



*Rethinking Copyright for the Digital Economy:*

The Australian Copyright Reform Agenda

Image – Mimi & Eunice

<http://mimiandeunice.com/2011/05/23/copyright-reform/>



Australian Library and Information Association



Australian Libraries Copyright Committee

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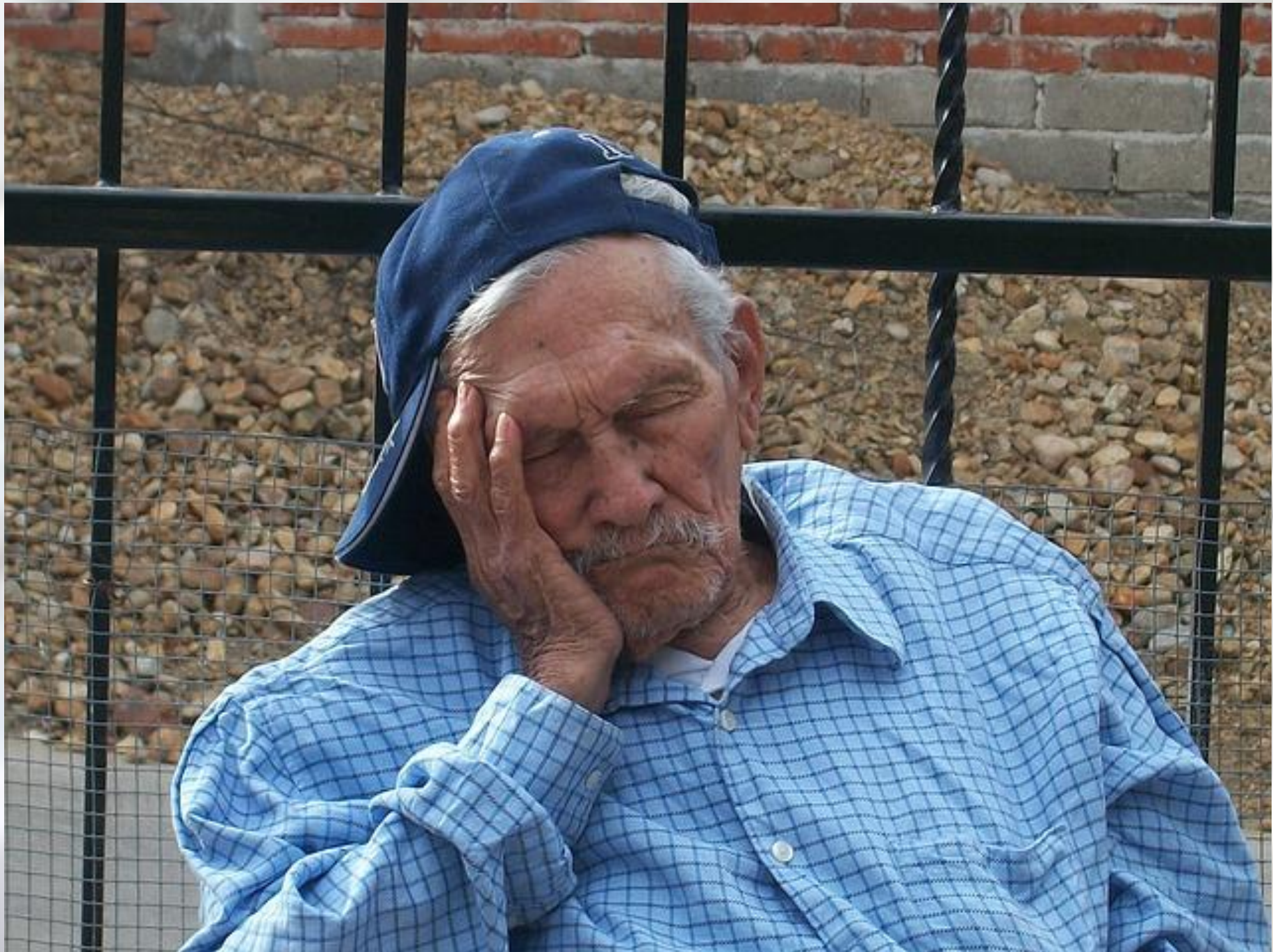
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- *ALRC Copyright and the Digital Economy*
  - TPM Review
  - Safe Harbour Review
  - **Marrakesh Treaty for Blind and VIP**
  - **Trans-Pacific Partnership Agreement (TPP)**
  - **New licencing models, distribution, products**

