its Chairman, Mr. G. E. Larrea Richerand (Mexico), on December 3, 4 and 11, 1973, in Paris, at the headquarters of the United Nations Educational, Scientific and Cultural Organization (Unesco).

2. The Governments of the following States which are members of the Committee were represented: Brazil, Denmark, Ecuador, Germany (Federal Republic of), Mexico, Niger, Sweden, United Kingdom; from among the States party to the Rome Convention, but not members of the Committee, the following States were represented by observers: Austria, Czechoslovakia. The following States, not party to the Convention, were also represented by observers: Australia, Canada, France, India, Italy, United States of America.

3. Certain intergovernmental and international non-governmental organizations were also represented by observers.

4. The list of participants is contained in the Annex to this Report.

Opening of the Session

5. The fourth ordinary session was opened by the retiring Chairman of the Committee, Mr. G. E. Larrea Richerand (Mexico).

6. Mr. Claude Lussier, Director of the Office of International Standards and Legal Affairs of Unesco, welcomed the participants on behalf of the Director-General of Unesco, Mr. René Maheu, and also on behalf of the joint Secretariat of the meeting formed by ILO, Unesco and WIPO. He expressed his pleasure in reporting to the Committee the recent election of Dr. Arpad Bogsch as Director General of WIPO and his satisfaction that Dr. Bogsch was present at this meeting of the Committee. He recalled various items on the agenda, in particular the draft model law prepared by the Secretariat to facilitate ratification and application of the Rome Convention and the report of the Third Committee of Experts on problems

raised by transmission via space satellites, referring to the kind invitation of the Belgian Government to convene the Diplomatic Conference to consider the proposed new convention in Brussels on May 6 to 21, 1974.

Adoption of the Agenda

7. The provisional agenda contained in document ILO/UNESCO/WIPO/ICR. 4/1 was adopted.

Election of the Chairman

8. On the proposal of the representative of the Federal Republic of Germany, supported by the representatives of Mexico and Niger, the Committee unanimously elected as its Chairman Mr. J. F. da Costa (Brazil).

Adoption of revised Rules of Procedure

9. The Committee considered the draft revision of the Rules of Procedure submitted by the Secretariat in document ILO/UNESCO/WIPO/ICR. 4/2.

10. In reply to a question by the representative of the Federal Republic of Germany concerning the provision relating to the quorum in Rule 29(3), the Secretariat explained, and the Committee agreed, that the requirement that six contracting States should be represented at an election meeting to constitute a quorum was a reasonable practical solution in the existing situation.

11. The representative of Niger suggested that Rule 28 should be amended to include the requirement contained in Article 32 of the Convention that members of the Committee should be chosen with due regard to equitable geographical distribution. The Committee agreed that it was not necessary to include this reference in the Rules on the understanding that in any event this requirement of the Convention would be observed in selecting members of the Committee.

12. At the suggestion of the representative of Sweden, the Committee decided to amend the draft of Rule 14 to enable any State party to the Convention to propose items for the provisional agenda.

13. Subject to this amendment to Rule 14(1), the Committee unanimously adopted the draft revision of the Rules of Procedure and authorized the Secretariat to finalize the text incorporating in it any necessary editorial changes.

Election of two Vice-Chairmen

14. On the proposal of the representative of Sweden supported by the representative of Niger, the Committee unanimously elected as Vice-Chairmen the representatives of Fiji and the United Kingdom.

Admission of observers

15. The Committee decided that the intergovernmental and international non-governmental organizations, listed in document ILO/UNESCO/WIPO/ICR. 4/3, and already approved by the Committee under its former Rules of Procedure for inclusion in the list of organizations to be invited to be represented by observers at the sessions of the Committee, should also be considered as approved under the revised Rules of Procedure.

16. The Committee also decided to include the International Broadcast Institute (IBI) in the list of organizations to be invited to be represented by observers at the sessions of the Committee.

17. The Committee considered an application from the "Association européenne des directeurs de bureaux de concerts et spectacles" to be included in the list of organizations to be invited to be represented by observers at the sessions of the Committee (document ILO/UNESCO/WIPO/ICR. 4/3 Add. 1). Observers representing certain international non-governmental organizations expressed reservations about this application and, at the proposal of the Chairman, the Committee decided to defer its decision on this application until its next ordinary session, requesting the Secretariat in the meantime to seek further information concerning this organization.

Ratification of or accession to the Rome Convention since the last ordinary session

18. The Committee took note with satisfaction of the information contained in document ILO/UNESCO/WIPO/ICR. 4/4 concerning the ratification of the Rome Convention by Austria on March 9, 1973, and the accession to the Rome Convention of Fiji on January 11, 1972.

Consideration of the conclusions of the Third Committee of Experts on Problems in the Field of Copyright and the Protection of Performers, Producers of Phonograms and Broadcasting Organizations Raised by Transmission Via Space Satellites

19. The representatives of Brazil, Mexico, and Sweden reiterated their opinion that the Rome Convention covers transmissions via space satellites and their reluctance to the preparation of any text which would upset the balance of protection provided by the Rome Convention. They added that a proposed new convention, if considered necessary, should be so drafted that it would not prejudice or impair the protection provided by the Rome Convention in any way.

