

WIPO



AB/XXVIII/3

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WORLD INTELLECTUAL PROPERTY ORGANIZATION
GENEVA

GOVERNING BODIES OF WIPO AND THE UNIONS ADMINISTERED BY WIPO

**Twenty-Eighth Series of Meetings
Geneva, May 21 and 22, 1996**

GENERAL REPORT

adopted by the Governing Bodies

INTRODUCTION

1. This General Report records the deliberations and decisions of the WIPO General Assembly, eighteenth session (6th extraordinary) and the Berne Union Assembly, nineteenth session (7th extraordinary), meeting in Geneva on May 21, 22 and 24, 1996. The deliberations took place and the decisions were made in joint meetings of these two Governing Bodies.
2. In addition to this General Report, separate reports have been drawn up for each of the said two Governing Bodies (see documents WO/GA/XVIII/1 and B/A/XIX/1).
3. The list of the States members of the Governing Bodies and the observers invited to their sessions as of May 17, 1996, is set forth in document AB/XXVIII/INF/1. The European Communities were also invited. The list of participants appears in the Annex to this report.

ITEM 1 OF THE CONSOLIDATED AGENDA:

OPENING OF THE SESSIONS

4. The twenty-eighth series of meetings of the two Governing Bodies (General Assembly of WIPO and Assembly of the Berne Union) was convened by the Director General of WIPO, (hereinafter referred to as "the Director General").
5. The sessions of the two Governing Bodies were opened in a joint meeting of the two Governing Bodies by the current Chairman of the WIPO General Assembly, Mr. Moses F. Ekpo (Nigeria).

ITEM 2 OF THE CONSOLIDATED AGENDA:

ADOPTION OF THE AGENDAS

6. Each of the Governing Bodies adopted its agenda as proposed in document AB/XXVIII/1, provided that a further item, entitled "Organization of consultation meetings," was inserted between items 3 and 4.

ITEM 3 OF THE CONSOLIDATED AGENDA:

CONSIDERATION OF THE CONCLUSIONS OF THE PREPARATORY COMMITTEE OF THE PROPOSED DIPLOMATIC CONFERENCE (DECEMBER 1996) ON CERTAIN COPYRIGHT AND NEIGHBORING RIGHTS QUESTIONS

7. The two Governing Bodies were informed of, and noted with approval, the conclusions of the meeting of the Preparatory Committee of the Proposed Diplomatic Conference (December 1996) on Certain Copyright and Neighboring Rights Questions, which had taken place on May 20 and 21, 1996, as reflected in document CRNR/PM/8.

ITEM 3*bis* OF THE CONSOLIDATED AGENDA:

ORGANIZATION OF CONSULTATION MEETINGS

8. The Director General recalled that--in harmony with the recommendations adopted at the sixth session of the Committee of Experts on a Possible Protocol to the Berne Convention and the fifth session of the Committee of Experts on a Possible Instrument for the Protection of the Rights of Performers and Producers of Phonograms, held together in February 1996

(see document BCP/CE/VI/16-INR/CE/V/14, paragraph 275)--the following meetings were to take place before the Diplomatic Conference: three regional consultation meetings in Geneva, on September 20, 1996; a meeting of the "12 + 12 group" in Geneva, on October 14 and 15, 1996; a regional consultation meeting for the Latin American and Caribbean countries in Santiago de Chile, from October 29 to 31, 1996; a regional consultation meeting for the African countries in Morocco, from November 6 to 8, 1996; and a regional consultation meeting for the countries of Asia and the Pacific, in Chiang-mai on November 21 and 22, 1996.

9. On the basis of the Director General's proposal, and following the request of the Delegation of Côte d'Ivoire, speaking on behalf of the Group of African countries, it was decided that, for each regional consultation meeting, the number of participants, paid by WIPO, should be 15 from each group, except for the regional consultation meeting for the African countries to be held in Morocco in October 1996, where this number should be 20.

10. It was understood that the decision on financing a greater number of participants from the African countries in the same meeting was made on an *ad hoc* basis and without any implication for other meetings.

11. It was also understood that the three groups may request WIPO to finance more or less participants for the September 20, 1996, and/or for the October-November 1996 regional consultation meetings, and/or for the Diplomatic Conference provided that the total of WIPO's financial burden would remain the same.

12. Concerning the selection of the participants in the "12 + 12 group," and the mandate of that group, the Governing Bodies decided to defer the decisions to their sessions in September-October 1996.

ITEM 4 OF THE CONSOLIDATED AGENDA:

ADOPTION OF THE GENERAL REPORT

13. This General Report was unanimously adopted by the Governing Bodies concerned on May 24, 1996.

14. Each of the two Governing Bodies unanimously adopted the separate report concerning its session, at a separate meeting of the Governing Body concerned, on May 24, 1996.

