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Volume 16 – Number 4 – October 2013

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EVENTS:

**8 October 2013** [CONTEC Frankfurt: Redefining the experience of publishing](#), Frankfurt, Germany

**15 October 2013** [5th Annual European E-Commerce Conference 2013: Assessing the progress towards a Digital Single Market in Europe](#), Brussels, Belgium

**16 October 2013** [High Level Round Table Discussion on Sharing Knowledge & Access to Intellectual Property in the Digital Age](#), Brussels

**28 to 30 October 2013** [IFRRO World Congress 2013](#), Istanbul, Turkey

**28 October 2013 to 1 November 2013** [Conference Digital Heritage 2013](#), Marseilles France

**29 October 2013** [IFRRO Business Models Forum and International Seminar 2013](#), Istanbul, Turkey

**18 to 22 November 2013** [WIPO Committee on Development and Intellectual Property \(12th session\)](#), Geneva, Switzerland

**16 to 20 December 2013** [WIPO Standing Committee on Copyright and Related Rights \(27th session\)](#), Geneva, Switzerland

LINKS TO OTHER NEWS:

[COPIBEC Newsletter September 2013](#)

[IPA Newsletter No. 103](#)

[PDLN Newsletter No. 18](#)

[IPA Newsletter October 2013](#)

[EDItEUR Newsletter](#)

## IFRRO

**IFRRO World Congress 2013 in Istanbul 28-31 October - “Collective management - benefiting creativity, culture and economic growth”.**



The IFRRO World Congress takes place in the last week of October this year in Istanbul, Turkey, with the theme “*Collective management - benefiting creativity, culture and economic growth*”. It is hosted by YAYBIR, the Turkish RRO member of IFRRO and will be attended by more than 200 delegates, observers and guests.

On Tuesday 29 October the general public will be admitted for the [IFRRO Business Models Forum/International Conference](#), which centres round the topic of “*Copyright, Cultural Diversity and Collective Management*.” The event will be opened by Tracey Armstrong Chair IFRRO Business Models Forum, CEO, Copyright Clearance Center (CCC) and will feature a number of high level speakers both within and outside the IFRRO community. Non-IFRRO speakers include *Christoph-Beat Graber*, Professor of Law, PhD, Faculty of Law, University of Lucerne, *Fernando dos Santos*, Director General, African Regional Intellectual Property Organization (ARIPO) and *Serhan Ada*, Assoc. Prof. Dr., Head of the Art and Cultural Management BA Programme of Istanbul Bilgi University. Anyone wishing to register should do so by completing the [form on the IFRRO website](#) and returning it with the appropriate fee to [veraliah.bueno@ifrro.org](mailto:veraliah.bueno@ifrro.org) before 10 October.

The Annual General Assembly of IFRRO will be held on Wednesday 30 October and opened by the Turkish Minister of Culture & Tourism, Mr. Ömer Çelik. Discussions will address issues of exceptions and limitations, the part that can be played by IFRRO members in providing access to copyright material for those with print disabilities and how rightholders can regain the initiative in the copyright debate. The AGM will conclude with a special session led by *Robert Levine*, author of the book *Free Ride*.

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### **IFRRO/Forum Europe event on Sharing Knowledge and Access to IP during EU Internet Week 2013**

On 16 October IFRRO is co-organising a High Level Round Table Discussion on “Sharing Knowledge and Access to Intellectual Property in the Internet Age” as part of EU Internet Week 2013 (EUIW2013). Taking place against the backdrop of a very busy period for policymakers and stakeholders in the IP field, this discussion-based event will explore the current state of play with regards copyright and IP online in Europe, and will also look an international dimensions and governance. The event will take place at the EFTA Headquarters at Rue Joseph II, 12-16, Brussels.

Achieving a fully integrated single market in Europe for intellectual property is key to fostering creativity and supporting rights owners, while at the same time helping drive growth and jobs. With this in mind, the discussions will focus on:

- Is the EU copyright and IP acquis, plus that proposed, sufficient and appropriate?
- Will the CRM Directive deliver?
- What progress is being made with the Licensing for Europe dialogue and what issues are the discussions highlighting?
- How is the EU interacting with international bodies and countries?
- What new business models are emerging?
- What recommendations might be made for the new Commission and Parliament?

Speakers will include Helge Skaara (Deputy Secretary General, EFTA), Olav Stokkmo (CEO, IFRRO), Kerstin Jorna (Director - Intellectual Property Unit, European Commission), Christian Engstrom (Member of the European Parliament) and Kevin Fitzgerald (Chief Executive, Copyright Licensing Agency, UK).

