

**2009 "SPECIAL 301"**

**USTR DECISIONS**

2007 and 2008 ESTIMATED TRADE LOSSES DUE TO COPYRIGHT PIRACY

(in millions of U.S. dollars)

and 2007-2008 ESTIMATED LEVELS OF COPYRIGHT PIRACY

	Business Software <sup>1</sup>				Records & Music <sup>2</sup>				Motion Pictures				Entertainment Software <sup>3</sup>				Books		Totals		
	Losses		Levels		Losses		Levels		Losses		Levels		Losses		Levels		Loss	Loss	Loss	Loss	
	2008	2007	2008	2007	2008	2007	2008	2007	2008	2007	2008	2007	2008	2007	2008	2007	2008	2007	2008	2007	
<b>PRIORITY WATCH LIST</b>																					
Algeria	53.0	47.0	84%	84%	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	53.0	47.0	
Argentina	203.0	222.0	73%	74%	75.1	84.7	60%	60%	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	278.1	306.7	
Canada	794.0	696.0	32%	33%	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	794.0	696.0	
Chile	111.0	103.0	67%	66%	21.0	29.6	66%	44%	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	132.0	132.6	
India	1384.0	1013.0	68%	69%	36.2	13.8	55%	55%	NA	NA	NA	NA	NA	129.9	NA	89%	NA	38.0	1420.2	1194.7	
Indonesia	299.0	226.0	85%	84%	20.0	20.2	95%	92%	NA	NA	NA	NA	NA	NA	NA	NA	NA	32.0	319.0	278.2	
Israel (OCR)	81.0	57.0	32%	32%	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	81.0	57.0	
Pakistan	80.0	63.0	86%	84%	NA	25.0	NA	100%	NA	NA	NA	NA	NA	NA	NA	NA	NA	55.0	80.0	143.0	
People's Republic of China	3005.0	2999.0	80%	82%	564.0	451.2	90%	90%	NA	NA	NA	NA	NA	NA	NA	95%	NA	52.0	3569.0	3502.2	
Russian Federation (GSP)	2318.0	2268.0	68%	73%	NA	313.0	NA	58%	NA	NA	NA	NA	NA	NA	NA	79%	NA	42.0	2318.0	2623.0	
Thailand	335.0	257.0	76%	78%	17.8	21.7	65%	50%	NA	NA	NA	NA	NA	91.4	NA	77%	NA	37.0	352.8	407.1	
Venezuela	266.0	255.0	86%	87%	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	266.0	255.0	
<b>WATCH LIST</b>																					
Belarus	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	
Bolivia	12.0	11.0	81%	82%	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	12.0	11.0	
Brazil	905.0	889.0	58%	59%	117.1	151.6	48%	48%	NA	NA	NA	NA	NA	NA	NA	91%	NA	18.0	1022.1	1058.6	
Brunei	10.0	NA	68%	85%	2.4	2.4	100%	99%	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	12.4	2.4	
Colombia	75.0	70.0	56%	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	75.0	70.0	
Costa Rica	14.0	13.0	60%	61%	14.8	14.5	60%	60%	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	28.8	27.5	
Czech Republic	101.0	97.0	38%	39%	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	101.0	97.0	
Dominican Republic	24.0	21.0	79%	79%	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	24.0	21.0	
Ecuador	20.0	18.0	66%	66%	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	20.0	18.0	
Egypt	87.0	72.0	59%	60%	NA	15.0	NA	75%	NA	NA	NA	NA	NA	NA	NA	NA	NA	32.0	87.0	119.0	
Finland	116.0	96.0	26%	25%	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	116.0	96.0	
Greece	131.0	109.0	57%	58%	NA	NA	60%	60%	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	131.0	109.0	
Guatemala	27.0	23.0	81%	80%	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	27.0	23.0	
Hungary	88.0	75.0	42%	42%	NA	20.0	NA	35%	NA	NA	NA	NA	NA	15.9	NA	79%	NA	NA	88.0	110.9	
Italy	1137.0	1067.0	48%	49%	350.0	45.0	25%	23%	NA	NA	NA	NA	NA	817.0	NA	64%	NA	20.0	1487.0	1949.0	
Jamaica	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	
Kuwait	41.0	37.0	61%	62%	NA	10.0	NA	75%	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	41.0	47.0	
Lebanon (GSP)	27.0	24.0	74%	73%	3.0	2.8	70%	60%	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	30.0	26.8	
Malaysia	184.0	156.0	59%	59%	26.2	16.0	60%	45%	NA	NA	NA	NA	NA	NA	NA	83%	NA	9.0	210.2	181.0	
Mexico	453.0	460.0	59%	61%	419.7	527.0	80%	71%	NA	NA	NA	NA	NA	273.0	NA	88%	NA	41.0	872.7	1301.0	
Norway	137.0	117.0	28%	29%	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	137.0	117.0	
Peru	46.0	41.0	71%	71%	57.2	58.5	98%	98%	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	103.2	99.5	
Philippines (OCR)	121.0	88.0	69%	69%	117.0	88.3	83%	80%	NA	NA	NA	NA	NA	NA	NA	NA	NA	49.0	238.0	225.3	
Poland <sup>3</sup> (OCR)	389.0	348.0	56%	57%	100.0	28.0	27%	36%	NA	NA	NA	NA	NA	76.0	NA	60%	NA	NA	489.0	452.0	
Romania	149.0	91.0	66%	68%	10.0	15.0	40%	65%	NA	NA	NA	NA	NA	NA	NA	89%	NA	NA	159.0	106.0	
Saudi Arabia (OCR)	155.0	97.0	52%	51%	NA	25.0	NA	60%	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	155.0	122.0	
Spain	617.0	542.0	42%	43%	13.4	16.7	20%	20%	NA	NA	NA	NA	NA	510.0	NA	35%	NA	NA	630.4	1068.7	
Tajikistan	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	
Turkey	257.0	201.0	64%	65%	NA	22.0	NA	80%	NA	NA	NA	NA	NA	NA	NA	NA	NA	23.0	257.0	246.0	
Turkmenistan	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	
Ukraine	294.0	222.0	84%	83%	NA	35.0	NA	60%	NA	NA	NA	NA	NA	NA	NA	80%	NA	NA	294.0	257.0	
Uzbekistan (GSP)	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	
Vietnam	154.0	120.0	85%	85%	NA	NA	95%	95%	NA	NA	NA	NA	NA	NA	NA	NA	NA	17.0	154.0	137.0	

