

# BILLS DIGEST

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AMENDMENT BILL 2006 (2007 No 102-2)**

**As reported from the Commerce Committee: 27 July 2007**

**Bills Digest No. 1542**



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Prepared by John McSoriley B.A.L.L.B., Barrister  
Legislative Analyst  
Ph. (04) 471-9626 (Ext. 9626)  
Fax (04) 471-1250

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Date of introduction:	04 December 2006
Portfolio:	Commerce
Select Committee:	Commerce
Date report presented:	27 July 2007

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<b>PURPOSE</b>
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The aim of the Bill is to amend the Copyright Act 1994 (the Act).

*The Bill as introduced is described in [Bills Digest 1485](#).*

<b>MAIN CHANGES TO THE BILL</b>
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*The Select Committee has recommended many amendments of a drafting or clarificatory nature which are well explained in the Select Committee's Commentary on the Bill. The following are the more substantive amendments recommended.*

**Title of the Bill changed**

The Select Committee has recommended that the title of the Bill be changed to "Copyright (New Technologies) Amendment Bill" (*Clause 1*).

**Storing for educational purposes**

In relation to the conditions under which an educational establishment is allowed to store pages from websites, the Select Committee has recommended that the requirement on educational establishments to identify an author be made dependent on the author's identity being known. The Select Committee has also recommended that requirements that an educational establishment must identify the course of instruction for which material is stored and the requirement that the material concerned must not be made available to authenticated users until it is removed from the original website or other electronic retrieval system be removed from the Bill (*Part 1, Clause 44A(1), amending paragraphs (b)(ii), (b)(iv) and (d)*).

**Copying by librarians and archivists for replacement**

The Bill as introduced provides that a librarian of a prescribed library or an archivist may make digital copies of items in their collections provided that the original is not accessible by members of the public after replacement by the digital copy.

The Select Committee has recommended that an exception be made for access for research purposes where the nature of the research requires or would benefit from access to the original item (*Part 1, Clause 34, amending New Section 55(3)(c)*).