

Marrakesh Treaty Questionnaire – Malawi

1. Please indicate the relevant provisions in your national legislation providing for or regulating the limitations and exceptions to facilitate access to published works for persons who are blind, visually impaired, or otherwise print disabled.

It is Section 49 of the Copyright Act, 2016.

2. Does your national legislation permit the cross-border exchange (i.e. exportation) of “accessible format copies”, as defined in Article 2 b)₁ MVT? If yes, under which conditions?

Presently, the Law does not provide for cross-border exchange of accessible format copies. However, we have taken steps to amend the relevant Section in order to provide for cross-border exchange and other relevant provisions that will make the Law fully Marrakesh Treaty compliant.

3. Does your national legislation allow the importation of “accessible format copies”, as defined in Article 2 b)₂ MVT? If yes, under which conditions?

Not at the moment. See our response in (2) above.

4. Does your national legislation provide a definition of “authorized entity”, as defined in Article 2 c)₃ MVT? If yes, please provide the reference.

The national Law does not define authorized entity. The review of the Section 49 will be comprehensive to ensure that the Law is in line with the Marrakesh Treaty.

5. Please provide a list with contact details of entities that can operate as authorized entities in your territory, and any further information that you can provide, such as number of accessible titles in the catalogue of the authorized entity and the languages covered.

The Malawi Blind Union
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I believe these are the organizations that can operate as authorized entities. We shall provide more details later once we have identified more.