

Marrakesh Treaty Questionnaire – Azerbaijan

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.

According to Part 6 of Part 1 of Article 19 of the Law of the Republic of Azerbaijan “On Copyright and Related Rights” (hereinafter - the Law), “the reproduction of lawfully published works in Braille characters or other special means without commercial purpose (except for the works created especially for publication by such means) shall be permitted without the consent of the author or other copyright holder and without paying the author’s remuneration, but with mandatory indication of the author's name and of the source of borrowing”.

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?

There is no norm in the copyright legislation that applies any restrictions in this regard. There are also no specific rules restricting the export of these copyrighted items. We would like to inform you that according to the Article 151 of the Constitution of the Republic of Azerbaijan, whenever there is disagreement between normative-legal acts in legislative system of the Republic of Azerbaijan (except Constitution of the Republic of Azerbaijan and acts accepted by way of referendum) and international agreements wherein the Republic of Azerbaijan is one of the parties, provisions of international agreements shall dominate.

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?

See the answer to the first question.

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 definition of "authorized entity" in Article 2 of the Marrakesh Treaty is not defined by the national legislation. At the same time, we would like to note that the international treaties to which the Republic of Azerbaijan has joined are part of the national legislative system, and the concepts and provisions contained in the Marrakesh Treaty have legal force in the country.

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.

Currently, internal procedures are being implemented in the country in order to determine the "authorized entity" defined in the Marrakesh Treaty.