

The answers to this questionnaire have been provided on behalf of:

Country: Oman

by

Name and contact information (including telephone and e-mail):

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Part I: General

1. Does your national statute provide for a limited number of specific statutory limitations and exceptions, an open system of limitations and exceptions (such as fair use or fair dealing) or a mix of both systems?

- Specific
 Open
 Mixed
 Others, please describe: ✓ Mixed

2. Does your national statute include the three-step test as a general provision on copyright limitations and exceptions?

Yes

3. Does your national statute provide limitations and exceptions as free uses (there is no need for authorization or for payment of remuneration)?

Yes

1. Quoting paragraphs from a protected work in another work for clarification, explanation or criticism purposes, to the extent of the desired purpose and as much as justified by such goal.
2. Use of the work in meetings within the family or through an educational institution for clarification and for face-to-face educational or teaching purposes, within the limits justified by such goal, provided that this would be done with no direct or indirect compensation.
3. Reproduction by reprographic means of protected works by public libraries, non-commercial documentation centers, educational establishments and scientific and cultural institutions, provided that such reproduction shall be:
 - For a published article or short work whereas the purpose of reproduction is to meet the need of a natural person for use in a study or research or;
 - For the purpose of maintaining the original copy or replacing a lost or damaged copy for which it is not possible to obtain a substitute.

4. The press may reproduce portions of articles published in newspapers or periodicals on current economic, political, or religious topics and of broadcast works of the same character, in cases in which the reproduction, broadcasting, or such communication thereof is not expressly reserved.

5. ~~Reproduction or adaptation of a single copy of a computer program by the lawful owner of the copy, provided that it is necessary for the use of the computer program for the purpose and extent for which the computer program was obtained, or for archival purposes and for the replacement of the lawfully owned copy of the program in the event that the original copy is lost, destroyed or rendered unusable~~

6. Public performance of a dramatic, musical or dramatic-musical, choreographic, pantomime works or any other work, created for dramatic performance, if:

- Religious ceremonies to the extent justified by the nature of these celebrations.
- Purposes of face-to-face learning activities in approved non-profit educational institutions, in classrooms or similar places dedicated to education.

In all cases, it is provided not to obtain, directly or indirectly, any financial gain.

7. Broadcasting organizations may, by their own means, for the purposes of use in their broadcasts, make a temporary recording of a work, provided that:

- The broadcasting organization is entitled to broadcast this work;
- The broadcasting organization destroys this recording after six months from execution thereof, unless the right owner agrees to extend this period, except for keeping one single copy of this recording for archive purposes.

4. Does your national statute include limitations and exceptions based on statutory licenses (direct permission granted by the law against remuneration)?

No

5. Does your national statute include limitations and exceptions based on compulsory licenses (obligation of the rights owners under the law to grant licenses against remuneration)?

No

6. Does your national statute include specific limitations or exceptions permitting the use of copyrighted works for private or personal purposes, without previous authorization of the copyright or related rights owner?

No

The right holder of the work shall have the right, but no obligation, to deposit, at his own expenses, one copy of the work with the competent authority, and such deposit is considered as presumption of ownership, and a record of the deposit shall be published as determined .

7. Does your national statute provide remuneration for private or personal uses (for instance, copyright levies)?

No

8. Does your national statute allow parties to agree in licensing agreements or other binding contracts not to engage in conduct that would otherwise be permitted under the national statute's exceptions and limitations?

No

NO _the deposit is optional not compulsory.

9. Does your national statute subject the exercise of limitations and exceptions to the condition of a lawful or authorized source requirement (for instance, that copies are made from a lawful source)?

No

10. Does your national statute protect technological measures?

Yes

11. Does your national statute protect rights management information?

Yes

12. Does your national statute provide specific mechanisms to ensure that limitations or exceptions continue to apply despite the existence of any technological measures implemented by the copyright or related rights owners?

