

Published monthly
Annual subscription:
160 Swiss francs
Each monthly issue:
16 Swiss francs

Copyright

26th year – No. 4
April 1990

Monthly Review of the
World Intellectual Property Organization (WIPO)

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Editor's Note

SPAIN

Royal Decree No. 287 (of March 21, 1989) Text 5-01

Royal Decree No. 479 (of May 5, 1989) Text 6-01

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ISSN 0010-8626

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Notifications Concerning Treaties

Berne Convention

Notification Concerning Articles II and III of the Appendix to the Paris Act (1971)

EGYPT

The Government of Egypt deposited, on March 12, 1990, a notification by which it referred to the deposit, on March 2, 1977,* of its instrument of accession to the Berne Convention for the Protection of Literary and Artistic Works of September 9, 1886, as revised at Paris on July 24, 1971, and declared that it will avail itself of the faculty provided for in Article II and the faculty provided for

in Article III of the Appendix to the said Convention as so revised.

In accordance with Article I(2)(b) of the said Appendix, the declaration of Egypt is effective until the expiration of a period of 10 years from October 10, 1984, that is until October 10, 1994.

Berne Notification No. 128, of March 14, 1990.

* See *Copyright*, 1977, p. 63.



Studies

**Copyright: The Achievements and
Future Development of European Legal Culture**

André KEREVER*

Correspondence

Letter from Spain

Esteban de la PUENTE GARCIA*

Activities of Other Organizations

International Literary and Artistic Association (ALAI)

Executive Committee

(Paris, February 2 and 3, 1990)

The Executive Committee of the International Literary and Artistic Association (ALAI) met in Paris on February 2 and 3, 1990, under the chairmanship of Professor Georges Koumantos (Greece), President of ALAI. WIPO was represented by Mr. Mihály Ficsor, Director, Copyright Law Division. The Committee took note of reports on past and planned activities of ALAI and discussed various questions related to those subjects, particularly the preparation of the next ALAI Study Days to be held in Helsinki from May 28 to 30, 1990, and the next Congress of ALAI to be held on board a boat in the Aegean Sea from April 22 to 29, 1991.

Furthermore, the Committee discussed, *inter alia*, the copyright status of works created by computers (which was on the agenda of the ALAI Congress in Quebec City in September 1989, but about which the adoption of a resolution was postponed) and adopted the following resolution:

The Executive Committee of ALAI, following the Congress of the Association held in Quebec City from September 25 to 30, 1989, has adopted the following resolution concerning works created by computers:

Noting on the one hand that the development of computer technology permits the creation of both computer-assisted works and computer-generated works, and on the other hand that, while in the first case there is still a link between the author and his creation, that link becomes tenuous in the second case,

Considering the necessity, in the field of new technology as in that of conventional creation, of maintaining the fundamental principles of the protection of authors' rights, and in particular the requirement of originality as a condition of protection,

Believes that it is premature, with respect to works created by computers, to draw a clear dividing line between those works whose creation has merely been facilitated by the computer and those that the computer has actually created, as even in the latter case there is human intervention which, if creative, must be protected;

Nevertheless considers that, if creative contributions are made using, either as such or in an altered form, elements borrowed from existing software or data banks, their legal status should be determined by recourse to the traditional concepts of joint authorship and derived works.

