



INTELLECTUAL PROPERTY
OFFICE OF THE PHILIPPINES

Modern Copyright Systems

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by

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Director IV

Bureau of Copyright and Other Related Rights (BCRR)

Intellectual Property Office of the Philippines

The lead agency in the country mandated to implement state policies on Intellectual Property.

R.A 8293



Bureaus

- Bureau of Patents
- Bureau of Trademarks
- Bureau of Legal Affairs
- Documentation, Information and Technology Transfer Bureau
- Management Information System and EDP Bureau
- Administrative, Financial and Personnel Services Bureau
- Bureau of Copyright and Other Related Rights

Development of the Copyright Protection System in the Philippines

- Spanish Law on Intellectual Property: Copyright is recognized in the Philippines before its independence from Spain
- Act 3134: Copyright continued to be appreciated in the Philippines during the American occupation

Development of the Copyright Protection System in the Philippines

- PD 49: Copyright appreciation was enhanced and better articulated
- RA 8293: Inclination to codify and modernize the Intellectual Property System in the Philippines begins; Copyright left behind

Development of the Copyright Protection System in the Philippines

- RA 10372: pursuit for a developed copyright system begins
- Preparing the Ground: Consolidating Copyright Functions in the BCRR

RA 10372: amendments to IP Code*



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Grant of
enforcement
powers to the
Director
General

Establishment
of the Bureau
of Copyright
and Other
Related Rights

Requirement
of
accreditation
of collective
management
organizations

Clarification of
the concepts
of copyright
infringement,
limitations and
exceptions,
digital rights
management

** Effective 22 March 2013*

Accession to Copyright Treaties

| Copyright Treaty | Date & Year of Accession |
|--|--------------------------|
| Berne Convention | August 1, 1951 |
| Rome Convention | June 25, 1984 |
| WIPO Copyright Treaty (WCT) | July 4, 2002 |
| WIPO Performances and Phonograms Treaty (WPPT) | July 4, 2002 |
| Marrakesh Treaty | December 18, 2018 |
| Beijing Treaty on Audiovisual Performances | In Process |

Copyright Protection under Philippine Law

| Authors' Rights | Related Rights |
|---|--|
| <ul style="list-style-type: none">• Exclusive economic rights• Moral rights• Special economic right of resale | <p><u>Performers' Rights</u></p> <ul style="list-style-type: none">• Exclusive rights• Moral rights• Additional remuneration• Single Equitable Remuneration <p><u>Sound Recording Producers</u></p> <ul style="list-style-type: none">• Exclusive rights• SER <p><u>Broadcast Organizations</u></p> <ul style="list-style-type: none">• Exclusive rights |

Modern Copyright Systems

Building on Solid Ground: The Future of Copyright Protection in the Philippines

- Legislative framework
- Rights management
- Enforcement

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Enforcement Measures and Challenges

- Powers and Functions of the IP Enforcement Office
- “Whack-a-mole” problem; Seemingly overlapping functions of the various IPR enforcement agencies

Thank You!



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