No

13. If recourse to legal proceedings is needed, what is the average time to ensure the exercise of limitations and exceptions if some type of technological measures of protection is applied by copyright and related rights owners?

it depends on the procedure, and the dealers.

14. Does your national statute provide that certain limitations or exceptions prevail over the prohibitions on the act of circumventing technological protection measures or rights management information?

Yes

- (a) The unauthorized circumvention of any effective technological measure that controls access to a work, performance, sound recording, or other subject matter
- (b) The manufacture, import, distribution, offering to the public, providing, or otherwise trafficking in devices, products, or components, or offering to the public or providing services that:
 - (i) are promoted, advertised or marketed for the purpose of circumvention of any effective technological measure; or
 - (ii) have only a limited commercially significant purpose or use other than to circumvent an effective technological measure; or
 - (iii) are primarily designed, produced, or performed for the purpose of enabling or facilitating the circumvention of any effective technological measure.

15. If recourse to legal proceedings is needed regarding limitations and exceptions, what is the average time needed to resolve a dispute regarding the prohibition of circumventing the technological measures of protection and digital rights management?

not more than 3 month.

16. Does your national statute include limitations and exceptions especially for the use of computer programs?

Yes

the created works of literature, arts and science shall enjoy protection under this law regardless of their value, type, and way of expression or purpose of their production.

- (a) noninfringing reverse engineering activities with regard to a lawfully obtained copy of a computer program, carried out in good faith with respect to particular elements of that computer program that have not been readily available to the person engaged in those activities, for the sole purpose of achieving interoperability of an independently created computer program with other programs;

17. Does your national statute provide limitations and exceptions for the temporary use of digital works?

7. Broadcasting organizations may, by their own means, for the purposes of use in their broadcasts, make a temporary recording of a work, provided that:

- The broadcasting organization is entitled to broadcast this work;
- The broadcasting organization destroys this recording after six months from execution thereof, unless the right owner agrees to extend this period, except for keeping one single copy of this recording for archive purposes.

18. Does your national statute include limitations and exceptions, or statutory safe harbors (statutory safe harbor refers to any statutory enactment which provides that a person will not be liable upon taking certain measures), for the activities of the service providers of digital transmission of works?

yes

19. Does your national statute provide that certain limitations or exceptions prevail over the prohibition on the acts of trafficking with devices or providing services that allow the circumvention of technological protection measures or rights management information?

Yes

If yes, please describe: ~~the competent court shall, upon the request of the author, the right holder or their successor, under an order issued for a petition, order to take the following preventive measures:~~

2. Sign the seizure of the copies of the work, subject to violation, as well as the materials used in making such copies.

20. If recourse to legal proceedings is needed regarding exceptions and limitations, what is the average time needed to resolve a dispute regarding the prohibition of dealing with devices or providing services to circumvent the technological protection measures and rights management information?

About 2 month.

Part II: Limitations and Exceptions related to Educational Activities

21. If your national statute is included in the analysis of specific exceptions contained in any of the studies on limitations and exceptions for educational or research activities (documents SCCR/19/4, SCCR/19/5, SCCR/19/6, SCCR/19/7, SCCR/19/8)¹, do you consider that the analysis is correct?

If you do not consider that the analysis is correct, please describe why:

22. Does your national statute provide specific limitations and exceptions for educational purposes?

Yes

2. Use of the work in meetings within the family or through an educational institution for clarification and for face-to-face educational or teaching purposes, within the limits justified by such goal, provided that this would be done with no direct or indirect compensation.

23. In case of affirmative answer to the previous question, what kind of activities are those limitations and exceptions related to?

Both

24. Does your national statute provide specific limitations and exceptions allowing performances for educational purposes, such as performances by teachers in classrooms or school concerts?

Yes

Purposes of face-to-face learning activities in approved non-profit educational institutions, in classrooms or similar places dedicated to education.

25. Does your national statute provide remuneration against the exercise of the specific limitations and exceptions that permit performances for educational purposes?

Yes

If yes, please describe: ___ In all cases, it is provided not to obtain, directly or indirectly, any financial gain.

