

**Question by the International Federation of Library Associations and Institutions (IFLA)
during SCCR35**

<i>Agenda Item 8 – Presentation by Professor Ginsburg</i>

<i>Friday, November 17, 2017</i>

<i>Language: English</i>

Professor Ginsburg:

We welcome the summary from the workshop held in April, and the opportunity to engage in this discussion. The summary underlines some valuable points.

That new rights are not the solution to all of the challenges that we face, and can even make things worse. That traditional means of managing rights may not be well adapted to the sort of content found on the Internet, where it is often difficult to establish the nationality, let alone the identity of rightsholders; and that there are new uses, such as text and data mining, which would benefit from greater clarity as to their legitimacy under copyright exceptions.

Libraries, archives and museums, making non-commercial, public interest uses of works, need better solutions to current challenges and opportunities presented by digital technology.

There are many important questions we could ask about your group's discussions. But given the unique capacity of WIPO to find responses to cross-border issues, I wanted to ask whether you or the group had any specific insights or suggestions about approaching and dealing with the specific challenges associated with the lack of harmonization of exceptions and limitations to copyright internationally?