## **ALRC Inquiry**

- **What did they recommend?**
- **What will that mean for libraries?**

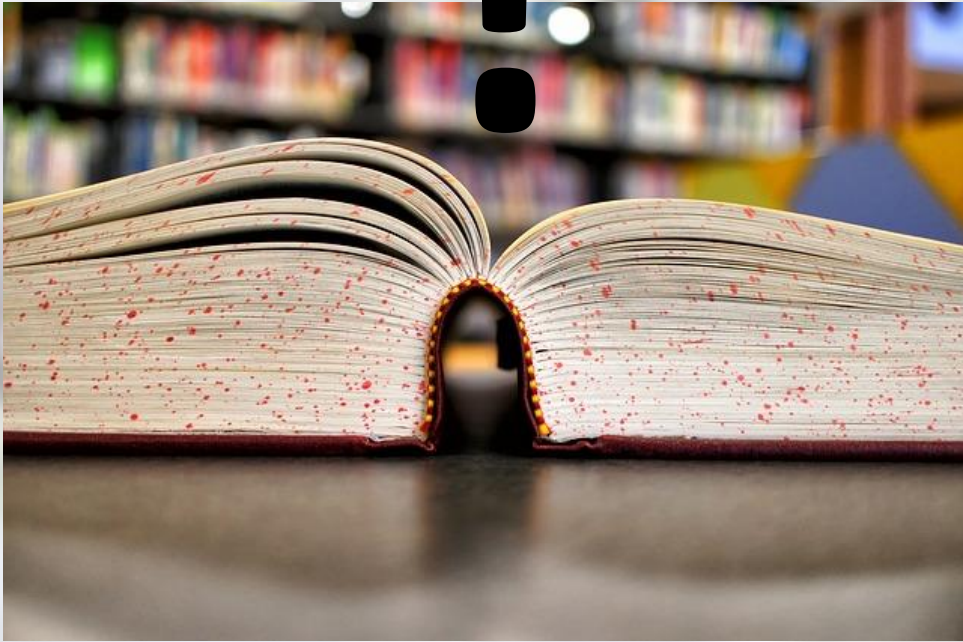
- **Fair Use**
- **Repeal of Statutory Licences**
- **Orphan works**
- **Preservation Copying**
- **Document Supply**

- (a) an express statement that a fair use of copyright material does not infringe copyright;**
- (b) a non-exhaustive list of the factors to be considered in determining whether the use is a fair use ('the fairness factors'); and**
- (c) a non-exhaustive list of illustrative uses or purposes that may qualify as fair uses ('the illustrative purposes').**



**Exception**  
**Illustrative purposes**  
**Fairness Factors – is it fair?**





- (a) research or study;**
- (b) criticism or review;**
- (c) parody or satire;**
- (d) reporting news;**
- (e) non-consumptive;**
- (f) private and domestic;**
- (g) quotation;**
- (h) education; and**
- (i) public administration**

- (a) the purpose and character of the use;**
- (b) the nature of the copyright material used;**
- (c) in a case where part only of the copyright material is used—the amount and substantiality of the part used, considered in relation to the whole of the copyright material; and**
- (d) the effect of the use upon the potential market for, or value of, the copyright material.**



- **What are you doing?**
- **What are you using?**
- **How much are you using?**
- **Is this damaging someone's income?**

# **Statutory Licences**


- **Government and Education**
- **Replaced with voluntary licences**

# Orphan works

Diligent search = limited remedies



# **Preservation Copying Document Supply Copyright and Contract**



Safe Harbours  
TPM Review  
ISP Liability  
TPP

Morrison, Hedda, 1908-1991. (Brunei), ca. 1950  
Brunei Bay, Bandar Seri Begawan NLA picvn4198059v



