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Editor's Note

SPAIN

Law on Intellectual Property (No. 22, of November 11, 1987) (*Articles 1 to 100*).. Text 1-01

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Studies

Electronic Publishing and the Law

An Agenda of Question Marks

Charles CLARK*

Correspondence

Letter from India

S. RAMAIAH*

Books and Articles

Book Review

Urheberrecht, by Robert Dittrich. One volume of XXVIII-996 pages. Manzsche Verlags- und Universitätsbuchhandlung, Vienna, 1988.

This volume, written in German, is the second edition of this work by the renowned Austrian expert, Robert Dittrich. It forms Volume No. 21 of the "Manzsche Ausgabe der Österreichischen Gesetze (Grosse Ausgabe)." The first edition covered the situation up to February 1, 1974, and the new edition is a revised and updated version which takes into account the developments up to December 30, 1987.

The volume contains four parts.

In Part I, the author deals with the Austrian Federal Copyright Act of 1936, as amended up to 1986, and with the regulations relating to substantive copyright law. The text of the provisions is reproduced, and, in connection with each of them, the author provides references to the explanatory notes (*Erläuternde Bemerkungen*) as well as to literature and commentaries. He also refers extensively to relevant court cases and gives short descriptions of their contents and indicates where commentaries to those cases can be found. This part also contains the text of the provisions on intellectual property rights contained in the Federal Act on International Private Law of 1978, as well as the explanatory notes to these provisions and references to some court cases.

Part II deals with international copyright law and is divided into two chapters, one on multilateral treaties and one on bilateral agreements.

The first chapter contains a table indicating the status of adherence of various countries to the different treaties, both the universal ones and the regional European ones. Then follow the texts of the WIPO Convention, the Berne Convention (the Brussels, Stockholm and Paris Acts), the Universal Copyright Convention (the texts of 1952 and 1971), the Rome Convention (with details about the reservations made

by various countries, particularly as regards the application of Article 12), the Phonograms Convention and the Satellites Convention. The texts of these Conventions are reproduced in English and French as well as in German, and they are in some cases accompanied by extracts from the explanatory notes, as regards their application to Austria. This chapter also includes the texts of those provisions of the Convention Relating to the Status of Refugees (1951), and the International Covenant on Economic, Social and Cultural Rights (1966), which have a bearing on intellectual property rights.

The second chapter of Part II deals with bilateral treaties and contains the text of the Agreement Between Austria and the Soviet Union on the Reciprocal Protection of Copyrights, with references to literature and extracts from the explanatory notes, as well as the texts of, for instance, various bilateral agreements on the extension of the period of protection.

Part III contains the legal texts which relate to collective administration organizations as well as extracts from the explanatory notes to those texts.

In Part IV, finally, are included the statutes of the existing 11 collective administration organizations in Austria and also certain other documents relating to the activities of those organizations, for instance, the application forms for membership.

In conclusion, this volume contains a comprehensive and detailed but at the same time well-structured—and thus easily read—compilation of legal texts in the copyright field, with extensive extracts from annotations and commentaries and with numerous references for further study. Thus the volume covers virtually all essential aspects of copyright law and its application in Austria, as regards both the national law of the country and Austria's international relations in this area.

H.O.

Calendar of Meetings

WIPO Meetings

(Not all WIPO meetings are listed. Dates are subject to possible change.)

1988

May 25 to June 1 (Geneva)

Executive Coordination Committee of the PCIPI (Permanent Committee on Industrial Property Information) (Second Session)

The Committee will review the progress made in carrying out the tasks of the Permanent Program on Industrial Property Information for the 1988-89 biennium. It will consider requests by PCIPI Working Groups for new tasks in the said Program. The Committee will also consider matters related to marks and designs documentation and information. One day will be devoted to the exchange of information in the field of automation of industrial property information.

Invitations: States and organizations members of the Executive Coordination Committee and, as observers, certain organizations.

May 30 to June 1 (Geneva)

Review Meeting on Intellectual Property in Respect of Integrated Circuits

The Meeting will review the progress of the preparatory work for the diplomatic conference on the conclusion of a Treaty on the Protection of Intellectual Property in Respect of Integrated Circuits.

Invitations: States members of WIPO or the Paris Union.

June 13 to 17 (Geneva)

Committee of Experts on the Harmonization of Certain Provisions in Laws for the Protection of Inventions (Fifth Session)

The Committee will continue to examine a draft treaty on the harmonization of certain provisions in laws for the protection of inventions dealing with the following subjects: grace period for public disclosure of an invention before filing an application; requirements in respect of the granting of a filing date to a patent application; requirements in respect of the naming of the inventor and in respect of evidence to be furnished concerning the entitlement of the applicant; requirements in respect of the manner of claiming in patent applications; requirements in respect of unity of invention in patent applications; prior art effect of previously filed but yet unpublished patent applications; rights conferred by a patent; extension of patent protection of a process to the products obtained by that process—proof of infringement of a process patent; requirements in respect of manner of description of invention in patent applications; the right to a patent where several inventors have made the same invention; extent of protection and interpretation of patent claims; the duration of patent protection; maintenance fees; provisional protection of applicants; prior users' rights; restoration of the right to claim priority; and the exclusion from patent protection of certain kinds of inventions.

Invitations: States members of the Paris Union and, as observers, States members of WIPO not members of the Paris Union and certain organizations.

