

AMENDMENTS TO THE COPYRIGHT LAW

Amendments

PRINCIPAL ACT	SUBJECT	AMENDING ACT
S.8	Crown – dependent on Act	(S.3)
S.10	*Definitions and references	(S.5)
S.40	*Fair dealing for research or study	(S.7)
S.43	Reproduction for purpose of judicial proceedings or professional advice	(S.8)
S.51	*Copying of unpublished works in libraries or archives	(S.11)
S.53	Division to illustrations accompanying articles and other works	(S.13)
S.132	Offences	(S.17)
S.133	*Penalties	(S.18)
S.183	Use of copyright material for Crown services	(S.24)

Sections repealed

PRINCIPAL ACT	SUBJECT	AMENDING ACT
S.48	*Article in periodical	(S.9)
S.49	*Copying by libraries and archives for users	(S.10)
S.50	*Copying by libraries and archives for other libraries and archives	(S.10)
S.104	Acts done for purposes of judicial proceeding	(S.15)
S.112	Reproductions of editions of work	(S.16)

Additions to Principal Act

PRINCIPAL ACT	SUBJECT	AMENDING ACT
S.8 (S.8A 1-3)	Prerogative rights of Crown	(S.4)
S.39 (S.39a)	*Infringing copies made on machines installed in libraries and archives	(S.6)
S.51 (S.51A 1-5) Part III, Div. 5 Div. 5A	*Copying for preservation <i>Copying of works in educational institutions</i>	(S.12) (S.14)
S.53A	*Multiple copying (insubstantial proportions) (statutory licence)	(S.14)
S.53B	*Application of Div. 5 to illustrations	(S.14)
S.53C	<i>Copying works in institutions assisting handicapped</i>	(S.14)
Div.5B		
S.53D	*Multiple copying (statutory licence)	(S.14)
S.144 (S.144A, 144B)	Disclosure of interests. Tribunal	(S.19)
S.149 (S.149A, 1-4)	Applications to Tribunal for determination of remuneration	(S.20)
S.159 (S.159A, S.159B)	*Attorney-General suspension order	(S.21)
S.163 (S.163A)	*Application to Tribunal. Copyright owner's agent	(S.22)
S.182 (S.182A 1-3)	Copyright in statutory instruments and judgements, etc	(S.26)
S.195 (S.195A 1-2)	*Officer-in-Charge interpretation	(S.25)
S.200 (S.200 s-s 1)	*Use of works and broadcasts for educational purposes	(S.26)
S.203 (S.203 A)	*Retention of records declarations in relation to copies made by libraries, archives and institutions	(S.27)
S.203B	*Deposit copying records with central records authority	(S.27)
S.203C	Retention of records in relation to copies made by institutions	(S.27)
S.203D	*Arrangements of declarations and records	(S.27)
S.203E	*Inspection of records	(S.27)
S.203F	*Offences in the making and retention of records and declarations	(S.27)
S.203G	Return of copying records deposited with central records authority	(S.27)
S.203H	*Notation of copies	(S.27)

Single copy provisions

The references below refer to the Act (as amended)

- Fair dealing (S.40)
- Copying by libraries for users (S.49)
- Copying by libraries for libraries (S.50)
- Copying for preservation (S.51A)

Multiple copy provisions

The references below refer to the Act (as amended)

- Insubstantial parts (S.53A)
- Statutory licensing scheme (S.53B)

Some special cases

The references below refer to the Act (as amended)

- Copying for preservation (S.51A)
- Copying for handicapped readers (S.53D)

The paperwork – Records, Declarations and Notations

The references below refer to the Act (as amended)

- Records (S.53B, s-s 6-11; S.53D, s-s 7-10)
- Declarations (S.49, S.50, S.51A)
- Notations (S.203H)

Organisations who have issued directives

As stated earlier, the LAA will be producing a guide to the Amending Act very soon. But, in the meantime, the organisations that we know of who have issued directives are The Australian Vice-Chancellors' Committee and State Departments of Education. If you work in a school, technical college, college of advanced education, university, state public library, etc check to see if your organisation has issued guidelines.

Some other useful references

James Lahore *Photocopying*. Sydney: Butterworths, 1980. \$4.95.

Australian Special Libraries News March 1981.

Incite no18, 17 October 1980.

In press: J.A.L. Sterling and Geoffrey Hart. *Law in Australia and the rights of performers, authors and composers in the Pacific region*. Sydney: Legal Books, 1981.

Australian Copyright Council *Bulletin* 35. Copyright Amendment Act 1980.

Incite is printed in Australia by The Wentworth Press, 26 Harriett Street, Marrickville, NSW, for the publisher Library Association of Australia.

All material appearing in *Incite* is subject to copyright but may be reproduced for non commercial purposes. In such cases a full acknowledgement is required. All contributions and advertisements should be addressed to the Editor, Irene Strachan, Library Association of Australia, 473 Elizabeth Street, Surry Hills, NSW 2010. Telephone (02) 698 4100.