In al

26. Does your national statute provide for any specific requirement regarding the qualitative or quantitative limits and nature of the works or objects of related rights covered by the specific limitations and exceptions allowing performances for educational purposes?

Yes

- For a published article or short work whereas the purpose of reproduction is to meet the need of a natural person for use in a study or research or;

For the purpose of maintaining the original copy or replacing a lost or damaged copy for which it is not possible to obtain a substitute.

27. Who is eligible to engage in activity covered by the specific limitations and exceptions allowing performances for educational purposes? (more than one option can be selected)

All

28. In case educational institutions are eligible to engage in activities covered by specific limitations and exceptions allowing performances for educational purposes, does your national statute establish conditions regarding their nature? (more than one option can be selected)

Not-for-profit
 Public

Private

On reproduction

29. Does your national statute provide targeted limitations and exceptions allowing reproduction for educational purposes?

Yes

learning activities in approved non-profit educational institutions, in classrooms or similar places dedicated to education.

In all cases, it is provided not to obtain, directly or indirectly, any financial gain.

30. What kind of reproduction is covered by those limitations and exceptions? (more than one option can be selected)

Reprography

Digital copying (Both)

31. Do the limitations or exceptions allowing reproduction include the preparation of course packs, compilations or anthologies?

Yes (ALL).

32. Does your national statute provide remuneration for the exercise of the specific limitations and exceptions allowing reproduction for educational purposes?

Yes

If yes, please describe: The competent court shall have the authority to order the infringer to pay the right holder:

1- Damages adequate to compensate for the injury the right holder has suffered as a result of the infringement; and

2. The profits of the infringer that are attributable to the infringement and that are not taken into account in computing the amount of the damages.

33. Does your national statute provide for any specific requirement regarding the qualitative or quantitative limits and nature of the works or objects of related rights covered by the specific limitations and exceptions allowing reproduction for educational purposes?

Yes

5. Reproduction or adaptation of a single copy of a computer program by the lawful owner of the copy, provided that it is necessary for the use of the computer program for the purpose and extent for which the computer program was obtained, or for archival purposes and for the replacement of the lawfully owned copy of the program in the event that the original copy is lost, destroyed or rendered unusable.

34. Who is eligible to engage in activities covered by the specific limitations and exceptions allowing reproduction for educational purposes? (more than one option can be selected)

- Teachers
 Students
 Educational institutions

35. In case educational institutions are eligible to engage in activities covered by the enumerated limitations and exceptions allowing reproduction for educational purposes, does your national statute establish conditions regarding their nature? (more than one option can be selected)

- Not-for-profit
 Public
 Private

1. Quoting paragraphs from a protected work in another work for clarification, explanation or criticism purposes, to the extent of the desired purpose and as much as justified by such goal.
2. Use of the work in meetings within the family or through an educational institution for clarification and for face-to-face educational or teaching purposes, within the limits justified by such goal, provided that this would be done with no direct or indirect compensation.
3. Reproduction by reprographic means of protected works by public libraries, non-commercial documentation centers, educational establishments and scientific and cultural institutions, provided that such reproduction shall be:
 - For a published article or short work whereas the purpose of reproduction is to meet the need of a natural person for use in a study or research or;
 - For the purpose of maintaining the original copy or replacing a lost or damaged copy for which it is not possible to obtain a substitute.
4. The press may reproduce portions of articles published in newspapers or periodicals on current economic, political, or religious topics and of broadcast works of the same character, in cases in which the reproduction, broadcasting, or such communication thereof is not expressly reserved.

36. Does your national statute subject the limitations and exceptions on reproduction for educational purposes to the use of technological measures?

NO

37. Does your national statute provide specific limitations and exceptions allowing translations for educational purposes?

Yes

38. Does your national statute provide remuneration against the exercise of specific limitations and exceptions allowing translations for educational purposes?

