

**INTELLECTUAL
PROPERTY**



Treaty Series No. 12 (1985)

Additional Protocol

to the Protocol to the European Agreement on the Protection of Television Broadcasts

Strasbourg, 21 March 1983

[The Additional Protocol entered into force on 1 January 1985]

*Presented to Parliament
by the Secretary of State for Foreign and Commonwealth Affairs
by Command of Her Majesty
April 1985*

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ADDITIONAL PROTOCOL TO THE PROTOCOL TO THE EUROPEAN AGREEMENT ON THE PROTECTION OF TELEVISION BROADCASTS

The member States of the Council of Europe, signatory hereto,

Having regard to the European Agreement on the protection of television broadcasts of 22 June 1960⁽¹⁾, hereinafter called "the Agreement", as modified by the Protocol of 22 January 1965⁽²⁾ and the Additional Protocol of 14 January 1974⁽³⁾;

Having regard to the fact that the date given in Article 13, paragraph 2, of the Agreement was extended by the said Additional Protocol of 14 January 1974;

Considering the desirability of further extending this date for the benefit of States which are not yet Parties to the International Convention for the Protection of Performers, Producers of Phonograms and Broadcasting Organisations, signed in Rome on 26 October 1961⁽⁴⁾,

Have agreed as follows:

ARTICLE 1

Paragraph 2 of Article 13 of the Agreement, as last modified by Article 1 of the Additional Protocol of 14 January 1974, is replaced by the following text:

"2. Nevertheless, as from 1 January 1990, no State may remain or become a Party to this Agreement unless it is also a Party to the International Convention for the Protection of Performers, Producers of Phonograms and Broadcasting Organisations signed in Rome on 26 October 1961."

ARTICLE 2

1. This Additional Protocol shall be open for signature by member States of the Council of Europe which have signed or acceded to the Agreement, which may become Parties to this Additional Protocol by:

- (a) signature without reservation as to ratification, acceptance or approval, or
- (b) signature subject to ratification, acceptance or approval, followed by ratification, acceptance or approval.

2. Any State not a member of the Council which has acceded to the Agreement may also accede to this Additional Protocol.

3. Instruments of ratification, acceptance, approval or accession shall be deposited with the Secretary General of the Council of Europe.

⁽¹⁾ Treaty Series No. 87 (1961), Cmnd. 1508.

⁽²⁾ Treaty Series No. 69 (1965), Cmnd. 2744.

⁽³⁾ Treaty Series No. 47 (1975), Cmnd. 5954.

⁽⁴⁾ Treaty Series No. 38 (1964), Cmnd. 2425.

ARTICLE 3

This Additional Protocol shall enter into force on the first day of the month following the date on which all the Parties to the Agreement have become Parties to this Additional Protocol in accordance with provisions of Article 2⁽⁵⁾.

ARTICLE 4

From the date of entry into force of this Additional Protocol, no State may become a Party to the Agreement without at the same time becoming a Party to this Additional Protocol.

ARTICLE 5

The Secretary General of the Council of Europe shall notify the member States of the Council of Europe, any State which has acceded to the Agreement and the Director General of the World Intellectual Property Organisation of:

- (a) any signature of this Additional Protocol;
- (b) the deposit of any instrument of ratification, acceptance, approval or accession;
- (c) the date of entry into force of this Additional Protocol, in accordance with Article 3.

In witness whereof the undersigned, being duly authorised thereto, have signed this Additional Protocol.

Done at Strasbourg, this 21st day of March 1983, in English and French, both texts being equally authentic, in a single copy which shall be deposited in the archives of the Council of Europe. The Secretary General of the Council of Europe shall transmit certified copies to each member State of the Council of Europe, to any State invited to accede to the Agreement and to the Director General of the World Intellectual Property Organisation.

[Here follow the signatures—see page 4]

(5) The Additional Protocol entered into force on 1 January 1985.

SIGNATURES AND RATIFICATIONS

<i>State</i>	<i>Date of signature</i>	<i>Date of deposit of ratification or approval (AP)</i>
Belgium*	21 Mar. 1983	28 Dec. 1984
Cyprus*	25 June 1984	6 Dec. 1984
Denmark	21 Mar. 1983	Not required
France*	27 Feb. 1984	23 Mar. 1984 (AP)
Germany, Federal Republic of*	30 Sept. 1983	27 Dec. 1948
Greece*	21 Mar. 1983	
Norway	11 May 1983	Not required
Spain	12 Nov. 1984	Not required
Sweden	21 Mar. 1983	Not required
Turkey*	25 Oct. 1984	13 Dec. 1984
United Kingdom...	4 July 1983	Not required

* Subject to ratification or approval.

† Includes Berlin (West).