

## **Using Off-Air Radio & Television Broadcasts for Teaching Purposes**

Part VA of the Copyright Act allows the University to copy radio and television broadcasts received in Australia and to use these for teaching purposes in return for royalty payments to the copyright owners via Screenrights, the designated collecting society

### **What material can I record?**

You can record and communicate any radio and television broadcasts received in Australia. These include films, documentaries, advertisements, news programs, music and so on.

You can copy programs from either free to air television or cable television. However, you cannot copy from web casts as these are not classified as broadcasts in terms of the Copyright Act.

### **What can I do with copies made under this section of the Act?**

You can show them in classes or stream them to staff and students via a closed network as long as the copies were made and communicated solely for the educational purposes of the University.

### **How much can I record or communicate?**

You can copy and communicate the whole or part of a radio or television broadcast provided the transmission was received in Australia. You can copy the whole or part of a broadcast - there are no limits on the amounts that you can copy.

### **Can I edit off-air broadcasts and include them in a compilation or integrate them into an electronic format?**

Yes, you can edit copies and incorporate them into compilations in formats such as CD-ROM as long as the educational purpose test is met and each item in the compilation is marked.

### **How many copies can I make?**

There are no limits on the number of copies you can make from an off-air broadcast as long as all the copies are used for educational purposes and all copies are appropriately marked.

### **Are there restrictions on access to copies of off-air broadcasts?**

Programs recorded off-air must only be used for educational purposes and shown only to University staff and students. Online access must be restricted to staff and students of the University.

### **Can I stream these copies or compilations to students of the University?**

Yes, as long as access is restricted to University of Sydney staff and students.

### **Can I copy excerpts from a hired video or a DVD or video held in the Library?**

No, you cannot copy anything at all from a hired or purchased video or DVD even if it is not commercially available. You would need permission to copy from commercially produced DVDs and videos but since films, radio programs and television programs usually have multiple copyright owners obtaining permission can be very difficult..

**Do I have to keep records of any recording I do?**

No, apart from ensuring that the copies are marked with the required data you do not need to keep detailed records of copying carried out except during a monitoring period. You will be advised when the University is being monitored under the agreement with Screenrights.

**Do copies made have to be marked in any way?**

Yes, both analogue and digital copies must be marked with particular information as set out below:

Individual **tapes and containers** must carry a label with the following information

- the name of the institution
- a reference to part VA of the Copyright Act
- the date the program was broadcast
- the date the copy was made, if different from the broadcast

The following format is recommended:

Copy made for the University of Sydney under Part VA  
of the Copyright Act:  
Date program was broadcast:.....  
Date this copy was made:.....

Any **digital copies** streamed via a network to University of Sydney staff and students must carry the following warning notice;

<p style="text-align:center"><b>COMMONWEALTH OF AUSTRALIA</b></p> <p style="text-align:center"><b>Copyright Regulations 1969</b></p> <p style="text-align:center"><b>WARNING</b></p> <p>This material has been copied and communicated to you by or on behalf of the University of Sydney pursuant to Part VA of the Copyright Act 1968 (<b>the Act</b>).</p> <p>The material in this communication may be subject to copyright under the Act. Any further copying or communication of this material by you may be the subject of copyright or performers' protection under the Act.</p> <p style="text-align:center">Do not remove this notice.</p>
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