

Hundred-and-twenty-fourth Session

124 EX/21
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INVITATIONS TO THE MEETING OF THE SPECIAL COMMITTEE OF
GOVERNMENTAL EXPERTS TO EXAMINE THE QUESTION OF PREPARING
A DRAFT RECOMMENDATION FOR THE PROTECTION OF FOLKLORE

SUMMARY

Pursuant to Resolution 15.3 adopted by the General Conference at its twenty-third session and in accordance with the provisions of the regulations for the general classification of the various categories of meetings convened by Unesco, the Director-General is submitting proposals or supplying background information to the Executive Board, as the case may be, with a view to the decisions that it must take in respect of invitations to the above-mentioned meeting.

1. According to the terms of Resolution 15.3 which it adopted at its twenty-third session, the General Conference:

- '1. Decides that the question of the safeguarding of folklore could be the subject of an international instrument in the form of a recommendation to Member States;
2. Invites the Director-General to convene a special committee of governmental experts to examine the question and invites him to report on this matter to the next session of the General Conference in 1987.'

2. Pursuant to the above resolution adopted by the General Conference of Unesco and in accordance with the decision taken by the Governing Bodies of WIPO at their sixteenth series of meetings in September-October 1985, a committee of governmental experts (category II) will be convened in 1986 jointly by the Director-General of Unesco and the Director-General of WIPO in order to continue the examination of the measures to be taken on the one hand to ensure the preservation of folklore within

the framework of a global approach and on an interdisciplinary basis and on the other to ensure the international protection of the intellectual property aspect of folklore.

Category of the meeting

3. By virtue of the regulations for the general classification of the various categories of meetings convened by Unesco (hereinafter called 'the Regulations'), this meeting comes in the category of 'intergovernmental meetings other than international conferences of States' (Category II) and consequently the chief participants will represent their governments.

Date and place of the meeting

4. The date and place of the meeting of this special committee of governmental experts will be set by common agreement by the Director-General of Unesco and the Director-General of WIPO.

Participants

5. In accordance with the provisions of the above-mentioned regulations on category II meetings, it is for the Executive Board to take decisions on invitations to the Conference.

Member States and Associate Members (Article 21.1 of the Regulations)

6. Under the terms of Article 21, paragraph 1, of the Regulations, the Executive Board, on the Director-General's proposal and subject to the applicable regulations, may designate the Member States and Associate Members whose governments are to be invited to the meeting.

7. In accordance with the provisions of the above-mentioned article, the Director-General proposes in agreement with the Director-General of WIPO that all Member States and Associate Members should be invited to participate with the right to vote.

States not members of Unesco but members of WIPO

8. After consultation by the Director-General of Unesco with the Director-General of WIPO, the Executive Board may, in accordance with the practice that it has already established, wish States which are not members of Unesco but are members of WIPO to be invited to participate in this meeting with the right to vote. These States are as follows: the Holy See, Liechtenstein, the United Kingdom of Great Britain and Northern Ireland and the United States of America.

States not members of Unesco (Article 21.3 of the Regulations) or of WIPO

9. According to Article 21, paragraph 3, of the Regulations, the Executive Board may designate non-Member States to be invited to send observers to the meeting. At the time of drafting this document, and taking into account Resolution 24 adopted by the General Conference at its twenty-third session, the list of States that are not members of Unesco or of WIPO but which are members of at least one organization of the United Nations system is as follows: Brunei, the Republic of Djibouti, Kiribati, Nauru, Singapore, Solomon Islands, Tuvalu and Vanuatu.

10. It is, moreover, for the Executive Board to decide on the invitation as observers of States which might become members of any one of the organizations of the United Nations system before the opening of the meeting.

African Liberation Movements recognized by the Organization of African Unity
(Article 7A of the Regulations)

11. Under the terms of Article 7A of the Regulations, the Executive Board decides which African Liberation Movements recognized by the OAU are to be invited to send observers to the meeting.

12. At the time of drafting this document, the liberation movements recognized by the OAU were as follows:

African National Congress (ANC)
Pan Africanist Congress (PAC)
South-West African People's Organization (SWAPO)

The Palestine Liberation Organization recognized by the League of Arab States
(Article 7B of the Regulations)

13. Under the terms of Article 7B of the Regulations, the Executive Board invites the Palestine Liberation Organization (PLO), recognized by the League of Arab States, to send observers to the meeting.

International organizations (Articles 21.4 and 21.5 of the Regulations)

(a) Organizations of the United Nations system with which Unesco has concluded mutual representation agreements (Article 21.4 of the Regulations)

14. The Director-General recalls that under Article 21.4 of the Regulations, the organizations of the United Nations system with which Unesco has concluded a mutual representation agreement, may send representatives to the meeting. These organizations are as follows:

United Nations
International Labour Organisation
Food and Agriculture Organization
World Health Organization
International Atomic Energy Agency

(b) Other international organizations (Article 21.5 of the Regulations)

15. Under the terms of Article 21, paragraph 5 of the Regulations, the Board may decide that the following shall be invited to send observers to the meeting: (a) organizations of the United Nations system with which Unesco has not concluded mutual representation agreements; (b) intergovernmental organizations; and (c) international non-governmental organizations, in accordance with the directives concerning Unesco's relations with international non-governmental organizations. In pursuance of this text, the Director-General in agreement with the Director-General of WIPO indicates that in view of the subjects dealt with, it may be in the interest of the following organizations to send observers to this meeting.