Yes

there does not appear to be any limitation as to who may undertake the permitted activity under the exceptions

39. Does your national statute provide for any specific requirement regarding the extent and nature of the works or objects of related rights covered by the enumerated limitations and exceptions allowing translations for educational purposes?

No

40. Who is eligible to engage in activities covered by the specific limitations and exceptions allowing translations for educational purposes? (more than one option can be selected)

- Teachers
- Students
- Educational institutions

41. In case educational institutions are eligible to engage in activities covered by any of the enumerated limitations and exceptions allowing translations for educational purposes, does your national statute establish conditions regarding their nature? (more than one option can be selected)

- Not-for-profit
- Public
- Private

42. Does your national statute provide specific limitations and exceptions for making available in digital networks for educational purposes?

No

43. Do the specific limitations or exceptions for making available in digital networks include coursepacks, compilations or anthologies?

No

44. Does your national statute provide remuneration against the exercise of the specific limitations and exceptions for making available in digital networks for educational purposes?

No

45. Does your national statute include any specific requirement regarding the qualitative or quantitative limits extent and nature of the works or objects of related rights covered by the specific limitations and exceptions for making available in digital networks for educational purposes?

Yes

1. Quoting paragraphs from a protected work in another work for clarification, explanation or criticism purposes, to the extent of the desired purpose and as much as justified by such goal.
2. Use of the work in meetings within the family or through an educational institution for clarification and for face-to-face educational or teaching purposes, within the limits justified by such goal, provided that this would be done with no direct or indirect compensation.
3. Reproduction by reprographic means of protected works by public libraries, non-commercial documentation centers, educational establishments and scientific and cultural institutions.
5. Reproduction or adaptation of a single copy of a computer program by the lawful

46. Who is eligible to engage in activities covered by the specific limitations and exceptions for making available in digital networks for educational purposes? (more than one option can be selected)

- Teachers
 - Students
 - Educational institutions
-

47. In case educational institutions are eligible to engage in activities covered by the specific limitations and exceptions for making available in digital networks for educational purposes, does your national statute establish conditions regarding their nature? (more than one option can be selected)

- Not-for-profit
- Public
- Private

1. Quoting paragraphs from a protected work in another work for clarification, explanation or criticism purposes, to the extent of the desired purpose and as much as justified by such goal.
2. Use of the work in meetings within the family or through an educational institution for clarification and for face-to-face educational or teaching purposes, within the limits justified by such goal, provided that this would be done with no direct or indirect compensation.
3. Reproduction by reprographic means of protected works by public libraries, non-commercial documentation centers, educational establishments .

48. Does your national statute subject the limitations and exceptions on making available in digital networks for educational purposes to the use of technological measures?

- Yes

1. Quoting paragraphs from a protected work in another work for clarification, explanation or criticism purposes, to the extent of the desired purpose and as much as justified by such goal.
2. Use of the work in meetings within the family or through an educational institution for clarification and for face-to-face educational or teaching purposes, within the limits justified by such goal, provided that this would be done with no direct or indirect compensation.
3. Reproduction by reprographic means of protected works by public libraries, non-commercial documentation centers, educational establishments and scientific and cultural institutions, provided that such reproduction shall be:
 - For a published article or short work whereas the purpose of reproduction is to meet the need of a natural person for use in a study or research or;
 - For the purpose of maintaining the original copy or replacing a lost or damaged copy for which it is not possible to obtain a substitute.
4. The press may reproduce portions of articles published in newspapers or periodicals on current economic, political, or religious topics and of broadcast works of the same character, in cases in which the reproduction, broadcasting, or such communication thereof is not expressly reserved.

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- Religious ceremonies to the extent justified by the nature of these celebrations.

- Purposes of face-to-face learning activities in approved non-profit educational institutions, in classrooms or similar places dedicated to education.

In all cases, it is provided not to obtain, directly or indirectly, any financial gain.

