Copyright Issues in Digitization Projects
Workshop Agenda for the California Digital Library
August 3 (SFPL) and August 7 (Cerritos) 2005

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Instructor
An Infopeople Workshop

Introduction
♦ Overview and risk
♦ Participants briefly raise issues of concern
♦ Copyright as one of many ways to protect content

Determining Copyright Status of a Work
♦ Public Domain and the FRIDGE
♦ Detailed look at Expiration of a work’s copyright
♦ Section 108 – the Library Exception
♦ Exercise #1: Is it in the public domain, 108 exception, or copyrighted?

If Not Public Domain or Library Exception, Is There a Good Faith Case for Fair Use?
♦ PNAM – Purpose of use, Nature of work, Amount used relative to whole of original, Market effect (or potential market effect)
♦ Exercise #2: Can you make good faith analysis of Fair Use?

Permissions, Disclaimers, and Liability
♦ Exercise #3: Drafting permission requests

Additional Legal Concerns
♦ Privacy, publicity, obscenity, disability access, NAGPRA, HIPAA, VARA
♦ Optional exercise: Working through privacy scenarios

Summary and Evaluation

There will be two 15-minute breaks and an hour for lunch.