(i) Intergovernmental organizations

African, Caribbean and the Pacific Group of States
African Cultural Institute
African Intellectual Property Organization

Agency for Cultural and Technical Co-operation
Arab Bureau of Education for the Gulf States
Arab League Educational, Cultural and Scientific Organization
Arab States Broadcasting Union
Arab Telecommunications Union
Association of South-East Asian Nations
Caribbean Community Secretariat
Central American Educational and Cultural Co-ordination (CEC)
Commission of the European Communities
Commonwealth Secretariat
Council for Mutual Economic Assistance
Council of Arab Economic Unity
Council of Europe
Economic Community of the Great Lakes Countries
Ibero-American Bureau of Education
Intergovernmental Bureau for Informatics
International Institute for the Unification of Private Law
Islamic Educational, Scientific and Cultural Organization
Islamic States Broadcasting Services Organization
Italian-Latin American Institute
Latin American Economic System
Latin Union
League of Arab States
Nordic Council
Organization of African Unity
Organization of American States
Organization of Central American States
Organization of the Islamic Conference
Permanent Executive Secretariat of the Andrés Bello Convention
Permanent Secretariat of the General Treaty on Central American
Economic Integration
South-East Asian Ministers of Education Organization
South Pacific Commission

(ii) International non-governmental organizations in categories A, B and C

Category A (consultative and associate relations)

International Association of Art
International Co-operative Alliance

International Confederation of Free Trade Unions, including its full member:
International Secretariat of Arts, Communications Media and Entertainment
Trade Unions

International Council of Archives

International Federation for Documentation

International Federation of Library Associations and Institutions

International Federation of Translators

International Film and Television Council, including its affiliated members:
International Federation of Film Distributors' Associations
International Federation of Film Producers' Associations
International Union of Cinematograph Exhibitors

International Music Council

International Theatre Institute

International Union of Architects

Society of African Culture

World Crafts Council

World Federation of Trade Unions

Category B (information and consultative relations)

Afro-Asian Writers' Association

Asia-Pacific Broadcasting Union

Broadcasting Organizations of the Non-Aligned Countries

European Academy of Arts, Sciences and Humanities

European Society of Culture

Inter-American Association of Broadcasters

International African Institute

International Association of Conference Interpreters

International Association of Democratic Lawyers

International Catholic Organization for the Cinema and Audio-Visuals

International Commission of Jurists

International Confederation of Societies of Authors and Composers

International Copyright Society

International Federation of Actors

International Federation of Journalists

International Federation of Musicians

International Federation of Newspaper Publishers

International Federation of Phonogram and Videogram Producers

International Group of Scientific, Technical and Medical Publishers

International Institute for Audio-Visual Communication and Cultural
Development

International Law Association
International Literary and Artistic Association
International Organization of Journalists
International PEN
International Publishers Association
International Radio and Television Organization
International Writers Guild
Union of National Radio and Television Organizations of Africa
World Council for the Welfare of the Blind

Category C (mutual information relationships)

Commonwealth Press Union
European Broadcasting Union
Ibero-American Television Organization
Inter-African Union of Lawyers
Inter-American Copyright Institute
International Association of Sound Archives
International Confederation of Professional and Intellectual Workers
International Council of Reprography
International Federation of Photographic Art
International Institute for Children's Literature and Reading Research
International Union of Lawyers
Law Association for Asia and the Western Pacific
World Academy of Art and Science

16. The Director-General of WIPO has stated that if the Executive Board decided that the above-mentioned organizations should take part in the work of this Committee, he for his part would invite the following institutions which have consultative status with WIPO to send observers to the meeting: Council of the Professional Photographers of Europe, European Free Trade Association, General Agreement on Tariffs and Trade, International Alliance for Distribution by Wire, International Association for the Advancement of Teaching and Research in Intellectual Property, International Association of Authors of Comics and Cartoons, International Association of Independent Producers, International Bureau of Societies Administering the Rights of Mechanical Recording and Reproduction, International Chamber of Commerce, International Hotel Association, International Organization of Hotel and Restaurant Associations, Latin American Federation of Performers and the Latin American Integration Association.

17. The Executive Board may, in view of these considerations, wish to adopt the following decision:

'The Executive Board,

1. Having examined document 124 EX/21,

2. Decides:

- (i) that invitations to participate in the meeting of the Special Committee of Governmental Experts to examine the question of preparing a draft recommendation for the protection of folklore shall be extended to all Member States and the Associate Members of Unesco, to any other State which becomes a Member of Unesco before the opening of the meeting, and to the following States which are not members of Unesco but are members of WIPO: the Holy See, Liechtenstein, United Kingdom of Great Britain and Northern Ireland and the United States of America;
- (ii) that invitations to send observers to the meeting of the Committee of Governmental Experts shall be extended to the following States which are not members of Unesco or of WIPO but are members of at least one organization of the United Nations system:
- (iii) that invitations to send observers to the meeting of the Committee of Governmental Experts shall be extended to the following African liberation movements recognized by the OAU:
- (iv) that an invitation to send observers to the meeting of the Committee of Governmental Experts shall be extended to the Palestine Liberation Organization recognized by the League of Arab States;
- (v) that invitations to send representatives to the meeting of the Committee of Governmental Experts shall be extended to the organizations of the United Nations system with which Unesco has concluded a mutual representation agreement, listed in paragraph 14 of document 124 EX/21;
- (vi) that invitations to send observers to the meeting shall be extended to the following international organizations:'