

UNITED STATES – SECTION 110(5) OF US COPYRIGHT ACT

Request to Join Consultations

Communication from Canada

The following communication, dated 12 February 1999, from the Permanent Mission of Canada to the Permanent Mission of the United States, the Permanent Delegation of the European Commission and to the Chairman of the Dispute Settlement Body, is circulated in accordance with Article 4.11 of the DSU.

Pursuant to Article 4.11 of the Understanding on Rules and Procedures Governing the Settlement of Disputes, the Government of Canada hereby notifies you of its desire to be joined in the consultations requested by the Permanent Delegation of the European Commission under Article 4 of the DSU and Article 64.1 of the Agreement on Trade-Related Aspects of Intellectual Property Rights in the matter of "United States - Section 110(5) of US Copyright Act". The 26 January 1999 communication from the Permanent Delegation of the European Commission to the Permanent Mission of the United States was circulated to WTO Members on 4 January 1999 (WT/DS160/1, IP/D/16).

Canada has a substantial trade interest in the consultations because the non-dramatic musical works of many Canadian copyright owners are communicated to the public in the United States. In particular, Canadian musical works are often communicated in bars, restaurants and dance clubs. This is especially true in light of our common language and our shared border, which makes Canadian music a desirable commodity in the United States.