7. Broadcasting organizations may, by their own means, for the purposes of use in their broadcasts, make a temporary recording of a work, provided that:

- The broadcasting organization is entitled to broadcast this work;

- The broadcasting organization destroys this recording after six months from execution thereof, unless the right owner agrees to extend this period, except for keeping one single copy of this recording for archive purposes.

49. Does your national statute include any other specific limitations or exceptions related to educational purposes that have not been covered above?

No

50. If not, what other limitations and exceptions for educational purposes would be necessary?

1. Quoting paragraphs from a protected work in another work for clarification, explanation or criticism purposes, to the extent of the desired purpose and as much as justified by such goal.

2. Use of the work in meetings within the family or through an educational institution for clarification and for face-to-face educational or teaching purposes, within the limits justified by such goal, provided that this would be done with no direct or indirect compensation.

51. Are there impediments to the use of limitations and exceptions for educational purposes (international constraints, capacity building, lack of information about the limitations and exceptions, etc.)?

Yes

If yes, please describe: lack of information about the limitations and exceptions.

52. Does your national statute contain any limitations or exceptions that permit copying by libraries and/or archives for purposes of preservation or replacement?

Yes

1. Quoting paragraphs from a protected work in another work for clarification, explanation or criticism purposes, to the extent of the desired purpose and as much as justified by such goal.
2. Use of the work in meetings within the family or through an educational institution for clarification and for face-to-face educational or teaching purposes, within the limits justified by such goal, provided that this would be done with no direct or indirect compensation.
3. Reproduction by reprographic means of protected works by public libraries, non-commercial documentation centers, educational establishments and scientific and cultural institutions,

53. What types of works may be reproduced for these purposes?

1. Quoting paragraphs from a protected work in another work for clarification, explanation or criticism purposes, to the extent of the desired purpose and as much as justified by such goal.
2. Use of the work in meetings within the family or through an educational institution for clarification and for face-to-face educational or teaching purposes, within the limits justified by such goal, provided that this would be done with no direct or indirect compensation.
3. Reproduction by reprographic means of protected works by public libraries, non-commercial documentation centers, educational establishments and scientific and cultural institutions, provided that such reproduction shall be:
 - For a published article or short work whereas the purpose of reproduction is to meet the need of a natural person for use in a study or research or;
 - For the purpose of maintaining the original copy or replacing a lost or damaged copy for which it is not possible to obtain a substitute.
4. The press may reproduce portions of articles published in newspapers or periodicals on current economic, political, or religious topics and of broadcast works of the same character, in

cases in which the reproduction, broadcasting, or such communication thereof is not expressly reserved.

5. Reproduction or adaptation of a single copy of a computer program by the lawful owner of the copy, provided that it is necessary for the use of the computer program for the purpose and extent for which the computer program was obtained, or for archival purposes and for the replacement of the lawfully owned copy of the program in the event that the original copy is lost, destroyed or rendered unusable

54. Does your national statute establish qualitative or quantitative limits for these purposes?

Yes

5. Reproduction or adaptation of a single copy of a computer program by the lawful owner of the copy, provided that it is necessary for the use of the computer program for the purpose and extent for which the computer program was obtained, or for archival purposes and for the replacement of the lawfully owned copy of the program in the event that the original copy is lost, destroyed or rendered unusable

55. What other conditions must be met in order for such reproduction to be authorized?

5. Reproduction or adaptation of a single copy of a computer program by the lawful owner of the copy, provided that it is necessary for the use of the computer program for the purpose and extent for which the computer program was obtained, or for archival purposes and for the replacement of the lawfully owned copy of the program in the event that the original copy is lost, destroyed or rendered unusable

56. Does your national statute contain any limitations or exceptions that permit copying by libraries or archives for patron use?

Yes

3. Reproduction by reprographic means of protected works by public libraries, non-commercial documentation centers, educational establishments and scientific and cultural institutions

57. What types of works may be reproduced for these purposes?

educational establishments and scientific and cultural institutions.