Click here for full programme and details.

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### **IFRRO collection of members' Education and Enforcement best practices gets updates from CLA and Copyright Agency**

The IFRRO website hosts a collection of the Education and Enforcement best practices from IFRRO members around the world. It has recently got new material from CLA (UK) and Copyright Agency in Australia.

The Education section includes copyright awareness campaigns from Belgium, Norway, Portugal, Switzerland and the UK and education campaigns and material from RROs in Australia, Belgium, Canada, Chile, Finland, Greece, India, Mexico, Spain, Switzerland, the USA and the UK. It also features material from the European Newspaper Publishers' Association (ENPA) and the Belgian Authors' Association (Assuocopie).

Under Enforcement, you can find the anti-piracy activities of Hong Kong and Mexico together with a number of legal actions to enforce copyright taken in the UK.

Click [here](#) or on the logo below for the growing list of IFRRO's Education and Enforcement best practices.



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## **IFRRO makes contribution to CEDRO towards litigation expenses via the IFRRO Enforcement Fund (IEF)**

IFRRO has approved an application from CEDRO for financial support from the IFRRO Enforcement Fund (IEF) towards litigation expenses against the website “YOUKIOSKE.COM” in Spain. The contribution is guaranteed by funds available from the IEF.

The popular website YOUKIOSKE.com offered, without the permission of rightholders, access to copies of Spanish and foreign newspapers, magazines, periodicals and books. While the Spanish association of press publishers initiated the criminal proceedings, the judge in charge invited CEDRO to join the litigation, given that works of many other Spanish and foreign rightholders were detected on the website.

The IFRRO community is convinced that the litigation impacts on more countries than Spain and has a precedent effect.

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## **IFRRO submission to Australian Law Reform Commission**

On 24 July IFRRO submitted its contribution to the Australian Law Reform Commission (ALRC) on the [Discussion paper on copyright law reform](#). IFRRO welcomed the initiative as well as the five framing principles of the inquiry. The copyright industries contribute to 6% of GDP and 8% of employment in Australia, making it one of the most successful countries in protecting and benefitting from copyrighted works. IFRRO therefore recommends that any change to the current legislation that has proved to be efficient should be considered with much precaution. IFRRO agrees that there is a need to preserve the balance between maintaining “incentives for creation of works and other subject matter” and promoting “fair access to and wide dissemination of content”. The consistency of the legislation with the digital age and new technologies is also of prime importance.

However, IFRRO questions the introduction of the “fair use” concept into Australian law and the repeal of statutory licences as proposed by the Commission. IFRRO does not oppose “fair use” as such, but wonders whether introducing it without having a substantial case law on “fair use” would generate legal uncertainty. Rather, it seems appropriate to build further on Australia’s legal traditions, including the concept of “fair dealing”. Also, the repeal of statutory licences that have allowed schools to copy a great amount of work for a low price does not seem to meet the five criteria set up by the ALRC, in particular the ones on respecting authorship and creating incentives for the creation of new works.

The full text of our submission is [available here](#).

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## **RRO News**

### **CEDRO launches conlicencia.com**

On 10 September, IFRRO’s Spanish member, CEDRO, launched a new online platform aimed at easing the licencing of “pay per use” of copyrighted material. The tool ([conlicencia.com](#)) will allow users to have seamless access to secondary uses of books, magazines, newspapers and music sheets.

[Conlicencia.com](http://Conlicencia.com) and its online licensing will give access to more than 20 million titles published in more than 30 countries that CEDRO holds in its repertoire. This platform proves that it is possible to put together the collective rights management and the technology in order to facilitate the access to works.

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### **NLA media access partners with CLA to simplify copyright licensing in education**

NLA media access and the Copyright Licensing Agency (CLA) have announced a partnership designed to streamline and simplify copyright licensing for UK schools and higher education.

NLA media access has appointed CLA as its exclusive agent for all UK education licensing. From 2014, schools, higher and further education establishments will be able to manage their news content copyright licence through CLA.

This single point of contact and centralised administration is expected to save licensees effort. The partnership will begin with the CLA selling NLA media access licences alongside its own, but both parties will work towards a closer harmonisation of licence terms to make copyright licensing easier for their clients in the education sector.