20. The representative of the Federal Republic of Germany said that her Government also considered that the Rome Convention covers satellite transmissions and regretted that there was no provision for the protection of performers in the

Nairobi draft. Her Government had not yet arrived at a final opinion about the proposed new convention, but its attitude would depend very largely on the attitude of broadcasters towards the Rome Convention, the further development of which might be prejudiced if the new convention were to upset the balance of protection of the three groups under the Rome Convention. In this connection, the observer of Austria expressed his personal view that the attitude of his Government to the proposed satellite convention, *inter alia*, might depend on the future attitude of the broadcasting organizations to the Rome Convention.

21. The representative of the United Kingdom, supported by the representative of Denmark, also considered that the Rome Convention covers satellite transmissions. They did not wish to do anything which would reduce the attraction of the Rome Convention and were consulting the interests involved in order to determine their attitude to the Nairobi text. They were at a loss to understand how the proposed new convention could be effective, since broadcasters almost everywhere are subject to government control, so that if there were piracy of signals transmitted via satellites, this piracy would in effect be committed by governments.

22. The representative of Ecuador supported the views expressed by the representatives of Brazil, Mexico and the United Kingdom. His Government believed that the Rome Convention covers satellite transmissions and did not believe that a new convention was needed.

23. The representative of Niger referred to the problem of cable television, which is not dealt with in the Rome Convention. Ground stations capable of receiving satellite transmissions were now relatively cheap and could also be used in combination with cable relays of audio-visual programs. He therefore regretted the exceptions in Article 11 of the Nairobi draft, though he realized that these were necessary because of the situation in the United States and Canada.

24. The observer of Czechoslovakia said that his Government had not yet arrived at a decision on the proposed convention. However, he believed that protection should also be provided in the framework of public international law, and contribute to peaceful cooperation among States.

25. The observer representing the International Federation of Actors said that the proposed new convention would in fact undermine the Rome Convention because it would change the balance of protection. No evidence had been given by broadcasters about examples of piracy of satellite transmissions. His organization would remain opposed to the proposed new satellite convention as long as broadcasters continued their opposition to the Rome Convention.

26. The observer representing the International Federation of the Phonographic Industry recognized that broadcasters need protection against piracy of their signals but could not understand why they would not admit that they have such a protection in the Rome Convention. The meetings of governmental experts had shown that there was no hope of obtaining protection for broadcasters under private international law, and the proposed new convention was in the field of public international law. He asked the broadcasters to

revise their opposition to the Rome Convention since they would have to rely on the goodwill of the governments which were parties to the Rome Convention in order to secure the adoption of the new convention.

27. The observer representing the International Writers Guild repeated his view that the proposed new text was a lesser evil, in that it did not confer any new exclusive rights and was in the framework of public international law.

28. The observer representing the European Broadcasting Union said that the new convention was urgently necessary because instances of piracy of satellite signals were occurring on an increasing scale, particularly with regard to sports and news programs. The Nairobi text offered balanced protection and his organization was in favor of it.

29. The Chairman noted with regret that some members of the Committee did not feel able to express an opinion on the proposed new convention and that there was no consensus in the Committee on this point. The views that had been expressed would be recorded in the Report.

Report of the meeting of international non-governmental organizations convened by the Secretariat in September 1973

30. The Committee took note of the Report annexed to document ILO/UNESCO/WIPO/ICR. 4/6.

Consideration of a draft model law concerning the protection of performers, producers of phonograms and broadcasting organizations

31. Under the chairmanship of Mr. Davis (United Kingdom), Vice-Chairman, the Committee considered the draft model law prepared by the Secretariat concerning the protection of performers, producers of phonograms and broadcasting organizations, and the commentary on the draft model law, also prepared by the Secretariat, contained in document ILO/UNESCO/WIPO/ICR. 4/7.

32. The representatives of Brazil, Denmark, Ecuador, Mexico and Sweden expressed the view that the draft constituted a satisfactory guide for those governments which might wish to prepare legislation in order to be able to ratify and apply the Rome Convention. The draft should be circulated to the member States of the three Organizations forming the Secretariat, together with any observations which the Committee might wish to make on it. The representatives of the Federal Republic of Germany and United Kingdom considered that the draft could not be published with the approval of the Committee since it had not had the opportunity to consider it in detail. They were also interested in knowing what were the objections of the broadcasting organizations to the draft.

33. The observer representing the International Federation of the Phonographic Industry said that the draft resolved many options that had been left open in the Rome Convention, and did so in a fair and equitable manner. At the September meeting, the organizations representing performers and producers of phonograms had made concessions in the hope of achieving a compromise that would also be acceptable to the broadcasters, but in vain. His organization remained

fully in favor of the draft and hoped that it would be distributed to governments without delay.

34. The observer representing the International Federation of Musicians also considered that the draft represented a fair compromise. In his opinion, the opposition of the broadcasters was not directed against the draft model law but against the Rome Convention itself.

35. The representative of Niger, supported by the representative of the Federal Republic of Germany, suggested that the Secretariat should organize another consultation of the non-governmental organizations with a view to ascertaining whether it was possible to reach agreement on a text of the draft model law that would be acceptable to all the interested parties.

36. Before taking a decision on this suggestion, the Committee examined the text of the draft model law, and the commentary thereon.

37. With regard to Section 1, the observer representing the European Broadcasting Union said that the definition of "performers" raised difficulties for broadcasters in practice. Under this definition, "amateur" performers would be protected, and permanent employees of broadcasting organizations would have the same rights as performers who performed in return for a fee. It was pointed out that the definition of performers in the draft model law was a verbatim reproduction of that contained in the Rome Convention.

