

Guidelines Committee Report for Fiscal Year 2017

The Guidelines Committee discussed the implementation of the “Guidelines for the Prevention of Distribution of Internet Intellectual Property Rights-Infringing Goods” (from here on referred to as the “Guidelines”) as well as the latest infringement cases. The current Guidelines were revised in fiscal 2016.

Following on last year’s meeting, we continued to discuss the issue of novelties, which are included in the Guidelines annex. The committee confirmed the contents and exchanged opinions on the implementation.

1. Participants

Union des Fabricants

Recording Industry Association of Japan

Japan and International Motion Picture Copyright Association, Inc.

Association of Japanese Animation

Chanel K.K.

Honda Motor Co., Ltd.

Association of Copyright for Computer Software

Japan Electronics and Information Technology Industries Association

Japanese Society for Rights of Authors, Composers and Publishers

Kering Japan

Yahoo Japan Corporation

DeNA Co., Ltd.

Stardust Communications Inc.

Mercari, Inc.

Rakuten, Inc.

Fablic, Inc.

Recruit Lifestyle Co., Ltd.

SynaBiz Co., Ltd.

(Honorifics omitted; listed in random order)

2. Dates of Meetings

First meeting: Thursday, October 26, 2017

Second meeting: Tuesday, November 7, 2017

3 . Details of Discussions and the Results

- On Annex 1

On the issue of distributing infringing goods called novelties, as stated in Annex 1, we discussed (1) if these goods should be removed or (2) judgement should be made considering other written information. We agreed that (2) should be our policy because there are cases where it is hard to tell if the goods are infringing rights.

- On Annex 3

We also unified the wording in the Annex 3. However, as the contents of Annex 3 will change with the times, our members suggested that the date should be included.

- Others

We agreed that there will be no problem to invite observers to our meetings.

- Agendas

At the first meeting: Discussion on the agenda at the committee meetings for this fiscal year.
At the second meeting: Exchange opinions about the novelty issue written in Annex 1 and sorting out the issues in Annex 3.