

Taken from notes from Petra Buhr (IP Justice), Gwen Hinze (EFF), Sherwin Shy (Public Knowledge) – so: ITS NOT THE OFFICIAL VERSION.

WORLD INTELLECTUAL PROPERTY ORGANIZATION
Second Special Session of the SCCR
Geneva, June 18 to 22, 2007

DRAFT CONCLUSIONS
of the Second Special Session of the SCCR
on the Protection of Broadcasting Organizations

prepared by the Chair

Following the decision of the WIPO General Assembly in its Thirty-third Session in September/October 2006 the Standing Committee on Copyright and Related Rights (SCCR) convened in the First and Second Special Sessions, from January 17 to 19, and from June 18 to 22, 2007.

The decision of the General Assembly stated that: „...the sessions of the SCCR should aim to agree and finalize, on a signal-based approach, the objectives, specific scope and object of protection with a view to submitting to the Diplomatic Conference a revised basic proposal, which will amend the agreed relevant parts of the Revised Draft Basic Proposal. The Diplomatic Conference will be convened if such agreement is achieved. If no such agreement is achieved, all further discussions will be based on Document SCCR/15/2..“.

The discussions in the Second Special Session were based on the Revised Draft Basic Proposal (SCCR/15/2 Rev) which is the official comprehensive working document of the Committee and on a non-paper in April 2007 prepared by the Chair . (*exactly formulated by secretariat*)

During the session the delegates made their general statements and discussed thoroughly the procedure of deliberation. The intergovernmental and non-governmental organizations were given the opportunity to make statements.

In the informal discussions it became evident that during the session to reach a agreement on the objective, specific scope and object of protection with a view to submitting a revised basic proposal for a diplomatic conference as mandated by the General Assembly.

While several delegations urged that the efforts to conclude a treaty on protection of broadcasting organizations be continued, it was felt that there was a need for taking time to reflect before proceeding further to explore agreement as mandated by the GA.

The committee made the following recommendation:

The General Assembly

- takes note of the current status of the work in the SCCR on the protection of broadcasting organizations and cablecasting organizations
- acknowledges the progress that was made in the process towards better understanding of the positions of the various stakeholders,
- recognizes the good faith efforts of all participants and stakeholder organizations throughout the process,
- expresses the wish that all parties continue to strive to achieve the objectives of protection as mandated by the General Assembly.

The General Assembly

- decides that the subject of broadcasting organizations and cablecasting organizations be retained in the agenda of the SCCR in its regular sessions, and considers the convening of a diplomatic conference after there is agreement on the objective and 'specific' scope [and object of protection – was in the Asian Group proposal but not read by the Chair] as mandated by the General Assembly [in its 2006 session – added by Chair, not Asian Group].