38. The observer representing the International Federation of Musicians said that the objection expressed by the observer representing the European Broadcasting Union appeared to be directed against the idea of protection of performers as such.

39. With regard to Section 2, read in conjunction with Section 9, the Committee discussed the sanctions that might be imposed for violations of the rights laid down in Section 2. It was noted that these sanctions might take the form of civil sanctions, or penal sanctions, or both, and the Committee agreed that the commentary should make this clear.

40. The observer representing the European Broadcasting Union and the representative of Niger drew attention to two further situations which were not adequately covered in Section 2 of the draft model law. The first related to the position of performers who are permanent employees of broadcasting organizations and who cede their rights to their employer as part of their contract of employment. Moreover, in many countries such employees might well have the status of public servants. Secondly, in some cases, such performers might have ceded their rights to a trade union or other organization, and broadcasting organizations should not be prevented from acquiring from them the rights under an individual contract or collective agreement.

41. The representative of the Federal Republic of Germany pointed out that both these matters were dealt with in the German copyright law.

42. With regard to paragraph 3 of Section 2, the representative of Denmark suggested that the commentary should include a reference to Article 19 of the Rome Convention.

43. With regard to paragraph 4 of Section 2, the observer of Austria noted that the copyright law in his country would not permit the interpretation suggested in paragraph 26 of the report annexed to document ILO/UNESCO/WIPO/ICR. 4/6, namely, that the question whether contractual arrangements were more favorable or not ought to be analyzed by taking into account the whole of the provisions of such arrangements.

44. With regard to Section 5, the representative of the Federal Republic of Germany said that her Government would have preferred that the original right to equitable remuneration should go to performers and that the producers should then share in the remuneration as was the case in the German law.

45. The observer representing the International Federation of the Phonographic Industry, supported by the representative of Mexico, questioned whether it was usual for the text of model laws to contain "boxes" like those appearing above Sections 5 and 8, and suggested that the fact that these provisions were optional should rather be indicated in footnotes. The observer representing the European Broadcasting Union recalled that this presentation was the result of a compromise reached at the September meeting.

46. With regard to Section 6, the observer representing the European Broadcasting Union said that the rights given to broadcasting organizations under the Rome Convention were no longer important to them since they reflected a past situation and did not correspond to recent and future technological developments including cable television and transmissions by satellite.

47. With regard to Section 7, the observer representing the European Broadcasting Union pointed out that the model law did not contain the provision in Article 15(2) of the Rome Convention that governments might provide for the same kinds of limitations on the protection of performers, producers of phonograms and broadcasting organizations as they provide in connection with the protection of copyright. Moreover, he proposed, with regard to paragraph 2(c) of Section 7, that the period during which an "ephemeral recording" could be retained should in all cases be the same as that laid down in copyright law.

48. The observer representing the International Federation of the Phonographic Industry, replying to the various points that had been raised by the observer representing the European Broadcasting Union, pointed out that Section 6 of the draft model law did not contain a reference to cable television, since the Rome Convention itself did not cover cable television following a decision taken by the Diplomatic Conference in Rome in 1961. As for satellite transmissions, he recalled that all but one of the members of the Committee had expressed the view that the Rome Convention covers such transmissions, the only exception being the representative of Niger. The point raised in connection with Section 7(1) about concordance with copyright law might be dealt with in the commentary by indicating that it would be easier for broadcasters if the same limitations applied. With regard to ephemeral recordings, the provisions in copyright legislation varied

enormously from one country to another: for example, some laws specified that such recordings should be destroyed "at once" while others provided for periods as long as one year, usually with limitations on the number of uses. The commentary might give a number of selective examples of such provisions and leave it to the governments to make their own choice.

49. The observer representing the International Federation of Actors questioned whether there was any use in a further consultation of the non-governmental organizations and whether there was really any chance of a change in the attitude of the broadcasters.

50. The observer representing the International Federation of Musicians said that if a new consultation were to take place it should be in a spirit of genuine compromise and mutual concession. The organizations other than the European Broadcasting Union should also be able to re-open questions dealt with in the draft model law.

51. The observers of France and the United States of America welcomed the attempt that had been made to prepare a draft model law which would be very valuable to their countries where the question of ratification of the Rome Convention was under discussion. In their view, the value of the draft would be increased if it were possible to obtain the agreement of all the interested parties or, failing that, if the remaining areas of disagreement could be clearly defined.

52. The representative of the Federal Republic of Germany summarized the five points that had given rise to objections as follows: the problem of performers who are permanent employees of a broadcasting organization; the problem that arose where performers had previously ceded their rights to a trade union, a collecting society or another third person; the problem of exceptions and their concordance with copyright legislation which should be dealt with in Section 7(1) of the draft model law; the period during which ephemeral recordings might be retained; the problem of presentation of the optional character of Sections 5 and 8 of the draft model law. In response to a question by the Chairman, the observer representing the European Broadcasting Union confirmed that his organization's objections to the text of the draft model law related to the first four points only. He repeated that the broadcasters have no other objection to make, and stated that, if these points could be resolved, there was a possibility that the attitude of the broadcasters to the Rome Convention might change.

