

Joint Statement of

International Publishers Association and the International Association of Scientific, Technical Medical Publishers, Intervention, SCCR 31, WIPO, EXCEPTIONS AND LIMITATIONS FOR LIBRARIES AND ARCHIVES

10 DECEMBER 2015

IPA & STM Represented by:

José Borghino, Secretary General, IPA;

Carlo Scollo Lavizzari, Attorney, Basel, Switzerland, legal counsel to IPA & STM

Thank you Mr Chairman

IPA is the international federation of national publisher associations representing all segments (trade fiction, non-fiction, education, academic & professional) of book and journal publishing, in print and digital formats, around the world.

STM is the Voice of Academic, Scholarly and Professional Publishers.

The publishing industry depends on copyright protection to produce works and to innovate, even more so in the digital world.

Many publishers provide for preservation and archiving in their licence or subscription access agreements.

IPA & STM take note of the differing views expressed at this meeting of the SCCR. We also note that all delegations subscribe to the existing flexible standards for copyright protection. Therefore we re-iterate that WIPO could focus its work where consensus already exists:

First. Exchange and sharing of information and best practices, to which many NGOs have offered to contribute.

Second. Demand driven technical assistance programs, coordinated and led by WIPO, with coordination on regional levels by organisations, such as ARIPO, CERLALC and OAPI, with which, again, many NGOs continue to cooperate, as required and appropriate.

Third. Government cooperation, also on legislative efforts, possibly coordinated regionally by organisations, such as ARIPO, CERLALC and OAPI.

On the Chair's topic no 2, of which we understand it is a division for discussion only, we have the following brief contribution:

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The best way to enable uses falling under Topic 2, dealing with safeguarding copies is to enter into licensing agreements between publishers and libraries, and this is done very frequently all around the world.

Licensing enables access to historic collections and back-files as archival copies, sometimes with very long-term or even so-called “perpetual” access guarantees. Licensing agreements also allow back-up copies, some more explicitly than others, and provide for preservation either by the library or by the joint publisher-library initiatives such as CLOCKSS and others in case of catastrophic events or bankruptcies.

Thank you for the opportunity to contribute to these questions of great cultural importance. IPA & STM are happy to continue to collaborate and offer our contribution on an ongoing basis as part of the WIPO SCCR discussions and to work with other stakeholders.

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