

Press Release



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Government response on IPR and Custodian of Rights for Harbour Fest

In response to press enquiries about the "Intellectual Property Rights" (IPR) and "Custodian of Rights" under Clause 8 of the sponsorship agreement between the HKSAR Government and the American Chamber of Commerce (AmCham) for the Hong Kong Harbour Fest, a Government spokesman said today (October 29):

"The understanding between the Government and AmCham of the IPR in question is that they mainly refer to the brand name of "Harbour Fest", the one-hour TV special to be produced for nationwide broadcast in the United States, and other recorded programmes that may be produced in the course of 2003 Harbour Fest. The one-hour TV special will also be made available to other TV networks at nominal cost for worldwide broadcast. It is not for profit-making purpose. Any revenue generated from the video or other products relating to 2003 Harbour Fest would be used to offset the costs of the 2003 Harbour Fest.

"Regarding 'Custodian of Rights', in accordance with the Fifth Schedule and Clause 6 of the contract, AmCham must submit to the Government no later than February 28, 2004 audited accounts in relation to the 2003 Festival.

"The Government and AmCham do not expect any significant further revenues to accrue from the 2003 Harbour Fest after that time. In the unlikely event that there are revenues generated from the 2003 Harbour Fest after the submission of the audited accounts by AmCham, these revenues (after audit) will be added onto the already audited revenue of the 2003 Festival as and when they arise until the end of 2008, which is the end of the 'Custodian' period. Each time when subsequent audited revenue is added to the 2003 Harbour Fest accounts, the Government sponsorship fee will be re-calculated based on the audited revised total revenue and the audited total expenditure of the 2003 Festival."

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