53. The Chairman then consulted the Committee with regard to the proposal that the Secretariat should organize another consultation of the non-governmental organizations with a view to achieving an agreed text of the model law and that the Committee should hold an extraordinary session either before or in connection with the Diplomatic Conference to be held in Brussels in May 1974. He pointed out that this proposal involved more than a mere revision of the draft model law; it might mean a change in the attitude of broadcasters to the Rome Convention and he recalled that certain governments had stated that their attitude towards the proposed new convention on satellite transmission would depend

on the attitude of broadcasters to the Rome Convention. Therefore, if a new consultation of the non-governmental organizations were to take place, it should be very soon and any change in the attitude of the broadcasters should be made known to governments as soon as possible. He then ascertained that there was no opposition in the Committee to the proposal.

54. On behalf of the European Broadcasting Union (EBU), it was stated that, in case an agreed text of the draft model law emerged at the proposed consultations amongst the concerned interests, the EBU would set in motion the necessary machinery so that a final decision regarding a possible change in its attitude towards the Rome Convention could be taken and made known to States before April 15, 1974. At the same time, the EBU would also inform the other unions of broadcasters of its new attitude. It was, however, stressed on behalf of the EBU that, since the other unions were free to take their own decisions, no assurances could be given on their behalf. It was also stated that any change of attitude on the part of the EBU to the Rome Convention would not cover Article 12 of the Rome Convention which would continue to be unacceptable to the EBU.

55. The Committee decided to request the three Organizations forming the Secretariat to consult the international non-governmental organizations concerned on the five points which were of interest to the European Broadcasting Union and which had been summarized by the representative of the Federal Republic of Germany. Such consultation would be arranged by the Secretariat and would take place as early as possible, with a simplified procedure. There need be no provision for simultaneous interpretation, the working language being English only. The Committee also requested the Secretariat, in consultation with the Chairman, to convene an extraordinary session of the Committee during the Diplomatic Conference in Brussels in May 1974.

Consideration of the proposal to hold a regional seminar on means of encouraging acceptance and implementation of the Rome Convention

56. The Committee noted with satisfaction that the Secretariat proposed to convene in 1974 an ILO/UNESCO/WIPO Caribbean Regional Seminar on the ratification and application of the Rome Convention, as outlined in document ILO/UNESCO/WIPO/ICR. 4/8. It was noted that the participants in the seminar would not represent governments or the interested parties but would be chosen by the Secretariat in consultation with the government authorities and the interested parties in the countries concerned.

Adoption of the Report

57. The Committee unanimously adopted the present Report.

Closing of the Session

58. After expressions of appreciation of the Chairman's conduct of the meeting from the representatives of the Federal Republic of Germany, Mexico and the United Kingdom, the Chairman declared the session closed.

List of Participants

I. Members of the Committee

Brazil: J. F. da Costa; L. F. Gouvêa de Athayde; C. de Souza Amaral; A. L. de Lyra Tavares (Miss). Denmark: W. Weincke; J. Nørup-Nielsen. Ecuador: C. Uribe Lasso; G. Peña Matheus; G. Ponce Benavides. Germany (Federal Republic of): E. Steup (Mrs.); E. Bungeroth. Mexico: G. E. Larrea Richerand; V. C. García Moreno; E. Lizalde; J. Salinas; V. Blanco Labra. Niger: G. Straschnov. Sweden: A. H. Olsson. United Kingdom: I. J. G. Davis.

II. Observers

(i) States party to the Convention

Austria: R. Dittich. Czechoslovakia: O. Kunz.

(ii) Observers from other States

Australia: J. McKenzie; D. K. Catterns. Canada: A. A. Keyes; N. Sénécal (Miss). France: A. Kerever; P. Nollet. India: K. Chaudhuri. Italy: G. Galtieri. United States of America: B. Ringer (Ms.); L. I. Flacks; R. M. Maxim.

(iii) International Organizations

(a) Representatives of International Intergovernmental Organizations

Arab Educational, Cultural and Scientific Organization (ALECSO): A. F. Sorour.

(b) Representatives of International Non-Governmental Organizations

European Broadcasting Union (EBU): M. Cazé; K. Remes; G. Straschnov. International Bureau of the Societies Administering the Rights of Mechanical Recording and Reproduction (BIEM): J. A. Ziegler. International Confederation of Professional and Intellectual Workers (CITI): G. Poulle; R. Berquier; J. Mourier. International Confederation of Societies of Authors and Composers (CISAC): J. A. Ziegler. International Federation of Actors (FIA): F. Delahalle (Mrs.); R. Rembe. International Federation of Film Distributors Associations (FIAD): G. Grégoire. International Federation of Film Producers Associations (FIAPF): A. Brisson. International Federation of Musicians (FIM): J. Morton; R. Leuzinger. International Federation of the Phonographic Industry (IFPI): S. M. Stewart; G. Davies (Miss). International Federation of Variety Artists (IFVA): F. Delahalle (Mrs.); R. Rembe. Internationale Gesellschaft für Urheberrecht (INTERGU) (International Copyright Society): G. Halla. International Hotel Association (IHA): R. Perego; J. David. International Literary and Artistic Association (ALAI): H. Desbois. International Publishers Association (IPA): J. A. Koutchoumow. International Secretariat of Entertainment Trade Unions (ISETU): R. G. Gupwell; J. Underwood (Miss); K. Rössel-Majdan. International Union of Cinematograph Exhibitors (UIEC): J. Handl. International Writers Guild (IWG): R. Fernay; E. Le Bris.

