

**FROM THE OFFICES OF LESLEY ELLEN HARRIS**

Copyright, New Media Law & E-Commerce News

---

---

Vol. 18, No. 2 April 18, 2012

ISSN 1489-954X

Contents:

1. Studies, Legislation and Conventions:
    - Canadian Bill C-11 Ready for Third Reading
    - French Legislation Will Manage Out-of-Print Works
  2. Legal Cases:
    - National Archives Employee Admits Copyright Infringement
    - Copyright Infringement Brings Severe Penalty
  3. Of Interest:
    - Encyclopedia Britannica Produces Final Print Version
    - Celebrate Upcoming Copyright Days
    - New Open Access Policy at World Bank
    - AUCC and Access Copyright Agree to Model Licence
  4. Seminars and Publications:
    - The Copyright and New Media Law Newsletter
    - Six Essential Copyright Facts for Librarians
    - Perspectives on Copyright
    - Online Copyright Courses
- 
- 

Copyright, New Media & E-Commerce News is distributed for free by the office of Lesley Ellen Harris. Information contained herein should not be relied upon or considered as legal advice. Copyright 2012 Lesley Ellen Harris. This e-letter may be forwarded, downloaded or reproduced for non-commercial purposes provided that you cc: [lehletter@copyrightlaws.com](mailto:lehletter@copyrightlaws.com).

This e-letter, from 1996 to the present, is archived with Library & Archives Canada at <http://epe.lac-bac.gc.ca/100/201/300/copyright/>.

---

---

## 1. STUDIES, LEGISLATION AND CONVENTIONS:

CANADIAN BILL C-11 READY FOR THIRD READING – After review by a Special Legislative Committee, Bill C-11 (The Copyright Modernization Act) is back at the House of Commons for third reading. Following a vote by Parliament, the bill will be sent to the Senate. The revised bill is at [http://parl.gc.ca/content/hoc/Bills/411/Government/C-11/C-11\\_2/C-11\\_2.PDF](http://parl.gc.ca/content/hoc/Bills/411/Government/C-11/C-11_2/C-11_2.PDF).

FRENCH LEGISLATION WILL MANAGE OUT-OF-PRINT WORKS – France has passed an Act to put a mechanism in place to regulate the use of commercially non-available works. A database will be created and managed by the French National Library and a collective rights management society will authorize reproduction of these materials.

---

---

## 2. LEGAL CASES:

NATIONAL ARCHIVES EMPLOYEE ADMITS COPYRIGHT INFRINGEMENT – A technician at the U.S. National Archives and Records Administration has pleaded guilty to selling unauthorized copies of movies and music using his government email to advertise and negotiate sales. Timajin Neil not only used his personal computers to reproduce these materials but also used his government computer to produce and store thousands of files. His scheme came to an end when he sold a \$5US DVD to an undercover agent.

COPYRIGHT INFRINGEMENT BRINGS SEVERE PENALTY – After pleading guilty to two federal charges of copyright infringement, a Winnipeg man was given an 18-month sentence of strict house arrest and a \$20,000CDN fine for selling unauthorized digital copies of TV shows, music and software.

---

---

## 3. OF INTEREST:

ENCYCLOPEDIA BRITANNICA PRODUCES FINAL PRINT VERSION – The Encyclopedia Britannica has announced that after 244 years, dozens of editions and more than 7 million sets sold, no new print versions will be published. The 32 volumes of the 2010 installment were the last print versions; all future editions will be exclusively online.

CELEBRATE UPCOMING COPYRIGHT DAYS – April 23 has been designated “World Book and Copyright Day” as the day to promote the protection of the written word and to recognize authors and their rights. April 26 is “World Intellectual Property Day” and copyright and IP awareness day around the world.

See [www.copyrightlaws.com/international/happy-copyright-day-an-opportunity-to-educate/](http://www.copyrightlaws.com/international/happy-copyright-day-an-opportunity-to-educate/).

NEW OPEN ACCESS POLICY AT WORLD BANK – The World Bank has announced that effective July 1, 2012, all their published research and knowledge materials will be licensed under a Creative Commons Attribution License. As a first phase of this policy, the Bank launched an Open Knowledge Repository with more than 2,000 Creative Commons licensed works. See <http://web.worldbank.org/WBSITE/EXTERNAL/NEWS/0,,contentMDK:23164491~menuPK:51062075~pagePK:34370~piPK:34424~theSitePK:4607,00.html>.

AUCC AND ACCESS COPYRIGHT AGREE TO MODEL LICENCE – The Association of Universities and Colleges of Canada and Access Copyright, the Canadian Copyright Licensing Agency, have reached agreement on a model licence for post-secondary use of print and digital material. The licence includes an annual fee of \$26CDN per FTE. Over the next six months, a survey will be developed to track usage of licensed content and ensure proper distribution of royalties to rightsholders. See <http://www.accesscopyright.ca>.

---

---

#### 4. SEMINARS AND PUBLICATIONS:

THE COPYRIGHT & NEW MEDIA LAW NEWSLETTER – The first issue of the 2012 volume of this Newsletter is now available. Articles include: A Fresh Look at the Fair Use Checklist by Kenneth D. Crews; Libraries and Archives at SCCR 23 by Paul Whitney; and, Derivative Works, User-Generated Content, and “Messy) Copyright Rules by Daniel Gervais. See [www.copyrightlaws.com](http://www.copyrightlaws.com).

SIX ESSENTIAL COPYRIGHT FACTS FOR LIBRARIANS – This article will help librarians weed through the many important copyright issues faced on a daily basis. See [www.copyrightlaws.com/us/copyright-facts-for-librarians/](http://www.copyrightlaws.com/us/copyright-facts-for-librarians/).

PERSPECTIVES ON COPYRIGHT – Authors, publishers and librarians have different perspectives on copyright. This table highlights each perspective on various copyright issues. See [www.copyrightlaws.com/us/authors-publishers-and-librarians---perspectives-on-copyright-laws/](http://www.copyrightlaws.com/us/authors-publishers-and-librarians---perspectives-on-copyright-laws/).

ONLINE COPYRIGHT COURSES – Web 2.0 and Digital Content Copyright Issues begins 26 April; and, Global Copyright Law Principles begins 24 May. These 3-week online courses consist of 3 live webinars, online discussions and case studies. The courses may be taken individually and are part of the Certificate in Copyright Management program. See [www.sla.org/content/learn/certificates/copyright/copyrightprogram/index.cfm](http://www.sla.org/content/learn/certificates/copyright/copyrightprogram/index.cfm).

---

---

This newsletter is prepared by Copyright Lawyer Lesley Ellen Harris. Lesley is the author of the books Canadian Copyright Law, 3<sup>rd</sup> ed. (McGraw-Hill), Digital Property: Currency of the 21<sup>st</sup> Century (McGraw-Hill), Licensing Digital Content: A Practical Guide for Librarians, 2<sup>nd</sup> ed. (ALA Editions), and A Canadian Museum's Guide to Developing a Licensing Strategy, 2<sup>nd</sup> ed. (Canadian Heritage Information Network). Lesley edits the print newsletter, The Copyright & New Media Law Newsletter. Lesley may be reached at [www.copyrightlaws.com](http://www.copyrightlaws.com). Follow @copyrightlaws on Twitter at <http://twitter.com/#!/copyrightlaws>.

---

---

If you are looking for further topical and practical information about copyright law, obtain a sample copy of the quarterly newsletter, The Copyright & New Media Law Newsletter, from [editor@copyrightlaws.com](mailto:editor@copyrightlaws.com).