

**Doc.37/2013**

**RESOLUTION OF IAB 43 GENERAL ASSEMBLY  
LIMITATIONS AND EXCEPTIONS TO COPYRIGHT**

**WHEREAS:**

Intellectual property rights are internationally recognized and guaranteed by international intellectual property agreements, including Berne Convention and TRIPS agreement.

**CONSIDERING:**

1. That International Treaties guarantee the exclusive prerogative of the copyright holder to authorize or prohibit the use of intellectual works.
2. That presently there is an increasing movement to make those rights flexible, through modifications to the laws of the countries to expand the quota of limitations and exceptions to these rights that risk authors' rights, thus including producers and content holders, which could lead to serious legal uncertainty of the cultural and artistic industry.
3. That Berne Convention successfully regulates the limitations and exceptions for copyright under art. 9 No. 2, known as the "Three-Step Rule", ratified by the TRIPS agreement.
4. That the " Three-Step Rule " established that it shall be a matter for legislation in the countries of the Union to permit the reproduction of such works in certain special cases (1<sup>st</sup>. step), provided that such reproduction does not conflict with a normal exploitation of the work (2<sup>nd</sup>. Step) and does not unreasonably prejudice the legitimate interests of the author (3<sup>rd</sup>. step).

**THE 43<sup>rd</sup> GENERAL ASSEMBLY OF THE INTERNATIONAL ASSOCIATION OF BROADCASTING - IAB - MEETING IN RIO DE JANEIRO , BRAZIL , RESOLVES :**

To urge governments to be contrary to any movement of alteration of their national laws to expand the quota of limitations and exceptions to copyright, in order to maintain the due compliance in their countries of the Three-Step Rule under art.9, No. 2 of Berne Convention.

Rio de Janeiro, October 16, 2013