58. Does your national statute include specific provisions regarding orphan works?

No

59. Does your country have plans to include or modify the specific exceptions and limitations related to the activities of libraries and archives?

Yes

If yes, please describe: __ (3) Civil damages shall not be ordered against a nonprofit library, archives, educational institution, or public broadcasting entity that sustains the burden of proving that it was not aware and had no reason to believe that its acts constituted a prohibited activity.

60. If not, what other limitations and exceptions for libraries and archives would be necessary?

1. Quoting paragraphs from a protected work in another work for clarification, explanation or criticism purposes, to the extent of the desired purpose and as much as justified by such goal.
2. Use of the work in meetings within the family or through an educational institution for clarification and for face-to-face educational or teaching purposes, within the limits justified by such goal, provided that this would be done with no direct or indirect compensation.
3. Reproduction by reprographic means of protected works by public libraries, non-commercial documentation centers, educational establishments and scientific and cultural institutions, provided that such reproduction shall be:
 - For a published article or short work whereas the purpose of reproduction is to meet the need of a natural person for use in a study or research or;
 - For the purpose of maintaining the original copy or replacing a lost or damaged copy for which it is not possible to obtain a substitute.

4. The press may reproduce portions of articles published in newspapers or periodicals on current economic, political, or religious topics and of broadcast works of the same character, in cases in which the reproduction, broadcasting, or such communication thereof is not expressly reserved.

61. Are there impediments to the use of limitations and exceptions related to the activities of libraries and archives (international constraints, capacity building, lack of information about the limitations and exceptions, etc.)?

Yes

lack of information about the limitations and exceptions.

62. Does your national statute establish qualitative or quantitative limits for these purposes?

Yes

non-commercial documentation centers, educational establishments and scientific and cultural institutions, provided that such reproduction shall be:

- For a published article or short work whereas the purpose of reproduction is to meet the need of a natural person for use in a study or research .

63. What other conditions must be met in order for such reproduction to be authorized?

non-commercial documentation centers, educational establishments and scientific and cultural institutions, provided that such reproduction

64. Does your national statute contain any limitations or exceptions that permit libraries to reproduce and/or distribute works (either reprographic and/or digital) for the purposes of interlibrary lending?

Yes

3. Reproduction by reprographic means of protected works by public libraries, non-commercial documentation centers, educational establishments and scientific and cultural institutions, provided that such reproduction shall be:

- For a published article or short work whereas the purpose of reproduction is to meet the need of a natural person for use in a study or research or;

- For the purpose of maintaining the original copy or replacing a lost or damaged copy for which it is not possible to obtain a substitute.

65. Does your national statute contain any limitations or exceptions that permit any other organizations (such as museums or educational institutions) to reproduce or distribute works for archival, preservation, or replacement purposes?

Yes

Article (41):

(1) The following acts are prohibited, when done knowingly or with reasonable grounds to know that the act would induce, enable, facilitate or conceal an infringement of any copyright or neighboring right:

(a) the removal or alteration of rights management information;

(b) the distribution or importation for distribution knowing that the rights management information has been removed or altered without authority; or
the distribution, importation for distribution, broadcast, communication or making available to the public copies of a work, performance, or sound recording knowing that rights management.

Part IV: Limitat

ons and Exceptions for Persons with Disabilities

66. If your national statute is included in the analysis of specific exceptions contained in Annexes 2 and 3 of the Study on Limitations and Exceptions for the Visually Impaired (document SCCR/15/7)³, do you consider that the analysis is correct?

The national statute was not included in the analysis

67. Does your national statute contain any limitations or exceptions that permit reproduction, distribution, and/or other form of utilization of works for persons with print disabilities⁴ or visually impaired persons, including the reading impaired?

No

68. Does your national statute specify the formats (for instance, Braille or large print) that fall under this exception?

only one time.

2. Use of the work in meetings within the family or through an educational institution for clarification and for face-to-face educational or teaching purposes, within the limits justified by such goal, provided that this would be done with no direct or indirect compensation

69. What other conditions must be met in order for such uses to be authorized?

Please describe: __ only one time.