III. Secretariat

International Labour Office (ILO):

E. Thompson (*Chief, Non-Manual Workers' Section*); M. Canova (Mrs.) (*Non-Manual Workers' Section*).

United Nations Educational, Scientific and Cultural Organization (Unesco): C. Lussier (*Director, Office of International Standards and Legal Affairs*); M.-C. Dock (Miss) (*Head, International Copyright Information Centre, Director a. i., Copyright Division*); D. de San (*Lawyer, Copyright Division*); P. Lyons (Miss) (*Legal Assistant, Copyright Division*).

World Intellectual Property Organization (WIPO):

A. Bogsch (*Director General*); T. S. Krishnamurti (*Counsellor, Head, Copyright Division*); M. Stojanović (*Counsellor, Copyright Division*).

CONVENTIONS NOT ADMINISTERED BY WIPO

Universal Copyright Convention

(Geneva, September 6, 1952)

State of Ratifications and Accessions as on January 1, 1974

Contracting States	Deposit of instrument	Entry into force	Ratification (R) or accession (A)
Algeria	May 28, 1973	August 28, 1973	A
Andorra	December 31, 1952 ¹ January 22, 1953 ²	September 16, 1955 September 16, 1955	R
Argentina	November 13, 1957	February 13, 1958	R
Australia	February 1, 1969	May 1, 1969	R
Austria	April 2, 1957	July 2, 1957	R
Belgium	May 31, 1960	August 31, 1960	R
Brazil	October 13, 1959	January 13, 1960	R
Cameroon	February 1, 1973	May 1, 1973	A
Canada	May 10, 1962	August 10, 1962	R
Chile	January 18, 1955	September 16, 1955	R
Costa Rica	December 7, 1954	September 16, 1955	A
Cuba	March 18, 1957	June 18, 1957	R
Czechoslovakia	October 6, 1959	January 6, 1960	A
Denmark	November 9, 1961	February 9, 1962	R
Ecuador	March 5, 1957	June 5, 1957	A
Fiji ³	December 13, 1971	October 10, 1970	
Finland	January 16, 1963	April 16, 1963	R
France	October 14, 1955	January 14, 1956	R
German Democratic Republic	July 5, 1973	October 5, 1973	A
Germany, Federal Republic of	June 3, 1955	September 16, 1955	R
Ghana	May 22, 1962	August 22, 1962	A
Greece	May 24, 1963	August 24, 1963	A
Guatemala	July 28, 1964	October 28, 1964	R
Haiti	September 1, 1954	September 16, 1955	R
Holy See	July 5, 1955	October 5, 1955	R
Hungary	October 23, 1970	January 23, 1971	A
Iceland	September 18, 1956	December 18, 1956	A
India	October 21, 1957	January 21, 1958	R
Ireland	October 20, 1958	January 20, 1959	R
Israel	April 6, 1955	September 16, 1955	R
Italy	October 24, 1956	January 24, 1957	R
Japan	January 28, 1956	April 28, 1956	R
Kenya	June 7, 1966	September 7, 1966	A
Khmer Republic	August 3, 1953	September 16, 1955	A
Laos	August 19, 1954	September 16, 1955	A
Lebanon	July 17, 1959	October 17, 1959	A
Liberia	April 27, 1956	July 27, 1956	R
Liechtenstein	October 22, 1958	January 22, 1959	A

¹ Date upon which an instrument of ratification of the Convention and of Protocols 2 and 3 was deposited on behalf of the Bishop of Urgel, co-prince of Andorra.

² Date upon which an instrument of ratification of the Convention and of Protocols 1, 2 and 3 was deposited on behalf of the President of the French Republic, co-prince of Andorra.

³ In accordance with the provisions of Article XIII, the Universal Convention was already applicable, as from March 1, 1962, to the territory of this State before its independence.

Contracting States	Deposit of instrument	Entry into force	Ratification (R) or accession (A)
Luxembourg	July 15, 1955	October 15, 1955	R
Malawi	July 26, 1965	October 26, 1965	A
Malta	August 19, 1968	November 19, 1968	A
Mauritius ⁴	August 20, 1970	March 12, 1968	
Mexico	February 12, 1957	May 12, 1957	R
Monaco	June 16, 1955	September 16, 1955	R
Morocco	February 8, 1972	May 8, 1972	A
Netherlands	March 22, 1967	June 22, 1967	R
New Zealand	June 11, 1964	September 11, 1964	A
Nicaragua	May 16, 1961	August 16, 1961	R
Nigeria	November 14, 1961	February 14, 1962	A
Norway	October 23, 1962	January 23, 1963	R
Pakistan	April 28, 1954	September 16, 1955	A
Panama	July 17, 1962	October 17, 1962	A
Paraguay	December 11, 1961	March 11, 1962	A
Peru	July 16, 1963	October 16, 1963	R
Philippines	August 19, 1955	November 19, 1955	A
Portugal	September 25, 1956	December 25, 1956	R
Soviet Union	February 27, 1973	May 27, 1973	A
Spain	October 27, 1954	September 16, 1955	R
Sweden	April 1, 1961	July 1, 1961	R
Switzerland	December 30, 1955	March 30, 1956	R
Tunisia	March 19, 1969	June 19, 1969	A
United Kingdom	June 27, 1957	September 27, 1957	R
United States of America	December 6, 1954	September 16, 1955	R
Venezuela	June 30, 1966	September 30, 1966	A
Yugoslavia	February 11, 1966	May 11, 1966	R
Zambia	March 1, 1965	June 1, 1965	A

⁴ In accordance with the provisions of Article XIII, the Universal Convention was already applicable, as from January 6, 1965, to the territory of this State before its independence.

