

QUFA Council Meeting – Copyright Update

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Agenda

Current interpretations and guidance for using copyrighted materials when
teaching

Protecting your Copyright

Threats and Challenges

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User Rights and the Copyright Act



“The fair dealing exception, like other exceptions in the Copyright Act, is a user’s right. In order to maintain the proper balance between the rights of a copyright owner and users’ interests, it must not be interpreted restrictively.”

Image: Aoki, K, Boyle, J and Jenkins, J (2006) Bound by Law? Tales from the Public Domain (Durham, North Carolina: Duke University) Released under a Creative Commons license 2.5



What has been happening over the past 15 years?

- Copyright Modernization Act
- Supreme Court Decisions
- Copyright Board Tariff Decisions
- Educational Fair Dealing Guidelines
- York v. Access Copyright



How can you use copyrighted material in teaching

- **Fair Dealing Policy**
 - Up to 10% of a copyright-protected work (including a literary work, musical score, sound recording, and an audiovisual work)
 - One chapter from a book
 - A single article from a periodical
- **Educational Exceptions**
 - Publically accessible websites
 - Classroom display
- **Electronic Resources available through the library**



<http://library.queensu.ca/help-services/copyright-fair-dealing>



Home / Help & Services / Teaching & Research / Copyright & Fair Dealing

Copyright & Fair Dealing

Situated in the library and working closely with Queen's University Legal Counsel, the Copyright Advisory Office (CAO) is dedicated to educating, supporting and engaging Queen's faculty, students and staff in matters pertaining to the relationship between copyright, access to knowledge and learning, teaching, research and scholarly communications.

Copyright & Education

- [Copyright and Teaching](#)
- [Frequently Asked Questions](#)

Copyright & Research

- [Copyright Guidelines for Students](#)
- [Copyright and Your Thesis](#)
- [Copyright and Author's Rights](#)
- [Fair Dealing Evaluator](#)

Services

- [Electronic Reserve \(e-Reserves\)](#)
- [Copyright Clearance and Permissions](#)
- [Workshops and Events](#)

Resources

- [Queen's Fair Dealing Policy](#)
- [Policies, Licenses and Links](#)



Ask Us

For help locating resources, using the library, or to request a research consultation, try our Ask Us service.



Specialists

You can [use our email form](#) to contact a specialist in this area.

- [Mark Swartz](#)



Electronic Reserves (eReserves)



Queen's University Library offers an electronic reserve (eReserves) service where educators can add, edit, and customize course readings. This service functions like a digital course-pack, and is accessible, free, and available to students 24 hours a day.

Through eReserves, we:

- Scan print books and journal articles that meet the requirements of the fair dealing policy
- Acquire copyright permissions as needed
- Provide links to electronic library resources
- Adapt materials to meet accessibility standards
- Archive materials for use in future
- Provide links to physical reserve items

Email library.reserves@queensu.ca to get started



Protecting your Copyright



Faculty members at Queen's retain ownership to all of their Intellectual Property unless they sign that property to another party (publisher, university, company) through a contract or agreement.

- Protecting your teaching materials: <http://library.queensu.ca/help-services/faqs/2477>
- Things to think about when signing contracts: <http://library.queensu.ca/help-services/scholarly-publishing/copyright-authors-rights>

2017 Parliamentary Review

92 Five years after the day on which this section comes into force and at the end of each subsequent period of five years, a committee of the Senate, of the House of Commons or of both Houses of Parliament is to be designated or established for the purpose of reviewing this Act.

- Parliament **will review** the Copyright Act in **2017**.
- Interest groups across Canada **will be lobbying** for changes to the Act.
- Authors and publishers groups have had **24 meetings** on lobby register since November.
- Stated objective: Amend fair dealing to limit the rights of educational users

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