> > March 6, 2014
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> > EXECUTIVE VICE CHANCELLORS/PROVOSTS
> > LABORATORY DIRECTOR ALIVISATOS
> > ACADEMIC COUNCIL CHAIR JACOB
> > ANR VICE PRESIDENT ALLEN-DIAZ
> >
> > Dear Colleagues:
> >
> > I am enclosing for systemwide review a proposed revision of a presidential policy on copyright and fair use. The 1986 Policy on the Reproduction of Copyrighted Materials for Teaching and Research has been totally revamped, and renamed the University of California Policy on Copyright and Fair Use. The policy revision was prepared by the SLASIAC Standing Subcommittee on Copyright Policy with input from the Office of General Counsel’s informal “Copyright Working Group.” It was approved by the University’s Systemwide Library and Scholarly Information Advisory Committee (http://libraries.universityofcalifornia.edu/slasiac) on October 24, 2013.
> >
> > The revision was necessary due to changes in law, technology, and academic practices that make the 1986 policy, which specifically addresses photocopying of copyrighted materials, inaccurate and out of line with current practice. With its long descriptions of copyright law and inclusion of outdated guidelines and appendixes, the old policy no longer conforms to UC’s current policy template. Instead of a multipage document, the revised policy is a brief overarching statement. Non-policy material has been removed from the policy itself and made available on the UC Copyright website, where educational materials and additional guidance can be monitored and updated.
> >
> > Note that, in conjunction with the revised policy, a revamped and updated UC Copyright website (http://copyright.universityofcalifornia.edu/) was launched in mid-February. The website will continue to provide guidance for complying with copyright law and general information on copyright and fair use in the academic setting. As the group in charge of maintaining the site, the SLASIAC Standing Subcommittee on Copyright Policy[i] will continue to monitor the information provided on the website and to update it as needed.
> >
> > Comments on the revised University of California Policy on Copyright and Fair Use should be submitted to Joanne Miller (joanne.miller@ucop.edu) by May 23, 2014. Questions or requests for information may be directed to Joanne Miller via email or phone (510) 587-6141. The draft revised policy and all background materials may be found online at: (http://libraries.universityofcalifornia.edu/sscp/resources).
> >
> > Cordially,
> >
> > Aimée Dorr
> > Provost and Executive Vice President
> >
> > cc: President Napolitano
> > Members of the President’s Cabinet
Enclosed:

- University of California Policy on Copyright and Fair Use (Draft for Review)
- 1986 Policy on Reproduction of Copyrighted Materials for Teaching and Research
- Red-lined comparison of old and revised policy.

Also see the SLASIAC Subcommittee on Copyright Policy’s website ([http://libraries.universityofcalifornia.edu/sscp/resources](http://libraries.universityofcalifornia.edu/sscp/resources)) for more information and all of the resources for reviewing the policy.
I. POLICY SUMMARY

It is the policy of the University to encourage the wide dissemination of information and knowledge for its teaching, research, and public service mission, while also complying with copyright law.

II. DEFINITIONS

N/A

III. POLICY TEXT

Faculty, staff, and students of the University of California may wish to use materials created by other people for the purposes of teaching, learning, research, or public service. The University encourages the appropriate use of such material within the restrictions and permissions of the United States Copyright Law.

Copyright is a property right guaranteed in the United States Constitution to creators of original works. Content creators are granted certain exclusive rights with respect to their work, including the right to reproduce, modify, distribute, perform, display, and publicly perform their work in all media. Because these rights are exclusive, content creators may also prohibit others from using their work without permission. The University strongly believes that the right of content
creators to control the use of their work is vital in maintaining a free flow of ideas in our society.

However, copyright law also provides a limited right to reproduce, modify, distribute, display, and publicly perform works created by others for certain purposes including, for example, criticism, comment, news reporting, teaching, scholarship, or research, among others. This right is known as fair use. The University also strongly believes that the right of content consumers to access copyrighted works under fair use to further disseminate knowledge is paramount for the promotion of academic freedom, creative expression, education and instruction, and ultimately, the full participation by all members of society in furthering the pursuit of knowledge.

The University has a societal obligation to promote the wide dissemination of information and knowledge to and among its students and faculty, as well as the public at large, as part of its overall educational and research mission. The University encourages both respect for the copyrights of content creators as well as the thoughtful invocation of fair use principles by content consumers within the bounds set forth in U.S. copyright law to support those goals.

Whether a particular use of copyrighted content constitutes fair use is outside the purview of this policy statement. General copyright advice is available at http://copyright.universityofcalifornia.edu, and the University encourages all members of the University community to review that information and to contact their campus counsel office or the Office of General Counsel when further advice may be needed.

IV. RESPONSIBILITIES

N/A

V. PROCEDURES

See the UC Copyright Website: http://copyright.universityofcalifornia.edu

The University encourages all members of the University community to review the information on the website, and to contact their campus counsel office or the Office of General Counsel when further advice is needed.

VI. ADDITIONAL CONTACTS

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<tr>
<th>Subject</th>
<th>Contact</th>
<th>Phone</th>
<th>Email</th>
</tr>
</thead>
<tbody>
<tr>
<td>UC Copyright Policies</td>
<td>Joanne Miller</td>
<td>(510) 587-6141</td>
<td><a href="mailto:joanne.miller@ucop.edu">joanne.miller@ucop.edu</a></td>
</tr>
</tbody>
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VII. RELATED INFORMATION

Related Policies:

UC Copyright Ownership Policy
(http://policy.ucop.edu/doc/2100003/CopyrightOwnership)

Ownership of Course Materials Policy
(http://policy.ucop.edu/doc/2100004/CourseMaterials)

Digital Millennium Copyright Act (http://policy.ucop.edu/doc/7000472/DMCA)

UC Open Access Policy (http://osc.universityofcalifornia.edu/open-access-policy/)

VIII. FREQUENTLY ASKED QUESTIONS

N/A

IX. REVISION HISTORY

This policy was originally issued in 1986 with pages of attached guidelines.
This revised version was issued in _____, with guidelines available on the UC Copyright Website.