Click here for [full press release](#)

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### **20 new UK councils take copyright licence following CLA legal action**

Following legal action by The Copyright Licensing Agency Ltd (CLA) earlier this year, 20 new councils have taken a copyright licence.

In April 2013, Brighton & Hove City Council agreed to pay CLA an undisclosed sum to cover legal costs and retrospective licence fees as well as agreeing to take a licence for the future. Lawyers acting for Brighton & Hove had originally told CLA that it was not at risk of copyright infringement as it operated a 'no copying' policy, but evidence gathered by CLA showed that the policy had not worked and infringement was taking place.

Following the settlement with Brighton & Hove, 5 councils that had previously cancelled their licence have contacted CLA following internal reviews that showed they were at risk of copyright infringement – and consequential legal action.

CLA monitors councils where it is believed that copyright infringement is taking place and investigates reports of copyright infringement in the workplace provided by individuals. If a council is found to be infringing copyright, then in some cases, its officers and employees can be held individually liable.

Click here for [full press release](#)

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### **OSDEL appoints new Executive Director and moves offices**

OSDEL (the Greek Collecting Society for Literary Works) announced in September that it has appointed a new executive director Mr. Kostas Kyriakopoulos. Mr. Kyriakopoulos has a long experience in managerial positions in the field of on-line media and content management and OSDEL looks forward to his contribution in all the fields under its remit.

Together with its new Executive Director, OSDEL will be moving to new premises in the centre of Athens, under the appropriate name "Home of Book".

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## EU Affairs

### **EU Study shows that IPR industries provide “virtuous circle” in creation and maintenance of successful economy**

European IPR-intensive industries generate more than a quarter of employment and more than a third of economic activity according to an Office for Harmonization in the Internal Market (OHIM) and the European Patent Office (EPO) study. The copyright sector alone contributes € 0.5 trillion, or 4.2%, to the European GDP.

The main findings were as follows:

- About 50% of EU industries are IPR intensive
- IPR-intensive industries account directly for 26% of all jobs in the EU – around 56 million direct jobs. With the addition of 20 million indirect jobs, 1 in 3 of all EU jobs rely on IPR intensive industries.
- These industries generated almost 39% of total economic activity (GDP) in the EU, worth €4.7 trillion. Of these copy-right intensive industries contribute 4.2% worth nearly 510,000 million €.
- IPR-intensive industries pay higher remuneration than non-IPR intensive industries, with a wage premium of more than 40%. The average weekly remuneration in IPR-intensive industries is €715, compared with €507 in non-IPR intensive industries
- IPR-intensive industries account for 90% of the EU’s trade with the rest of the world

This was the first EU-wide study on the overall contribution made by intellectual property intensive industries to the EU economy, in terms of Gross Domestic Product (GDP), employment, wages and trade. In the introduction to the Executive Summary, the Presidents of OHIM and EPO - António Campinos and Benoît Battistelli - acknowledge the role that European countries have played in shaping a modern and balanced system of IP rights, which not only guarantees innovators their due reward but also stimulates a competitive market. Campinos and Battistelli stress the need to foster the “virtuous circle” leading from R&D investment to jobs - via innovation, competitive advantage and economic success especially in the knowledge economy and state that an efficient system of intellectual property rights (IPR) undoubtedly ranks among the most important factors in ensuring this, given IP’s capacity to encourage creativity and innovation, in all its various forms, throughout the economy. They note that there have been several calls from industry for indicators to measure the economic impact of IP rights and one of the purposes of this study was to produce the facts and figures to ensure such debate is based on sound evidence.

Click here for the [Executive Summary](#) and here for the [full report](#).

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## Development

### **ARIPO, IFRRO, the Nigerian Copyright Commission, Repronig and WIPO co-organise a national seminar in Nigeria**

On 17 September, a national seminar on “Collective management of copyright”, co-organised by the African Regional Intellectual Property Organisation (ARIPO), IFRRO, the Nigerian Copyright Commission (NCC), Repronig (the Nigerian Reproduction Rights Organisation), and WIPO was held in Lagos, Nigeria.

