



SERVING AUTHORS WORLDWIDE
AU SERVICE DES AUTEURS DANS LE MONDE
AL SERVICIO DE LOS AUTORES EN EL MUNDO

CAP19-0564

Asia-Pacific Committee

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Resolution: Resale rights for visual art creators in Japan

The CISAC Asia-Pacific Regional Committee, comprised of authors' societies from member societies in the Asia-Pacific region, met in Tokyo, on May 28th, 2019:

Informed by its Japanese Member JASPAR, the collective management organization of authors' rights in visual art works, about the lack of resale right for visual art creators in Japan;

Noting that more than 90 countries around the world have already introduced the resale right in their domestic copyright legislation;

Recalling that resale right protection is typically granted on the basis of reciprocity, meaning that visual art creators are denied protection if the right does not exist in their country of nationality;

Observing that the current situation in Japan results in a clear disadvantage and unfairness toward Japanese artists, who as a result of the absence of the right under Japanese law are denied royalties both in Japan and abroad, even in those countries that recognize the right;

Observing also that the situation impacts non-Japanese creators as well, because the lack of the right denies these foreign visual artists any royalties from the sale of their works within the territory of Japan;

Noting that all types of artists deserve to be fairly remunerated and that therefore, it is crucially important to introduce and implement the resale right under Japanese law;

The Asia-Pacific Committee:

Fully supports the efforts of JASPAR and the other visual art artists in Japan;

Calls upon the government of Japan to promote the resale right and introduce the rights in the Copyright Law of Japan.

Calls upon the government of Japan to support international discussions within WIPO on the global recognition and implementation of the right in all countries of the world.