70. Does your national statute contain any limitations or exceptions that permit the importation and/or exportation of material accessible to persons with print disabilities or visually impaired persons, including the reading impaired?

No

71. Does your national statute contain any limitations or exceptions that permit reproduction, distribution, and/or other form of utilization of works for deaf persons?

No

³ Document SCCR/15/7, page 138. Available at:

⁴ A person with print disability is a person who cannot effectively read print because of a visual, physical, perceptual, developmental, cognitive, or learning disability.

72. Does your national statute specify the formats that fall under this exception?

No

73. What other conditions must be met in order for such uses to be authorized?

- For the purpose of maintaining the original copy or replacing a lost or damaged copy for which it is not possible to obtain a substitute.

74. Does your national statute contain any limitations or exceptions that permit the importation and/or exportation of material accessible to the deaf persons?

No

75. Does your national statute contain any limitations or exceptions that permit reproduction, distribution, and/or other form of utilization of works for persons with any other disabilities?

No

76. Does your national statute specify the formats that fall under this exception?

No

77. What other conditions must be met in order for such uses to be authorized?

78. Does your national statute contain any limitations or exceptions that permit the importation and/or exportation of material accessible to persons with any other disabilities?

No

79. Does your country have plans to include or modify the specific exceptions related to persons with print disabilities, visually impaired persons or other persons with disabilities?

No

80. If not, what other the limitations and exceptions for persons with disabilities would be required?

81. Are there impediments to the use of the limitations and exceptions for persons with disabilities (international constraints, capacity building, lack of information about the limitations and exceptions, etc.)?

Yes

Part V: Religious, social and cultural exceptions

82. Does your national statute provide limitations and exceptions for religious, social and cultural purposes?

No

83. In case of affirmative answer to the previous question, what kind of activities are those limitations and exceptions related to?

Religious activities
 Cultural Activities

Social Activities

84. Does your national statute subject the exercise of limitations and exceptions for religious purposes to the condition of the nature of the religious activities?

No

85. Does your national statute provide remuneration for the exercise of limitations and exceptions for religious purposes?

No

86. Does your national statute subject the exercise of limitations and exceptions for religious purposes to any specific requirement regarding the extent and nature of the works or objects of related rights?

No

87. Does your national statute subject the exercise of limitations and exceptions for cultural purposes to the condition of the nature of the cultural activities?

No

88. Does your national statute provide remuneration for the exercise of limitations and exceptions for cultural purposes?

No

89. Does your national statute provide for any specific requirement regarding the extent and nature of the works or objects of related rights covered by the limitations and exceptions for cultural purposes?

No

90. Does your national statute subject the exercise of limitations and exceptions for social purposes to the condition of the nature of social activities?

No

91. Does your national statute provide remuneration for the exercise of limitations and exceptions for social purposes?

No

92. Does your national statute subject the exercise of limitations and exceptions for social purposes to any specific requirement regarding the extent and nature of the works or objects of related rights?

No

Part VI: Other questions on digital technology

93. Does your national statute provide any limitations or exceptions for reverse engineering?

Yes

please describe: __

- _(a) noninfringing reverse engineering activities with regard to a lawfully obtained copy of a computer program, carried out in good faith with respect to particular elements of that computer program that have not been readily available to the person engaged in

- those activities, for the sole purpose of achieving interoperability of an independently created computer program with other programs;
- (b) noninfringing good faith activities, carried out by an appropriately qualified researcher who has lawfully obtained a copy, unfixed performance, or display of a work, performance, or phonogram and who has made a good faith effort to obtain authorization for such activities, to the extent necessary for the sole purpose of research consisting of identifying and analyzing flaws and vulnerabilities of technologies for scrambling and descrambling of information.

94. Does your national statute impose any kind of liability (direct, indirect, or secondary) according to which a party can be held liable for the copyright infringement of third parties under certain circumstances (such as when that party has the ability to control an infringer's actions or contributes to a third party's infringing actions)?