Calendar of Meetings

WIPO Meetings

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

1990

- May 28 to June 1 (Geneva)** **Committee of Experts on the International Protection of Geographical Indications**
 The Committee will examine a document prepared by the International Bureau of WIPO on the need for a new multilateral treaty on the international protection of geographical indications and its possible content.
Invitations: States members of the Paris Union and, as observers, certain organizations.
- June 5 to 8 (Geneva)** **Consultative Meeting of Developing Countries on the Harmonization of Patent Laws**
 This consultative meeting will, on the basis of a working document prepared by the International Bureau of WIPO, study problems of particular relevance to developing countries in connection with the preparation of a treaty supplementing the Paris Convention as far as patents are concerned (patent law treaty).
Invitations: Developing countries members of the Paris Union or WIPO.
- June 11 to 22 (Geneva)** **Committee of Experts on the Harmonization of Certain Provisions in Laws for the Protection of Inventions (Eighth Session)**
 The Committee will continue to examine a draft treaty supplementing the Paris Convention as far as patents are concerned (patent law treaty).
Invitations: States members of the Paris Union and, as observers, States members of WIPO not members of the Paris Union and certain organizations.
- June 19 to 22 (Geneva)** **Preparatory Meeting for the Diplomatic Conference for the Conclusion of a Treaty Supplementing the Paris Convention as Far as Patents Are Concerned**
 The Meeting will prepare the organization of the diplomatic conference which will be convened to negotiate and adopt a treaty supplementing the Paris Convention as far as patents are concerned (patent law treaty).
Invitations: States members of the Paris Union.
- June 25 to 29 (Geneva)** **Committee of Experts on the Harmonization of Laws for the Protection of Marks (Second Session)**
 The Committee will continue to examine a draft trademark law treaty.
Invitations: States members of the Paris Union, the European Communities and, as observers, States members of WIPO not members of the Paris Union and certain organizations.
- July 2 to 6 (Geneva)** **PCT Committee for Administrative and Legal Matters (Third Session)**
 The Committee will examine proposals for amending the Regulations under the Patent Cooperation Treaty (PCT), in particular in connection with the procedure under Chapter II of the PCT.
Invitations: States members of the PCT Union and, as observers, States members of the Paris Union not members of the PCT Union and certain organizations.
- July 2 to 13 (Geneva)** **Committee of Experts on Model Provisions for Legislation in the Field of Copyright (Third Session)**
 The Committee will continue to consider proposed 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.

- September 24 to October 2 (Geneva)** **Governing Bodies of WIPO and the Unions Administered by WIPO (Twenty-First Series of Meetings)**
Some of the Governing Bodies will meet in ordinary session, others in extraordinary session.
Invitations: As members or observers (depending on the body), States members of WIPO or the Unions and, as observers, other States and certain organizations.
- October 15 to 26 (Geneva)** **Committee of Experts Set Up Under the Nice Agreement (Sixteenth Session)**
The Committee will complete the fifth revision of the classification established under the Nice Agreement Concerning the International Classification of Goods and Services for the Purposes of the Registration of Marks.
Invitations: States members of the Nice Union and, as observers, States members of the Paris Union not members of the Nice Union and certain organizations.
- October 22 to 26 (Geneva)** **Committee of Experts on the Settlement of Intellectual Property Disputes Between States (Second Session)**
The Committee will examine principles for a possible multilateral treaty.
Invitations: States members of the Paris Union, the Berne Union or WIPO or party to the Nairobi Treaty and, as observers, certain organizations.
- October 29 to November 2 (Geneva)** **Committee of Experts on a Protocol to the Berne Convention (First Session)**
The Committee will examine whether the preparation of a protocol to the Berne Convention for the Protection of Literary and Artistic Works should start, and—if so—with what content.
Invitations: States members of the Berne Union and, as observers, States members of WIPO not members of the Berne Union and certain organizations.
- October 29 to November 2 (Geneva)** **Working Group on a Possible Revision of the Hague Agreement (First Session)**
This working group will consider possibilities for revising the Hague Agreement Concerning the International Deposit of Industrial Designs, or adding to it a protocol, in order to introduce in the Hague system further flexibility and other measures encouraging States not yet party to the Hague Agreement to adhere to it and making it easier to use by applicants.
Invitations: States members of the Hague Union and, as observers, States members of the Paris Union not members of the Hague Union and certain organizations.
- November 26 to 30 (Geneva)** **Working Group on the Application of the Madrid Protocol of 1989 (Second Session)**
The working group will continue to study Regulations for the implementation of the Madrid Protocol of 1989.
Invitations: States members of the Madrid Union, States having signed or acceded to the Protocol, the European Communities and, as observers, other States members of the Paris Union expressing their interest in participating in the Working Group in such capacity and certain non-governmental organizations.
- December 10 to 14 (Geneva)** **PCT Committee for Administrative and Legal Matters (Fourth Session)**
The Committee will continue the work started during its third session (July 2 to 6, 1990).
Invitations: States members of the PCT Union and, as observers, States members of the Paris Union not members of the PCT Union and certain organizations.
- 1991**
- January 28 to 30 (Geneva)** **Information Meeting(s) on the Revision of the Paris Convention**
An information meeting of developing countries members of the Paris Union and China and, if it is so desired, information meetings of any other group of countries members of the Paris Union will take place for an exchange of views on the new proposals which will have been prepared by the Director General of WIPO for amending the articles of the Paris Convention for the Protection of Industrial Property which are under consideration for revision.
Invitations: See the preceding paragraph.
- January 31 and February 1 (Geneva)** **Assembly of the Paris Union (Fifteenth Session)**
The Assembly will fix the further procedural steps concerning the revision of the Paris Convention and will take cognizance of the aforementioned proposals of the Director General of WIPO. It will also decide the composition of a preparatory meeting which will take place in the first half of 1991.
Invitations: States members of the Paris Union and, as observers, States members of WIPO not members of the Paris Union and certain organizations.