Editor's Note: The three Protocols annexed to the Convention were ratified, accepted or acceded to separately; they concern: (1) the application of that Convention to the works of stateless persons and refugees, (2) the application of that Convention to the works of certain international organizations, and (3) the effective date of instruments of ratification or acceptance of or accession to that Convention. For detailed information in this respect, and as to notifications made by governments of certain Contracting States concerning the territorial application of the Convention and the Protocols, see the *Copyright Bulletin*, quarterly review published by Unesco.

The Universal Copyright Convention was revised at Paris on July 24, 1971 (see *Copyright*, 1972, pp. 22 *et seq.*). So far, instruments of ratification have been deposited by France, Germany (Federal Republic of), Hungary, Kenya, Sweden, the United Kingdom, the United States of America and Yugoslavia, and instruments of accession by Algeria and Cameroon. The Convention so revised will come into force three months after the deposit of twelve instruments of ratification, acceptance or accession.

European Agreements

State of Signatures, Ratifications and Accessions as on January 1, 1974

European Agreement concerning Programme Exchanges by Means of Television Films (Paris, December 15, 1958)

Contracting States	Deposit of instrument	Entry into force	Signature without reservation in respect of ratification (S) or ratification (R) or accession (A)
Belgium	March 9, 1962	April 8, 1962	R
Cyprus	January 21, 1970	February 20, 1970	R
Denmark	October 26, 1961	November 25, 1961	R
France	December 15, 1958	July 1, 1961	S
Greece	January 10, 1962	February 9, 1962	R
Ireland	March 5, 1965	April 4, 1965	S
Luxembourg	October 1, 1963	October 31, 1963	R
Netherlands	February 3, 1967	March 5, 1967	R
Norway	February 13, 1963	March 15, 1963	R
Spain	December 5, 1973	January 4, 1974	A
Sweden	May 31, 1961	July 1, 1961	R
Tunisia	January 23, 1969	February 22, 1969	A
Turkey	February 27, 1964	March 28, 1964	R
United Kingdom	December 15, 1958	July 1, 1961	S

European Agreement for the Prevention of Broadcasts Transmitted from Stations Outside National Territories (Strasbourg, January 22, 1965)

Contracting States	Deposit of instrument	Entry into force	Ratification (R)
Belgium	September 18, 1967	October 19, 1967	R
Denmark	September 22, 1965	October 19, 1967	R
France	March 5, 1968	April 6, 1968	R
Ireland	January 22, 1969	February 23, 1969	R
Sweden	June 15, 1966	October 19, 1967	R
United Kingdom	November 2, 1967	December 2, 1967	R

European Agreement on the Protection of Television Broadcasts (Strasbourg, June 22, 1960)

Contracting States	Deposit of instrument	Entry into force	Signature without reservation in respect of ratification (S) or ratification (R) or accession (A)
Belgium *	February 7, 1968	March 8, 1968	R
Cyprus	January 21, 1970	February 22, 1970	R
Denmark *	October 26, 1961	November 27, 1961	R
France	June 22, 1960	July 1, 1961	S
Germany, Federal Republic of *	September 8, 1967	October 9, 1967	R
Norway *	July 9, 1968	August 10, 1968	R
Spain	September 22, 1971	October 23, 1971	A
Sweden **	May 31, 1961	July 1, 1961	R
United Kingdom *	March 9, 1961	July 1, 1961	R

* The instruments of ratification were accompanied by "options" in accordance with Article 3, paragraph 1, of the Agreement. As to Belgium, see *Copyright*, 1968, p. 147; as to Denmark, see *Le Droit d'Auteur*, 1961, p. 360; as to the United Kingdom, see *ibid.*, 1961, p. 152; as to Germany (Fed. Rep.), see *Copyright*, 1967, p. 217; as to Norway, see *ibid.*, 1968, p. 191.

** Sweden availed itself of the reservations contained in subparagraphs (b), (c) and (f) of paragraph 1 of Article 3 of the Agreement.

Protocol to the said Agreement (Strasbourg, January 22, 1965)

Contracting States	Deposit of instrument	Entry into force	Signature without reservation in respect of ratification (S) or ratification (R) or accession (A)
Belgium	February 7, 1968	March 8, 1968	R
Cyprus	January 21, 1970	February 22, 1970	R
Denmark	January 22, 1965	March 24, 1965	S
France	January 22, 1965	March 24, 1965	S
Germany, Federal Republic of	September 8, 1967	October 9, 1967	R
Norway	July 9, 1968	August 10, 1968	R
Spain	September 22, 1971	October 23, 1971	A
Sweden	January 22, 1965	March 24, 1965	S
United Kingdom	February 23, 1965	March 24, 1965	S

European Agreement concerning Programme Exchanges by Means of Television Films

SPAIN

Accession to the Agreement

In a letter dated December 7, 1973, the Secretary-General of the Council of Europe informed the International Bureau of WIPO that, on December 5, 1973, the Consul General of Spain in Strasbourg deposited the instrument of accession by Spain to the European Agreement concerning Programme Exchanges by Means of Television Films, signed at Paris on December 15, 1958.