Authors, publishers, and other stakeholders sharing an interest in the collective management of rights in the text and image sector participated in the event. Presentations were made by several representatives of RROs, from Africa as well as from Europe and North America – speakers included Olav Stokkmo (CEO of IFRRO), Hans-Petter Fuglerud (Kopinor, Norway), Michael Healy (CCC, USA), Madeleine Pow (CLA, UK), Benoît Proot (Reprobel, Belgium). Olu Obafemi, Olalere Oladitan, Jare Ajayi (Repronig), Pushpawant Boodhun (MASA, Mauritius), Kafula Bwalya (ZARRSO, Zambia), Sharon Chahale (Kopiken, Kenya), Greenfield Chilongo (ZimCopy, Zimbabwe) Angel Edmin (Kopitan, Tanzania), Nathi Gaisa (DALRO, South Africa), Rosario Kamanga (COSOMA, Malawi) and Ben Nyadzi (CopyGhana) shared regional best practises in the collective administration of reproduction rights. The presentations were followed by a lively discussion between participants and foreign delegates.

See [here](#) an article in the Guardian (Nigeria) and [another article](#) in the Nigerian Tribune. You may also find below all the presentations made by the participants:

1. [Carole Croella, WIPO: The importance of collective management for developing countries](#)
2. [Obi Ezeilo, Nigerian Copyright Commission \(NCC\): Overview of the publishing industry and legal basis for collective management in Nigeria](#)
3. [Olav Stokkmo, IFRRO: Copyright Collective Management: Role and Functioning of RROs](#)
4. [Hans-Petter Fuglerud, Kopinor: Key functions and operation of RROs](#)
5. [Madeleine Pow, CLA: Key functions and operation of RROs](#)
6. [Michael Healy, CCC: Collective management of copyright in the digital environment: experiences & challenges](#)
7. [Hans-Petter Fuglerud, Kopinor: The Bookshelf – making available of cultural heritage by online access to literature](#)
8. [Olav Stokkmo, IFRRO: Accessing Cultural Heritage: The Role of Collective Management](#)
9. [Keitseng Monyatsi, ARIPO: Findings of a survey on RROs and other CMOs in ARIPO member states](#)

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## **Seminar on Copyright and Collective management of rights in Cameroon**

On 12 September, Cameroonian authors and publishers together with government officials and representatives of RROs in the region met in Yaoundé, Cameroon, for a seminar on copyright and collective management of rights. It was co-organised by the African Intellectual Property Organisation (OAPI), IFRRO, and SOCILADRA, the Cameroonian RRO.

Participants were able to hear and exchange views with representatives of African RROs from Burkina Faso, Cameroon, Côte d'Ivoire, and Senegal, as well as overseas contributors, including Olav Stokkmo (CEO) and Pierre-Olivier Lesburguères (Policy Advisor) of IFRRO and Benoît Proot (Managing Director of Reprobel, Belgium). Invaluable regional experiences were shared by Alphonse Bombogo (SOCILADRA), Chantal Forgo (BBDA), Serge Akpatou (BURIDA) and Aly Bathily (BSDA).

All the presentations that were made during the seminar can be found here:

1. [Olav Stokkmo, IFRRO: L'importance des industries du droit d'auteur à la Culture et à l'Economie](#)
2. [Pierre-Olivier Lesburguères, IFRRO : Rôle et fonctionnement des organismes gérant les droits de reproduction](#)
3. [Benoît Proot, Reprobel : Les fondements de la gestion collective dans le domaine du texte et de l'image en Belgique](#)
4. [Chantal Forgo, BBDA : Les fonctions essentielles et l'exploitation des RRO](#)
5. [Sandra Chastanet, CFC : Gestion du droit de reproduction en France: l'exemple des licences dans l'enseignement](#)
6. [Olav Stokkmo, IFRRO : Accès au Patrimoine Culturel : le Rôle de la Gestion Collective](#)

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## **Court Cases**

### **CEDRO wins another case against university (UB) for illegal digital uses**

CEDRO, the Spanish RRO, has offered Educational institutions in Spain licensing agreements to allow them to copy and make available copyright works legally. A large majority has refused to take up a licence and continued activities, which authors and publishers consider to infringe on their copyright. CEDRO therefore launched court cases against three universities. [In May the court in Barcelona ruled against Universitat Autònoma de Barcelona \(UAB\)](#). On 2 September, the court ruled on the second case launched by CEDRO, also this time in favour of CEDRO and the rightholders, for the same type of infringement. There is no reason to believe that the ruling in the last of the three cases will be different from those in the two first ones.

According to the ruling, UB digitized and made available to the public protected works without authorization on its virtual campus, and so "infringes intellectual property rights." The

judge has directed the university to "immediately cease and refrain from any future act of scanning or digitization, reproduction and making available on its digital platforms, virtual learning environment or intranets, any copyrighted intellectual works in CEDRO's repertoire ". The ruling estates that the university should have a licence to reproduce copyright protected material and therefore, recognizes the legitimacy of CEDRO to represent and defend authors and publishers' interests. The decision also sets as "prudent and equitable" the fee that our member charges for the necessary licence.