Yes

95. With respect to liability that arises from the infringing activities of third parties, does your national statute, for purposes such as to encourage online service providers to cooperate with rightsholders in deterring infringement, provide limitations or exceptions, or statutory safe harbors, to the liability of online service providers in any way?

Yes

If yes, please describe: **Operations of first category:**

- a. Transmitting, addressing or providing connections of a material by a service provider through his network or system.
- b. Any transitional or occasional storage of a material by a service provider within the framework of transmitting, addressing or providing the connections referred to in the previous section.

Operations of second category:

- (a) The making of an electronic copy of material and the intermediate and temporary storage of the copy, on the service provider's network, provided that:
 - (1) the copy was made from another electronic copy of the material made available on an originating site by a person other than the service provider;
 - (2) the copy was made and stored through an automatic process, solely in order to facilitate efficient access to the material by that user or other users.

Operations of third category:

Any material stored by a service provider on his network or system according to guidance by a user of that system or network.

Operations of fourth category:

Referring or linking users to an online location by using information location tools such as a link (hyperlink) or database (Directory) or service of information identification (search engine).

96. With respect to liability that arises from the infringing activity of a third party, for which of the following activities, if any, does your national statute provide limitations or exceptions, or statutory safe harbors, to the liability of online service providers?

yes

- Acting as a conduit for infringing material (e.g., transmitting, routing, or supplying connections for material)
- Caching infringing material
- Storing infringing material at the direction of a user
- Providing access by means of information search tools such as indices, references, hyperlinks and directories to infringing materials that users post

:_ Operations of first category:

a. Transmitting, addressing or providing connections of a material by a service provider through his network or system.

b. Any transitional or occasional storage of a material by a service provider within the framework of transmitting, addressing or providing the connections referred to in the previous section.

Operations of second category:

(a) The making of an electronic copy of material and the intermediate and temporary storage of the copy, on the service provider's network, provided that:

(1) the copy was made from another electronic copy of the material made available on an originating site by a person other than the service provider;

(2) the copy was made and stored through an automatic process, solely in order to facilitate efficient access to the material by that user or other users.

Operations of third category:

Any material stored by a service provider on his network or system according to guidance by a user of that system or network. **Operations of fourth category:**

Referring or linking users to an online location by using information location tools such as a link (hyperlink) or database (Directory) or service of information identification (search engine).

97. What conditions, if any, must be met in order for an online service provider to qualify for the limitation of liability, exception to liability, or statutory safe harbor?

Article (43):

For the purposes of the application of the provisions of this chapter, the following words and expressions shall have the meanings indicated, unless the context requires otherwise:

Service Provider: means any of the following:

- For the purposes of the operations of first category: a provider of transmission, routing, or connections for digital online communications without modification of their content between or among points specified by the user of material of the user's choosing.

- For the purposes of the operations of second, third and fourth categories: any provider, or operator of facilities, for online services or network access.

Service Provider Network or System: Any system or network controlled or operated by or on behalf of the service provider.

Part VII: General questions to cover areas left out in Part I to VI

99 Are the following limitations or exceptions included in your national statute? (more than one option can be selected)

- right of quotation
 news reporting
 ephemeral copies
 incidental uses
 government uses

100 Does your national statute include limitations and exceptions for any other activities that are not covered in the questionnaire so far?

No

101 Has your country signed, or is in the process of negotiating, a Free Trade Agreement (FTA) containing clauses on copyright and related rights exceptions and limitations?

Yes

102 If so, with which country or group of countries?

United states of America

103 Please add any further comments and information you deem interesting for this questionnaire.

In our national law there is no thing about disabilities and orphan work, we encourage the education and it mention in

Article (22):

2. Use of the work in meetings within the family or through an educational institution for clarification and for face-to-face educational or teaching purposes, within the limits justified by such goal, provided that this would be done with no direct or indirect compensation.

[End of questionnaire]