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	Business Software <sup>1</sup>				Records & Music <sup>2</sup>				Motion Pictures				Entertainment Software <sup>3</sup>				Books		Totals	
	Losses		Levels		Losses		Levels		Losses		Levels		Losses		Levels		Loss	Loss	Loss	Loss
	2008	2007	2008	2007	2008	2007	2008	2007	2008	2007	2008	2007	2008	2007	2008	2007	2008	2007	2008	2007
<b>SPECIAL 306 MONITORING</b>																				
Paraguay <sup>2</sup>	9.0	7.0	83%	82%	NA	128.0	NA	99%	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	9.0	135.0
<b>OCR only</b>																				
Fiji (OCR)	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
<b>TOTALS</b>	<b>14709.0</b>	<b>13318.0</b>			<b>1964.9</b>	<b>2180.0</b>			<b>NA</b>	<b>NA</b>			<b>NA</b>	<b>1913.2</b>			<b>NA</b>	<b>465.0</b>	<b>16673.9</b>	<b>17876.2</b>

Endnotes:

<sup>1</sup> BSA's 2008 statistics are now final. They represent the U.S. software publishers' share of software piracy losses in each country, and follow the methodology compiled in the Fifth Annual BSA and IDC Global Software Piracy Study (May 2009), available at <http://global.bsa.org/globalpiracy2008/index.html/>. These figures cover, in addition to business applications software, computer applications such as operating systems, consumer applications such as PC gaming, personal finance, and reference software. In IIPA's 2009 Special 301 filing, BSA's 2008 piracy statistics were stated as preliminary, noting that finalized statistics would be forthcoming later in 2009

<sup>2</sup> RIAA reports that its estimated losses to the music industry in 2007 in Paraguay include both domestic piracy and estimated losses caused by transshipment.

<sup>3</sup> ESA does not have 2008 data available. ESA's reported dollar figures for 2007 reflect the value of pirate product present in the marketplace as distinguished from definitive industry "losses." The value of pirate product in the market in Poland reflects only the value of pirate product for personal computers.

"GSP" means that the U.S. government is reviewing this country's IPR practices under the Generalized System of Preferences trade program.

"OCR" means that an out-of-cycle review be conducted by USTR later in 2009.

IIPA's members' methodology is described in Appendix B of IIPA's submission, see [http://www.iipa.com/2009\\_SPEC301\\_TOC.htm](http://www.iipa.com/2009_SPEC301_TOC.htm)