The ruling also obliges UB to "withdraw in no more than 15 days, and by appropriate means erase, all existing files and digital content in its virtual campus or equivalent communication network, containing works in whole or in part, belonging to the repertoire of CEDRO which have been made available to students on the network without authorization from CEDRO and / or its owners".

Finally, the Decision also sets out a compensation for the damages caused to authors and publishers due to the illegal use of works belonging to CEDRO's repertoire without the compulsory authorization.

In a comment, the IFRRO CEO, Olav Stokkmo, congratulated CEDRO on the outcome of the case , which, he said, came as no surprise. He added that it is more surprising that public educational institutions opt to fight such issues in court when they are offered the possibility of sharing and using copyright material legally and seamlessly through a licensing agreement with the RRO CEDRO.

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### **European Court of Justice rules in favour of German RRO VG Wort that printers and computers may be levied**

On 27 June 2013, the Court of Justice of the European Union (CJEU) gave its ruling in Joined Cases C-457/11 to C-460/11 *Verwertungsgesellschaft Wort (VG Wort) v Kyocera, Epson Deutschland GmbH, Xerox GmbH, Canon Deutschland GmbH and Fujitsu Technology Solutions GmbH, Hewlett-Packard GmbH v VG Wort*. In a nutshell, the CJEU stated that the concept of 'reproductions on paper or any similar medium, effected by the use of any kind of photographic technique or by some other process having similar effects' (cf. Article 5.2(a), Directive 2001/29) includes reproductions made using a printer or a personal computer where the two are linked together.

"In this case, it is open to the Member States to put in place a system according to which the fair compensation is paid by the persons in possession of a device contributing, in a non-autonomous manner, to that single reproduction process of the protected work or other subject-matter on the given medium in so far as those persons have the possibility to pass on the cost of the levy to their customers, provided that the overall amount of fair compensation owed as recompense for the harm suffered by the author at the end of that single process must not be substantially different from the fixed amount owed for the reproduction obtained through the use of one single device" (cf. point 80 of the CJEU's judgment).

Moreover, the Court found that an act by which a rightholder may have authorised reproduction of his protected work or other subject-matter has no bearing on the fair compensation owed.

The Curia press release is [here](#), while the complete judgment is [here](#).  
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### **German court ruled that e-books need to be distinguished from software - no exhaustion**

According to the German Regional Court of Bielefeld, the Court of Justice of the European Union's (CJEU's) *UsedSoft v Oracle* decision in [Case C-128/11](#) is not applicable to the resale of other digital content such as downloadable e-books and audiobooks. The German court held that, because of the nature of the EU Software Directive 2009/24/EC as *lex specialis* to the EU Information Society Directive 2001/29/EC, the reasoning in *UsedSoft* could not be applied to other subject-matter. In this vein, the Landgericht Bielefeld concluded that the Information Society Directive does not permit application of the principle of exhaustion to works in non-analogue form.

In the *Capital Records v ReDigi* [ruling](#) on digital music, the U.S. District Court for the Southern District of New York ruled that ReDigi was not protected by the U.S. "first sale" doctrine, which allows consumers to buy and sell copyrighted works after the creators first put them into the marketplace. It distinguished the case from the earlier U.S. Supreme Court decision in *Kirtsaeng v John Wiley & Sons* (<http://www.law.cornell.edu/supremecourt/text/11-697>) that decided that U.S. rightholders cannot prevent products they purchase elsewhere from being resold in the U.S.

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### **The Court of Justice of the European Union (CJEU) rules in favour of CMOs in litigation with Amazon.com on copyright levies**

On 11 July, the CJEU ruled in the case C-521/11 *Amazon.com International Sales Inc. and Others v Austro-Mechana Gesellschaft zur Wahrnehmung mechanisch-musikalischer Urheberrechte Gesellschaft mbH*. The full judgement is available [here](#).

The CJEU was asked by the Austrian Supreme Court whether it is permitted under EU Law for a collective management organisation (CMO) to ask for the payment of levies on recording media such as MP3 players or blank CDs. The case opposed the Austrian CMO Austro-Mechana to Amazon.com who argued that a general "blank cassette levy" was in contradiction to EU Law.

