

Toronto District School Board

Policy P079

Title: **FAIR DEALINGS (COPYRIGHT)**

Adopted: **December 12, 2012**

Revised:

Reviewed:

Authorization: Board

1.0 OBJECTIVE

To provide direction to staff regarding the Fair Dealing Guidelines (Copyright) in accordance with the Copyright Modernization Act.

2.0 RESPONSIBILITY

The Director of Education holds primary responsibility for this Policy.

Within the Director's Office, the executive oversight and responsibility for the implementation, coordination and day-to-day management of the Policy is assigned to the Associate Director, Business Operations and Service Excellence.

3.0 DEFINITIONS

Copyright refers to laws that regulate the use of the work of a creator, such as an artist or author. This includes copying, distributing, altering and displaying creative, literary and other types of work. Unless otherwise stated in a contract, the author or creator of a work retains the copyright.

For a copyright to apply to a work, it must be an original idea that is put to use. The idea alone cannot be protected by copyright. It is the physical use of that idea, such as an illustration or a written novel that is covered under copyright law.

4.0 POLICY

It is the policy of the Toronto District School Board (TDSB) to comply with the Fair Dealing Guidelines as developed by the Council of Ministers of Education Canada (CMEC) Copyright Consortium. The TDSB will communicate the Fair Dealing Guidelines to all school locations on an annual basis in order to ensure that all staff understand the obligations of the school board in accordance with the *Copyright Modernization Act*.

5.0 SPECIFIC DIRECTIVES

The Director has authority to issue operational procedures to implement this policy.

6.0 RESOURCES

Copyright Modernization Act (S.C. 2012, c. 20),

http://laws-lois.justice.gc.ca/eng/AnnualStatutes/2012_20/page-1.html

Copyright Matters

http://www.cmec.ca/Publications/Lists/Publications/Attachments/291/Copyright_Matters.pdf

7.0 REFERENCE DOCUMENTS

Operational Procedures

PR616: Fair Dealing Guidelines (Copyright)

PR683: Copyright and Public Performance Rights for Media Resources