

## IFRRO LAUNCHES NEW WEBSITE

[www.ifrrro.org](http://www.ifrrro.org) has undergone a complete makeover which includes improved function and navigation as well as the renewal of the opening page. A FAQ section defines terms essential to the field of activity of RROs and IFRRO and the database which enables users to view relevant articles on reprography in national copyright legislations by model of operation and continent has been extended to cover more countries. Further development will take place over the coming months.



Print screen of IFRRO homepage. Website design: [Tagora](#)

## IFRRO DIGITAL STRATEGY COMMITTEE

The IFRRO Board has established a new Digital Strategy Committee. The aim is to provide leadership from which benefits will flow to members in the fields of international document delivery, digitisation and digital licensing, digital mandate and rights data exchange. The work is being given top priority at the highest level. Important first tasks will be to enter into a consultation process with rights holders and later with users in order to assess how RROs can best assist rights holders in developing sustainable business models for the digital environment including international document delivery. Members will be invited to discuss digital issues at a Digital Issues Forum open to all IFRRO members and intended to be organised twice a year.

## DIGITAL ISSUES

**Court rules on file-sharing.** An Australian Court has ruled that Kazaa must alter its software to stop users from sharing infringing copies (<http://news.bbc.co.uk/1/hi/technology/4214810.stm>).

## Google stops scanning copyright texts.

Although Google stopped to scan in early August copyrighted texts for its digital library, following allegations of copyright violations, its book search facility making millions of books accessible via the Internet has been activated on 30 August. AAP (The Association of American Publishers) which has been active in the dialogue with Google on behalf of rights holders says that they have "grave misgivings" about the project. ([www.publishers.org/press/releases.cfm?PressReleaseArticleID=274](http://www.publishers.org/press/releases.cfm?PressReleaseArticleID=274))

## EUROPEAN UNION

### European Study on Collective Management

On 7 July The European Commission published a study on cross border licensing of copyright in the music sector ([http://europa.eu.int/comm/internal\\_market/copyright/management/management\\_en.htm](http://europa.eu.int/comm/internal_market/copyright/management/management_en.htm)). The study proposes a number of principles to which the Member States should adhere and which include providing users with a right to be licensed by any European Collective Management Organisation (CMO) of their choice for the management of their rights throughout Europe. IFRRO's comments on the study stress *inter alia* the need to preserve strong national CMOs as a means of furthering cultural diversity. It cautions against generalising from a study on one sector of the copyright industries ([http://www.ifrrro.org/upload/images/IFRRO\\_reply\\_CollectiveManagementStudy\\_jul05.pdf](http://www.ifrrro.org/upload/images/IFRRO_reply_CollectiveManagementStudy_jul05.pdf)). The Commission has announced that recommendations will be published on the basis of the study on 5 October.

### EU assessment of Copyright Directives.

DG Internal Market has called for tenders on its 'recasting of copyright' initiative and the way Directive 2001/29 has been implemented in the Member States. The purpose of the first study is to review the existing legal framework for copyright in the existing Directives to evaluate how copyright can contribute to achieving the goals of the Lisbon agenda. It is assumed that the main focus will be on DRMs and levy systems. ([http://europa.eu.int/comm/dgs/internal\\_market/calls\\_en.htm](http://europa.eu.int/comm/dgs/internal_market/calls_en.htm))

### Proposal for Criminal Measures on IPR Infringement.

The European Commission Directorate-General Justice has proposed a Directive to harmonise the sanctions of national laws for infringement of intellectual property rights, making all intentional commercial

infringements (including aiding and abetting) of any intellectual property right a criminal offence. (<http://europa.eu.int/rapid/pressReleasesAction.do?reference=IP/05/906&format=HTML&aged=0>) document COM (2005)276 of 12 July 2005 (<http://europa.eu.int/eurlex/lex/COMMonth.do?year=2005&month=07>)

---

## LATIN AMERICA

**CERLALC** has published a special edition of its magazine 'Pensar el libro' on piracy and anti-piracy activities in Latin America and Spain, also presenting IFRRO's statement on piracy. It further contains a number of articles on piracy over the internet ([www.cerlalc.org/Revista\\_Pirateria/index.htm](http://www.cerlalc.org/Revista_Pirateria/index.htm)).

