



EYNESBURY
COLLEGE

COPYRIGHT POLICY

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SECTION A - INTRODUCTION

A.1 Purpose

This policy outlines Eynesbury College's commitment to compliance with copyright laws and the arrangements that are in place to ensure compliance is met and maintained.

A.2 Scope

This policy applies to all students and staff of Eynesbury College.

A.3 Definitions

| Word/Term | Definition |
|------------------|--|
| Class | A scheduled teaching block |
| Copyright | A legal concept giving the creator of original work exclusive rights to it |
| Plagiarism | Representing another person's ideas or work as a student's own by copying or reproducing that work without acknowledgement of the source |
| Screenrights | Agency administering the provisions in the Australian Copyright Act allowing educational institutions to copy from television and radio provided payment is made to the copyright owners |
| Staff | All employees, contractors and volunteers of Eynesbury College (excluding casual exam invigilators and short term professional appointments such as external auditors or consultants) |

A.4 Acronyms

| Abbreviation | Phrase or Word |
|---------------------|-----------------------------|
| FSP | Foundation Studies programs |

SECTION B - POLICY STATEMENT

B.1 Principles

This policy is informed by the laws governing the use of material created and owned by others whilst supporting the legitimate use of copyrighted materials to enhance teaching and learning.

B.2 Policy

1 Overview

- 1.1 The Copyright Act 1968 grants exclusive rights to copyright owners to use copyrighted material, including the right to reproduce or copy, publish, perform, communicate, translate or adapt the material.
- 1.2 Copyright also applies to all information on the internet.
- 1.3 No DVD, CD or computer software can be reproduced without the direct permission of the copyright owner.
- 1.4 Different media are covered by separate copyright licences. Copyright material can be reproduced (within limits) under licence without getting permission from the copyright owner.
- 1.5 In some cases the licence for software permits some or all of it to be reproduced but any reproduction must be marked with an appropriate message as required.

2 Licences

- 2.1 Eynesbury College is covered by Copyright licence. The Foundation Studies Program is covered by Screenrights Licence.
 - 2.1.1 The Copyright Agency agreement for text and images includes the Hardcopy licence and the Electronic Reproduction and Communication licence and covers:
 - photocopying of hardcopy to hardcopy
 - copying hardcopy to digital
 - copying digital to digital
 - communication of copies in a digital form
 - 2.1.2 For Copyright Agency licences, there is no limit to the number of copies made, but they must all be for educational purposes. Copies can be sold to recoup costs but not for a profit.
 - 2.1.3 The Copyright Agency annually surveys the copying activities of selected institutions and a requirement of the licence is that an institution participates in the survey if selected
 - 2.1.4 The Screenrights licence for FSP, covers recording and/or communicating audio visual materials sourced from a broadcast, **NOT**:
 - purchased, rented or borrowed DVDs or videos
 - digital downloads or podcasts (unless free-to-air broadcast)

2.1.5 Screenrights licences apply from 29 January 1990, and copies from radio and TV before then are not covered. They may be kept in the library, loaned and played in class but not copied.

2.1.6 The Screenrights Agency annually surveys the copying activities of selected institutions and a requirement of the licence is that an institution participates in the survey if selected.

2.2 Eynesbury College will take all reasonable steps to ensure that only those who are entitled to can receive or access copyrighted material.

3 Responsibility

3.1 Everyone must comply with copyright law.

3.2 Teaching staff must familiarise themselves with current copyright laws and the limits on copying under licence. There are a number of online resources available including:

- [Australian Copyright Council](#)
- [Copyright Agency](#)
- [Screenrights \(FSP\)](#)

3.3 Staff are personally and legally liable if they infringe copyright or sanction a student to do so.

3.4 It is the responsibility of the staff member to seek clarification if unsure of the copyright requirements.

3.5 Unless specifically stated not to be, any material (digital or hardcopy) must be assumed to be copyrighted.

3.6 When giving private tuition, staff are not covered by licences purchased by Eynesbury College.

3.7 Authors/designers of works have automatic copyright, however, where works are made during the course of employment the copyrights are owned by the employer (unless varied by agreement). Anyone who wishes to use the material must:

- credit the material to its author/designer to with appropriate referencing to avoid plagiarism
- not take it out of context or modify it without acknowledging the source
- comply with the requirements of the Copyright Agency agreement

3.8 Comply with the requirements of the Copyright agreement for public/private events such as Open Days, Conferences, Orientations and Graduations when parts of the event uses films, music or images.

SECTION C - GOVERNANCE

C.1 Responsibility

| | |
|----------------------------|--------------------------------|
| Identification | Copyright Policy |
| Policy Owner | Academic Director |
| Approving Authority | Eynesbury Executive Group |
| Initial Issue date | September 2013 |
| Directory Location | Academic Directorate, policies |

C.2 Version Control

| | |
|-------------------------------|---------|
| Current Version Number | 3.0 |
| Date of Effect | 12/2023 |
| Review Date | 12/2026 |
| Privilege Level | Public |

C.3 Legislative and Organisational Context

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|--|
| Name |
| Australian Copyright Council |
| Copyright Act 1968 |
| Copyright Regulations 1969 |
| Copyright Amendment Act 2017 |

SECTION D - PROCEDURE

D.1 Related Procedures

Copyright Procedure

D.2 Related Policies

None