The Arrangement, which is already in force with respect to the following eleven Member States: Belgium, Cyprus, Denmark, France, Ireland, Luxembourg, Netherlands, Norway, Sweden, Turkey, United Kingdom, as well as to Greece — which ratified it when it was a member of the Council of Europe — and to Tunisia (which acceded to it), took effect, for Spain, on January 4, 1974, in accordance with paragraph (2) of its Article 8.

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From July 1 to December 31, 1973, the WIPO Library has entered in its catalogue a number of works or other publications on copyright, among which the following are mentioned which are most important or most relevant to recent developments:

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1 See Copyright, 1973, p. 193.

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CALENDAR

WIPO Meetings

February 6 to 8, 1974 (Geneva) — ICIREPAT — Technical Coordination Committee (TCC)

February 11 to 15, 1974 (Geneva) — International Patent Classification (IPC) — Working Group II of the Joint ad hoc Committee

March 4 to 8, 1974 (Geneva) — International Patent Classification (IPC) — Working Group I of the Joint ad hoc Committee

March 18 to 22, 1974 (Geneva) — WIPO Permanent Legal-Technical Program for the Acquisition by Developing Countries of Technology Related to Industrial Property — Permanent Committee

March 25 to 29, 1974 (Geneva) — International Patent Classification (IPC) — Working Group III of the Joint ad hoc Committee

April 2 to 5, 1974 (Kingston) — Regional Symposium on the Ratification and Application of the Rome Convention (Neighboring Rights)

Invitations: Bahamas, Barbados, Guyana, Jamaica, Trinidad and Tobago — *Observers:* International non-governmental organizations concerned
Note: Meeting convened jointly with the International Labour Organisation and Unesco

April 22 to 26, 1974 (Geneva) — ICIREPAT — Technical Committee for Shared Systems (TCSS)

April 23 to 26, 1974 (Geneva) — Inventions Relating to Microorganisms — Committee of Experts

- April 29 to May 3, 1974 (Geneva) — ICIREPAT — Technical Committee for Standardization (TCST)
- May 6 to 21, 1974 (Brussels) — Convention Relating to the Distribution of Programme-Carrying Signals Transmitted by Satellite — Diplomatic Conference (jointly organized with Unesco)
- May 13 to 17, 1974 (Geneva) — International Patent Classification (IPC) — Working Group IV of the Joint ad hoc Committee
- June 10 to 14, 1974 (Geneva) — Nice Classification — Committee of Experts
- June 17 to 20, 1974 (Geneva) — Protection of Computer Programs — Advisory Group
- June 17 to 21, 1974 (Geneva) — Madrid Union — Assembly and Committee of Directors (Extraordinary Session)
- June 25 to July 1, 1974 (Geneva) — WIPO Coordination Committee (Extraordinary Session)
- June 26 to 28, 1974 (Geneva) — ICIREPAT — Technical Coordination Committee (TCC)
- July 1 to 5, 1974 (Geneva) — International Patent Classification (IPC) — Working Group II of the Joint ad hoc Committee
- July 8 to 10, 1974 (Geneva) — Industrial Property Statistics — Working Group
- September 2 to 6, 1974 (Geneva) — International Patent Classification (IPC) — Working Group V of the Joint ad hoc Committee
- September 9 to 13, 1974 (Geneva) — International Patent Classification (IPC) — Working Group III of the Joint ad hoc Committee
- September 9 to 13, 1974 (Geneva) — PCT Interim Advisory Committee for Administrative Questions — Working Group on Forms
- September 18 to 20, 1974 (Geneva) — ICIREPAT — Plenary Committee
- September 24 to October 1, 1974 (Geneva) — Session of certain Administrative Bodies of WIPO and of certain Unions administered by WIPO
- September 30 to October 4, 1974 (Geneva) — International Patent Classification (IPC) — Working Group I of the Joint ad hoc Committee
- October 2 to 4, 1974 (Geneva) — Scientific Discoveries — Working Group
- October 7 to 11, 1974 (Moscow) — Symposium on the Role of Patent Information in Research and Development
Participation open to all interested persons subject to a registration fee — Note: Meeting organized in cooperation with the State Committee for Inventions and Discoveries of the Council of Ministers of the USSR
- October 21 to 25, 1974 (Geneva) — ICIREPAT — Technical Committee for Shared Systems (TCSS)
- October 28 to November 1, 1974 (Geneva) — ICIREPAT — Technical Committee for Standardization (TCST)
- November 4 to 8, 1974 (Geneva) — International Protection of Appellations of Origin — Committee of Experts
- November 4 to 8, 1974 (Geneva) — International Patent Classification (IPC) — Working Group IV of the Joint ad hoc Committee
- November 12 to 19, 1974 (Geneva) — PCT Interim Committees — Annual Sessions
- December 9 to 13, 1974 (Geneva) — International Patent Classification (IPC) — Bureau of the Joint ad hoc Committee
- December 16 to 18, 1974 (Geneva) — ICIREPAT — Technical Coordination Committee (TCC)
- February 17 to 28, 1975 (Munich) — International Patent Classification (IPC) — Working Group II of the Joint ad hoc Committee
- April 14 to 25, 1975 (Rijswijk) — International Patent Classification (IPC) — Working Group III of the Joint ad hoc Committee
- May 12 to 23, 1975 (Washington) — International Patent Classification (IPC) — Working Group I of the Joint ad hoc Committee
- June 9 to 13, 1975 (Geneva) — International Patent Classification (IPC) — Working Group V of the Joint ad hoc Committee
- September 15 to 26 (Rijswijk) — International Patent Classification (IPC) — Working Group IV of the Joint ad hoc Committee
- September 23 to 30, 1975 (Geneva) — Sessions of the Administrative Bodies of WIPO and the Unions administered by WIPO
- November 3 to 14, 1975 (Berne) — International Patent Classification (IPC) — Working Group II of the Joint ad hoc Committee
- December 1 to 12, 1975 (Munich) — International Patent Classification (IPC) — Working Group III of the Joint ad hoc Committee