- June 3 to 28**
(dates and place to be confirmed)
- Diplomatic Conference for the Conclusion of a Treaty Supplementing the Paris Convention as Far as Patents Are Concerned**
- This diplomatic conference will negotiate and adopt a treaty supplementing the Paris Convention as far as patents are concerned (patent law treaty).
Invitations: To be decided by the preparatory meeting to be held from June 19 to 22, 1990 (see above).
- September 23 to October 2 (Geneva)**
- Governing Bodies of WIPO and the Unions Administered by WIPO (Twenty-Second Series of Meetings)**
- All the Governing Bodies of WIPO and the Unions administered by WIPO meet in ordinary sessions every two years in odd-numbered years. In the sessions in 1991, the Governing Bodies will, *inter alia*, review and evaluate activities undertaken since July 1990, and consider and adopt the draft program and budget for the 1992-93 biennium.
Invitations: States members of WIPO or the Unions and, as observers, other States members of the United Nations and certain organizations.
- November 18 to December 6**
(dates and place to be confirmed)
- Diplomatic Conference on the Revision of the Paris Convention for the Protection of Industrial Property (Fifth Session)**
- The Diplomatic Conference is to negotiate and adopt a new Act of the Paris Convention.
Invitations: States members of the Paris Union and, without the right to vote, States members of WIPO or the United Nations not members of the Paris Union as well as, as observers, certain organizations.

UPOV Meetings

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

1990

- June 25 to 29 (Geneva)**
- Second Preparatory Meeting for the Revision of the UPOV Convention**
- Invitations:* Member States of UPOV and, as observers, certain non-member States and intergovernmental organizations.
- October 15 and 16 (Geneva)**
- Third Preparatory Meeting for the Revision of the UPOV Convention**
- Invitations:* Member States of UPOV and, as observers, certain non-member States and intergovernmental organizations.
- October 17 (Geneva)**
- Consultative Committee (Forty-Second Session)**
- The Committee will prepare the twenty-fourth ordinary session of the Council.
Invitations: Member States of UPOV.
- October 18 and 19 (Geneva)**
- Council (Twenty-Fourth Ordinary Session)**
- The Council will examine the reports on the activities of UPOV in 1989 and the first part of 1990 and approve documents for the Diplomatic Conference for the Revision of the UPOV Convention.
Invitations: Member States of UPOV and, as observers, certain non-member States and intergovernmental and non-governmental organizations.

1991

- March 4 to 19**
(dates and place to be confirmed)
- Diplomatic Conference for the Revision of the UPOV Convention**
- Invitations:* Member States of UPOV and, without the right to vote, States members of the United Nations not members of UPOV as well as, as observers, certain organizations.

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

Non-Governmental Organizations

1990

May 8 to 11 (Washington)	Foundation for a Creative America: Bicentennial Celebration of the Enactment of the United States Patent and Copyright Laws
May 13 to 17 (Beetsterzwaag, Netherlands)	International Confederation of Societies of Authors and Composers (CISAC): Legal and Legislative Committee
May 28 to 30 (Helsinki)	International Literary and Artistic Association (ALAI): Study Days
September 27 and 28 (Brussels)	International Federation of Reprographic Rights Organisations (IFRRO): Annual General Meeting
October 7 to 13 (Budapest)	International Confederation of Societies of Authors and Composers (CISAC): Congress

1991

April 22 to 29 (Aegean Sea)	International Literary and Artistic Association (ALAI): Congress
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