



香港佛教聯合會
THE HONG KONG BUDDHIST ASSOCIATION

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Attn: Ms. Eugenia CHUNG
Assistant Secretary for Commerce, Industry and Technology
Commerce, Industry and Technology Bureau
Government of the Hong Kong SAR
Level 29, One Pacific Place
88 Queensway
Hong Kong

September 2, 2005

Dear Eugenia,

Re: Proposals on Various Copyright-Related Issues

Thank you for coming over to our Association and explaining to us the details on the proposals to be made. The meeting cleared some of our worries, and added a few others. Followings summarize our concerns over the proposals:

1. It is mentioned that "Fair dealing with a work for the purpose of giving or receiving instruction in a course of study provided by an educational establishment would not be considered as copyright infringement." We need to know the "context" of the "fair dealing." Otherwise, it will be difficult for us to perform our routine operations.
2. Our centers, youth centers and caring centers for elderly, may occasionally conduct lectures which require participants to purchase a copy of a reference book. Because of the time-constraints, we had experience that we had to order these books directly from bookstores outside of the SAR. According to the proposals, we shall then be accountable for criminal liability. Can there be adjustment or exemption for NGOs, say, as "permitted acts for education"?
3. We occasionally receive parcels as gifts from elsewhere outside of SAR containing commercial copyright works ranging from musical recordings, video documentaries, and

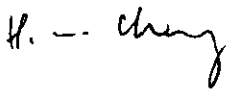
books. Then, we shall be in possession of "parallel imported" copyright works and shall again be accountable for criminal liability. Can there be adjustment or exemption for NGOs?

4. We occasionally put up our news on Internet, quoting references from newspapers or other publications. How would then the proposal suggest in this case?

We wish our concerns could be properly dealt with before submitting the final proposals to Legislative Council for discussion and passing.

Thank you for your kind attention.

Yours truly,



H. W. Cheng

Assistant Chief Executive