June 27 to July 1 (Geneva)

Committee of Governmental Experts for the Synthesis of Principles Concerning the Copyright Protection of Various Categories of Works (convened jointly with Unesco)

The Committee will re-examine the principles of protection worked out for eight categories of works during the 1986-87 biennium (printed word, audiovisual works, phonograms, works of fine art, works of architecture, works of applied art, dramatic and choreographic works, musical works) and for photographic works in 1988.

Invitations: States members of WIPO, Unesco or the United Nations and, as observers, certain organizations.

September 12 to 19 (Geneva)

IPC (International Patent Classification) Committee of Experts (Seventeenth Session)

The Committee will adopt the final amendments, as well as the revised Guide, to the fourth edition of the International Patent Classification (IPC) and decide on the policy for the revision work during the next (sixth) revision period (1989-93).

Invitations: States members of the IPC Union and, as observers, certain organizations.

- September 14 to 16 (Geneva)** **WIPO Worldwide Forum on the Impact of Emerging Technologies on the Law of Intellectual Property**
 The Forum will consider the impact of new technology on intellectual property law, with special emphasis on biotechnology, computer technology, the new technology for the recording of sounds and images, new broadcasting technology (for instance by direct broadcasting satellite) and new technology for transmission of programs by cable.
Invitations: States members of WIPO, the Paris Union or the Berne Union, certain organizations and the general public.
- September 22 and 23 (Geneva)** **Permanent Committee on Industrial Property Information (PCIPI) (Second Session)**
 The Committee will review the work done on the tasks of the program during the first nine months of 1988. It will start to work on the elaboration of a medium-term program for the PCIPI and of a global policy for, and the orientation of, the work of the PCIPI during the 1990-91 biennium.
Invitations: States and organizations members of the Committee and, as observers, certain other States and organizations.
- September 26 to October 3 (Geneva)** **Governing Bodies of WIPO and of Some of the Unions Administered by WIPO (Nineteenth Series of Meetings)**
 The WIPO General Assembly will consider the establishment of an International Register of Audiovisual Works. The WIPO Coordination Committee and the Executive Committees of the Paris and Berne Unions will, *inter alia*, review and evaluate activities undertaken since July 1987 and prepare the draft agendas of the 1989 ordinary sessions of the WIPO General Assembly and the Assemblies of the Paris and Berne Unions.
Invitations: As members or observers (depending on the body), States members of WIPO, the Paris Union or the Berne Union and, as observers, certain organizations.
- October 24 to 28 (Geneva)** **Committee of Experts on Biotechnological Inventions and Industrial Property (Fourth Session)**
 The Committee will examine possible solutions concerning industrial property protection of biotechnological inventions.
Invitations: States members of WIPO or the United Nations and, as observers, certain organizations.
- November 28 to December 2 (Geneva)** **Committee of Experts on Model Provisions for Legislations in the Field of Copyright**
 The Committee will work out standards in the field of literary and artistic works for the purposes of national legislation on the basis of the Berne Convention for the Protection of Literary and Artistic Works.
Invitations: States members of the Berne Union or WIPO and, as observers, certain organizations.
- December 5 to 9 (Geneva)** **Madrid Union: Preparatory Committee for the Diplomatic Conference for the Adoption of Protocols to the Madrid Agreement**
 This Committee will make preparations for the diplomatic conference scheduled for 1989 (establishment of the list of States and organizations to be invited, the draft agenda, the draft rules of procedure, etc.).
Invitations: States members of the Madrid Union and Denmark, Greece, Ireland and the United Kingdom.
- December 12 to 16 (Geneva)** **Executive Coordination Committee of the PCIPI (Permanent Committee on Industrial Property Information) (Third Session)**
 The Committee will review the progress made in carrying out tasks of the Permanent Program on Industrial Property Information for the 1988-89 biennium. It will consider the recommendations of the PCIPI Working Groups and review their mandates.
Invitations: States and organizations members of the Executive Coordination Committee and, as observers, certain organizations.
- December 19 (Geneva)** **Information Meeting for Non-Governmental Organizations on Intellectual Property**
 Participants in this informal meeting will be informed about the recent activities and future plans of WIPO in the fields of industrial property and copyright and their comments on the same will be invited and heard.
Invitations: International non-governmental organizations having observer status with WIPO.

UPOV Meetings

(Not all UPOV meetings are listed. Dates are subject to possible change.)

1988

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|----------------------------|---|
| October 17 (Geneva) | <p>Consultative Committee (Thirty-eighth Session)</p> <p>The Committee will prepare the twenty-second ordinary session of the Council.
 <i>Invitations:</i> Member States of UPOV.</p> |
| October 18 and 19 (Geneva) | <p>Council (Twenty-second Ordinary Session)</p> <p>The Council will examine the accounts of the 1986-87 biennium, the reports on the activities of UPOV in 1987 and the first part of 1988 and specify certain details of the work for 1988 and 1989.
 <i>Invitations:</i> Member States of UPOV and, as observers, certain non-member States and intergovernmental organizations.</p> |

Other Meetings in the Fields of Copyright and/or Neighboring Rights

Non-Governmental Organizations

1988

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|----------------------------------|---|
| June 12 to 17 (London) | International Publishers Association (IPA): Congress |
| July 24 to 27 (Washington) | International Association for the Advancement of Teaching and Research in Intellectual Property (ATRIP): Annual Meeting |
| October 6 and 7 (Munich) | International Literary and Artistic Association (ALAI): Study Days |
| November 14 to 20 (Buenos Aires) | International Confederation of Societies of Authors and Composers (CISAC): Congress |

1989

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| September 26 to 30 (Quebec) | International Literary and Artistic Association (ALAI): Congress |
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