---

## USA

The US Copyright Office held a consultation on a possible pre-registration option for unpublished works to assist rights holders in their fight against piracy (<http://www.copyright.gov/prereg/>). It published replies to its consultation on orphan works as well as verbatim transcripts and audio files from its roundtables held last month. ([www.copyright.gov/orphan/](http://www.copyright.gov/orphan/))

---

## EQUIPMENT LEVY

**Application of equipment levy to printers and plotters.** In May 2005 the Oberlandesgericht Stuttgart ruled in favour of **VG Wort** and confirmed that printers, in conjunction with PCs and scanners, can be and are used to make copyright relevant copies and are therefore subject to the equipment levy. The court did not decide what tariff should be applied. It criticised, Hewlett Packard, however, for a possible delaying tactic. ([www.vgwort.de/](http://www.vgwort.de/))

**Multifunction (mf) machines.** On 6 July, the Oberlandesgericht Stuttgart ruled in favour of **VG Wort** and confirmed the German Patent Office's decision that the remuneration set in the Copyright Law for copying machines must be paid for mf machines. This remuneration begins at € 38.35 and increases according to the speed of the machine. Both sides agreed that remuneration was payable for mf machines but the manufacturers and importers were only prepared to pay the lower tariff for scanners. ([www.vgwort.de/files/presseinfo\\_mai05.pdf](http://www.vgwort.de/files/presseinfo_mai05.pdf))

---

## COPYRIGHT LEGISLATION

**Spain.** On 22 July, the Spanish government released its proposal to implement the European Information Society Directive. The existing right of remuneration for private copies is extended to cover digital equipment and uses. However, equipment to be levied is proposed to be determined on the basis of criteria different from those currently applicable. Moreover, two new exceptions to the exclusive right, both without remuneration for rights holders are proposed: for the purpose of illustration for teaching; and for use by communication or making available for the purpose of research, in dedicated terminals of certain institutions. According to CEDRO, the new exceptions significantly alter the balance between the rights of authors and publishers and the needs of users. With the support of IFRRO, CEDRO has entered into a dialogue with the legislators and the ministry ([www.cedro.org/inicio.asp](http://www.cedro.org/inicio.asp)).

---

## COPYRIGHT COMPLIANCE

**Canada.** A court has awarded Access Copyright statutory damages for copyright infringement in the amount of \$259,500, the largest payment in damages in Canadian history for illegal copying ([www.accesscopyright.ca](http://www.accesscopyright.ca)).

**India.** The New Delhi police raided in July two major book piracy rackets and seized books at a value of EUR 2.8 m. (140 m. rupees). Five people who were arrested risk two-years' imprisonment. (<http://www.publishing-industry.net/article228.html>)

---

## FROM THE MEMBERSHIP

**ICLA**, the Irish RRO ([www.icla.ie](http://www.icla.ie)), the Sculptors' Society of Ireland and the Copyright Association of Ireland were the main supporters of IVARO, the Irish Visual Artists' Rights Organisation launched June 25<sup>th</sup> 2005.

**FIPP** has launched an official Worldwide Magazine Marketplace for publishers looking to explore cross-border opportunities ([www.magazineworld.org](http://www.magazineworld.org))

---

## CALENDAR OF EVENTS

<b>Sept 16</b>	WIPO Intergovernmental meeting on a Development Agenda, Geneva
<b>Oct 5</b>	Release European Commission Recommendations on cross-border management of copyright
<b>Sep 26-Oct 5</b>	WIPO General meeting, Geneva
<b>Oct 27</b>	IFRRO AGM, Madrid
<b>Oct 28</b>	IFRRO-CEDRO seminar on Copyright Creating Access, Madrid