



Joint Position



Position of libraries to the [Draft Broadcasting Treaty – SCCR/15/2](#)

Fifteenth Session

Geneva, 11-13 September 2006

The principal position of [IFLA](#) and [EBLIDA](#) to the [Draft Broadcasting Treaty](#) is that the objective of the Treaty should be restricted to the protection of the broadcasted signal in order to prevent signal theft. We fear that the present Draft Basic Proposal will give the broadcasting organisations a *de facto* control over the broadcasted content.

The draft Treaty gives rise to many concerns. We have voiced these at previous meetings. Here we will restrict ourselves to Technological Protection Measures (TPMs).

We are concerned that the introduction of TPMs will prevent libraries from making the content available to patrons within the limits of accepted exceptions and limitations.

We are even more concerned that TPMs will endanger the possibility for libraries to preserve radio and television broadcasts because they prevent the reproductions that are necessary for preservation.

At the May meeting of this committee the Delegation of the European Union claimed that the provisions of the Information Society Directive represented a solution to this problem. This is also stated in the document [SCCR/15/5](#) (p.3).

So far TPMs have not been implemented on broadcasts, but the experience of Sound Archives is that the procedures prescribed by the Information Society Directive are too complicated and costly to be of any practical value. They are simply not compatible with modern cost effective library management. It is necessary to find other solutions if future TPM protected radio and television programmes are to be preserved for posterity.

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