

INTERNATIONAL PROTECTION OF
DATABASES; STUDIES ON THE
ECONOMIC IMPACT OF THE
INTELLECTUAL PROPERTY
PROTECTION OF NON-ORIGINAL
DATABASES



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Outline of the Presentation

- Background
- Copyright protection of databases
- Protection of non-original databases
- Economic studies commissioned by WIPO

About WIPO

- Specialized agency of the United Nations
- Promotion of creativity through intellectual property rights
- 179 member States

Background

- WIPO Diplomatic Conference on Certain Copyright and Neighboring Rights Questions, Geneva, December 2 to 20, 1996
- Standing Committee on Copyright and Related Rights

Copyright protection of databases: International norms

- Berne Convention for the Protection of Literary and Artistic Works (Berne Convention)
- Agreement on Trade-Related Aspects of Intellectual Property Rights (TRIPS Agreement)
- WIPO Copyright Treaty (WCT)

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Copyright protection of databases: Regional legislation

- Decision No. 351 of the Cartagena Agreement
- North American Free Trade Agreement (NAFTA Agreement)
- Directive 96/9/EC of the European Parliament and of the Council of 11 March 1996, on the legal protection of databases

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Protection of non-original databases: Regional legislation

Directive 96/9/EC of the European Parliament
and of the Council of 11 March 1996, on the
legal protection of databases

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Protection of non-original databases: National legislation

- 15 European Community member States
- European Economic Area (EEA) member States
- some Eastern European candidate countries
- Mexico

Economic studies commissioned by WIPO (1)

- 5 studies in early 2002 from the USA, Egypt, Denmark, India and China, available at
<http://www.wipo.int/eng/meetings/2002/sccr/index_7.htm>
- 1 study on Latin America and the Caribbean region expected in later 2002

Economic studies commissioned by WIPO (2)

- Mr. Yale M. Braunstein, Professor, School of Information Management and Systems, University of California, Berkeley, United States of America (USA)
- Mr. Sherif El-Kassas, Associate Director, Center for Academic Computing, Cairo, Egypt
- Mr. Thomas Riis, Associate Professor, Law Department, Copenhagen Business School, Copenhagen, Denmark
- Mr. Phiroz Vandrevela, Chairman, National Association of Software and Services Companies (NASSCOM), New Delhi, India
- Mr. Zheng Shengli, Professor, School of Intellectual Property, Peking University, Beijing, China

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Economic studies commissioned by WIPO (3)

Mr. Andrés López, Researcher, Centro de Investigaciones para la Transformación (CENIT), Professor of “Development Economics,” Faculty of Economic Sciences, University of Buenos Aires, Argentina

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CONCLUSION

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<http://www.wipo.int>

Thank you!