Contrary to what was alleged by Amazon.com the Court found that the existence of a general levy was not incompatible with EU Law as long as there is also a system of reimbursement for instance upon re-export of the device or media that is levied.

The Court also stated that a system where part of the levy is not transferred directly to the rightholder but goes to social and cultural institutions is acceptable, provided the rightholders benefit from it and the income is shared among eligible rightholders on a non-discriminatory basis.

Finally, the Court considered that the payment of a blank cassette levy in another Member State should not free the retailer from paying it in other Member States.  
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## WIPO

### **WIPO Diplomatic Conference in Marrakech adopts Treaty to facilitate access to published works for persons who are blind, visually impaired, or otherwise print disabled**

The WIPO Diplomatic Conference concluded successfully on 28 June 2013 with the adoption of the Marrakech Treaty to Facilitate Access to Published Works for Persons who are Blind, Visually Impaired, or otherwise Print Disabled (available here). IFRRO, in its concluding statement, acknowledged the contribution of all stakeholder and that of the WIPO Director General, Mr. Francis Gurry, and his team in arriving at a successful conclusion of the WIPO Diplomatic Conference in Marrakech resulting in a new treaty to facilitate access to published works for the blind and print disabled. IFRRO believes that the new instrument has the potential of contributing positively to an improvement in the availability of books and other copyright works in accessible formats.

The Treaty has been the subject of lengthy negotiations and careful thought. The fact that it has taken time to arrive at the Treaty text may eventually also prove to have significant positive aspects as stakeholders have candidly provided information and expressed opinions on issues relevant to the development and later implementation of the Treaty text.

Throughout the emphasis has been on transparency and accountability, which will be key elements in the implementation of the new WIPO legal instrument. Combined with the frankness of the discussions, this should make it easier to ensure that the Treaty is properly implemented in a timely fashion.

[Click here for the full IFRRO statement.](#)

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## Licensing

### **Creative Industries in the UK Delivering on Commitment to Streamline Copyright Licensing for the Digital Age**

The Copyright Licensing Steering Group (CLSG) – the body established by the creative industries to take forward Richard Hooper and Dr Ros Lynch’s report [Copyright Works](#) published a report in September detailing the successes over the past 12 months in implementing recommendations to streamline copyright licensing in the UK.

The CLSG has been supported in its work by six workstreams, focusing on each of the recommendations. In all, over 100 people from across the creative industries participated in the work.

Progress over the past 12 months includes:

- The launch of a pilot phase of the Copyright Hub in July
- The publication of a Voluntary Code of Practice for creating and retaining metadata in images

- The development of a range of initiatives to streamline the licensing landscape for educational establishments
- The planned introduction of two new joint music licences from PPL and *PRS for Music*
- New digital music licensing initiatives for start-ups and app developers
- Progress on the adoption and inter-operability of common data standards

To view the full report, download it at: [www.clsq.info](http://www.clsq.info). Click here for [full press release](#)  
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### **Canadian writers challenge educational copying guidelines**

A survey by the Writers' Union of Canada (TWUC) has shown there is no consensus behind the growing practice among Canadian educators to allow more copying for educational purposes. In the wake of the new Canadian Copyright law, some educational institutions are championing a way around compensating writers for the millions of pages of their works, which are copied by professors, instructors and teachers for use in classrooms across Canada. Until very recently, when an author's work was photocopied for educational use, it was usual for that author to receive some compensation through licensing agreements. Now new guidelines are emerging that claim that up to 10% of a published work, entire chapters, stories, poems and articles copied for use in educational course packs as "short excerpts" are covered by fair dealing and can be freely copied.

In April 2013 TWUC circulated a survey questionnaire to all 2023 names on its membership e-mail list. TWUC members are all professional book authors with at least one book credit to their name. Many also work as educators in both the K-12 and post-secondary sectors. Of the over 580 respondents, a full 86% felt these new definitions were markedly unfair. A recurring theme behind the responses was that the work of Canadian writers has value. If it's good enough to be copied for educational purposes, then it is good enough to be paid for.

Further, 83% anticipated that writers' incomes would suffer because of this change. This bears out the findings of a recent [Pricewaterhouse Cooper \(PwC\) report](#) in the UK, which showed that almost 25% of the UK authors derived more than 60% of their income from secondary licensing. The same study indicated that a 10% decline in income from secondary uses for creators would result in 20% less output, whilst a 20% decline would mean a drop of 29% in output, or the equivalent of 2,870 works per year.

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