[Annex follows]

LISTE DES PARTICIPANTS/LIST OF PARTICIPANTS

I. ÉTATS/STATES

*(dans l'ordre alphabétique des noms français des États
avec une indication de l'organe directeur ou des organes directeurs dont l'État est membre).*

*(in the alphabetical order of the names in French of the States
with an indication of the Governing Body or Bodies of which the State is a member).*

Références/References

- 1) Assemblée générale de l'OMPI
WIPO General Assembly
- 2) Assemblée de l'Union de Berne
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Gastón BUENSEÑOR CORREA, Vice Presidente, Sociedad Uruguaya de Artistas y Intérpretes (SUDEI), Montevideo

VENEZUELA ^{1) 2)}

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Violeta FONSECA DE SANABRIA (Sra.), Segundo Secretario, Misión Permanente, Ginebra

VIET NAM ¹⁾

Hoa Binh HOANG THI (Mrs.), Second Secretary, Permanent Mission, Geneva

ZAMBIE/ZAMBIA ^{1) 2)}

Edward CHISANGA, Second Secretary, Permanent Mission, Geneva

II. ORGANISATIONS INTERGOUVERNEMENTALES/ INTERGOVERNMENTAL ORGANIZATIONS

ORGANISATION INTERNATIONALE DU TRAVAIL (OIT)/INTERNATIONAL
LABOUR ORGANIZATION (ILO)

H. SARFATI (Mrs.) , Chief, Salaried Employees and Professional Workers' Branch, Geneva

A. HERBERT (Ms.), Salaried Employees and Professional Workers' Branch, Geneva

ORGANISATION DES NATIONS UNIES POUR L'ÉDUCATION, LA SCIENCE ET LA
CULTURE (UNESCO)/UNITED NATIONS EDUCATIONAL, SCIENTIFIC AND
CULTURAL ORGANIZATION (UNESCO)

Salaloh ABADA, chef, Section livre et droit d'auteur, Paris

ORGANISATION MONDIALE DU COMMERCE (OMC)/WORLD TRADE
ORGANIZATION (WTO)

Hannu WAGER, Legal Affairs Officer, Intellectual Property and Investment Division, Geneva

COMMISSION DES COMMUNAUTÉS EUROPÉENNES (CCE)/COMMISSION OF THE EUROPEAN COMMUNITIES (CEC)

Jörg REINBOTHE, Head of Unit, Directorate General for Internal Market and Financial Services, Brussels

Maria MARTIN-PRAT (Mrs.), Administrator, Directorate General for Internal Market and Financial Services, Brussels

Peter BERZ, Administrator, Directorate General for External Relations, Brussels

Keith MELLOR, Principal Administrator, Secretariat of the Council of the European Union, Brussels

Jonathan Inigo STOODLEY, First Secretary, Permanent Delegation, Geneva

George PAPAPAVLOU, Head of Sector, Luxembourg

Ingrid SILVER (Mrs.), European Commission, Luxembourg

III. BUREAU/OFFICERS

President, Assemblée générale de l'OMPI/
Chairman, WIPO General Assembly:

Moses F. EKPO
(Nigéria/Nigeria)

President, Assemblée de l'Union de Berne/
Chairman, Berne Union Assembly:

Bruce A. LEHMAN
(États-Unis d'Amérique/United States of America)

IV. BUREAU INTERNATIONAL DE L'ORGANISATION MONDIALE DE LA PROPRIÉTÉ INTELLECTUELLE (OMPI)/INTERNATIONAL BUREAU OF THE WORLD INTELLECTUAL PROPERTY ORGANIZATION (WIPO)

Arpad BOGSCH, directeur général/Director General

Carlos FERNÁNDEZ BALLESTEROS, sous-directeur général/Assistant Director General

Mihály FICSOR, sous-directeur général/Assistant Director General

Jorgen BLOMQVIST, chef, Section du droit d'auteur (législations nationales)/Head, Copyright (National Legislation) Section

Patrick MASOUYE, chef, Section du droit d'auteur (projets spéciaux)/Head, Copyright (Special Projects) Section

Larry ALLMAN, chef, Section du droit d'auteur (traités internationaux)/Head, Copyright (International Treaties) Section

Christine HUBLIN (Mlle), juriste adjoint, Section du droit d'auteur (législations nationales)/Assistant Legal Officer, Copyright (National Legislation) Section

Bernard DONDENNE, directeur de la Division linguistique/Director, Languages Division

Ricardo SATELER, conseiller juridique adjoint, Bureau du conseiller juridique/Assistant Legal Counsel, Office of the Legal Counsel

WANG Binying (Mlle), conseiller principal, Cabinet du directeur général/Senior Counsellor, Office of the Director General

Carlos CLAA, chef du Service des réunions et des documents/Head, Meetings and Documents Service

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