UPOV Meetings

- March 12 and 13, 1974 (Geneva) — Technical Steering Committee
- April 2 to 4, 1974 (Geneva) — Consultative Working Committee
- October 21 to 25, 1974 (Geneva) — Council

Meetings of Other International Organizations concerned with Intellectual Property

- February 24 to March 2, 1974 (Melbourne) — International Association for the Protection of Industrial Property — Executive Board
- March 18 to 20, 1974 (Rijswijk) — International Patent Institute — Administrative Board
- May 6 to 30, 1974 (Luxembourg) — Conference of the Member States of the European Communities concerning the Convention on the European Patent for the Common Market
- November 11 to 15, 1974 (Santiago) — Inter-American Association of Industrial Property — Congress
- May 3 to 10, 1975 (San Francisco) — International Association for the Protection of Industrial Property — Congress

ANNOUNCEMENT OF VACANCIES

*Competitions Nos. 227, 228 and 229**Deputy Directors General*

At its last session (November 1973), the General Assembly of WIPO decided on the creation of three Deputy Director General posts, of equal rank and remuneration, the latter to be equivalent to that of the grade D. 2. One of these posts will be filled by a national of a developing country (Competition No. 227), another by a national of a socialist country (Competition No. 228) and another by a national of a country other than a developing country or a socialist country (Competition No. 229).

*Duties **

In general, the duties consist in assisting the Director General of WIPO

- (i) in organizing and implementing certain of the tasks of the International Bureau and
- (ii) in directing and supervising certain units of that Bureau.

Qualifications

- (a) Wide experience in the fields of industrial property law and copyright law — particularly in their international aspects — or at least in one of these two fields, and preferably with some experience in the other.
- (b) Wide experience in administrative matters, preferably in connection with international organizations.
- (c) University degree in a field relevant to the activities of WIPO.
- (d) Excellent knowledge of English or French and at least a good knowledge of the other. Knowledge of additional languages would be an advantage.

* The delimitation of the respective tasks of the three Deputy Directors General will depend on the individual qualifications of each of them.

*Competition No. 225**Counsellor
(or "Assistant"*)**Office of the Director General*

Category and grade: P. 4/P. 3, according to qualifications and experience of the selected candidate.

Principal duties:

The incumbent will, under the supervision of the Director of the Office of the Director General, assist the Director General and the said Director by performing in particular the following tasks:

- (a) contacts with the various services of WIPO, particularly as regards the control of progress on various assignments and liaison among such services on questions requiring coordinated activity;
- (b) collaboration in the preparation of WIPO meetings;
- (c) representing WIPO in international meetings; contacts with representatives of Member States and other visitors.

Qualifications:

- (a) University degree in Social Sciences (law, economics, political sciences, business and public administration, etc.) or equivalent qualifications.

* Title applicable if appointment at P. 3 level.

Nationality

Any candidate for Competition No. 227 must be a national of a developing country which is a member of WIPO or of the Paris Union or of the Berne Union.

Any candidate for Competition No. 228 must be a national of a socialist country which is a member of WIPO or of the Paris Union or of the Berne Union.

Any candidate for Competition No. 229 must be a national of a country which is a member of WIPO or of the Paris Union or of the Berne Union and which is neither a developing country nor a socialist country.

Age limit

For persons other than staff members of WIPO, less than 55 years of age at the date of appointment where the appointment is made for a probationary period, and less than 60 years where the appointment is for a fixed term (see below).

Date of taking up duties

October 1, 1974, or a later date as mutually agreed.

Type of appointment

The appointment will be made either for a fixed term (3 to 5 years) or for a probationary period of two years after satisfactory completion of which a permanent appointment will be offered.

Applications

Application forms and details regarding the conditions of employment may be obtained from the Director, Administrative Division, WIPO, 32 chemin des Colomnettes, 1211 Geneva 20, Switzerland. Please refer to the number of the Competition and enclose a brief curriculum vitae.

Only applications duly completed on the above-mentioned forms which reach WIPO by June 15, 1974, will be taken into consideration.

- (b) Experience in the diplomatic service or international organizations.

- (c) Excellent knowledge of English or French; knowledge of the other is desirable; knowledge of other languages would be an advantage.

Nationality:

Candidates must be nationals of one of the Member States of WIPO or of the Paris or Berne Unions. Qualifications being equal, preference will be given to candidates who are nationals of States of which no national is on the staff of WIPO.

Type of appointment:

Probationary period of two years after satisfactory completion of which a permanent appointment will be offered.

Age limit:

Less than 50 years of age at date of appointment.

Date of entry on duty:

As mutually agreed.

Applications:

Application forms and full information regarding the conditions of employment may be obtained from the Director of the Administrative Division, WIPO, 32, chemin des Colombettes, 1211 Geneva 20, Switzerland. Please refer to the number of the Competition and enclose a brief curriculum vitae.

Closing date: March 15, 1974.