



## **A summary of advisory notes on the use of copyrighted material within Buxton and District U3A interest groups.**

This summary is based on information from discussions with the Resource Centre Manager and Subject Advisors at the Third Age Trust, as well as analysing relevant Fact Sheets on-line supplied by the UK Copyright Service.

The 'Fair Dealing' clause, within the Copyright, Designs and Patents Act 1988 (with amendments) allows use of copyrighted material for educational and study purposes. It is this clause which is of interest to all U3As as educational bodies. It is a term used to describe some limited activities that are allowed without infringing copyright. For full details see, UK Copyright Service 'Fact Sheet P-27: Using the work of others', last amended 23<sup>rd</sup> April 2015. This can be found at : [www.copyrightservice.co.uk/copyright/p27\\_work\\_of\\_others](http://www.copyrightservice.co.uk/copyright/p27_work_of_others).

Everyone I have spoken to at the Third Age Trust acknowledges the difficulties in understanding the legalities of copyright law. We should try to follow it as best we can best.

## **Looking at what we currently do within Buxton and District U3A, member interest groups can:**

**watch DVDs** that have been legally purchased (not a copy), for education and study only, by the Interest groups within U3A. It is vital that no financial profit is made from the use of it. For those 'grey areas' where the DVD could be termed a commercial film, i.e. a film shown in cinemas nationally for profit, groups are covered (in majority of cases) by the Motion Picture Licensing Company (MPLC) licence. This licence has been taken out on behalf of all member U3As by the Third Age Trust with effect from 1<sup>st</sup> February 2016. For a full list of participating film studios go to <http://themplc.co.uk/file/MPLCU3AProducerslist.pdf>. The Producer/film studio's name can be found on the back of the DVD.

The current MPLC licence can be seen on the website.



## **Looking at what we currently do within Buxton and District U3A, member interest groups can:(Cont)**

**dance to music** on CDs, as long as a legal copy has been purchased and not copied onto a music disc, or where copyright has been waived. In addition no financial profit is to be made by the use of the CD and the event is not to be advertised or performed to the public. A PPL (Public Performance Licence) licence supplied by The U3A Trust gives U3As permission to play recorded music in public as part of their interest/activity groups. 'In public' means outside the home but not played to or inviting the public.

A licence is no longer issued to the Third Age Trust, since the process is one of registration and no cost is involved. If evidence of cover is required, contact the Business Secretary.

**watch programmes, lectures, workshops etc** on YouTube, BBC i player etc as an Interest Group, as long as the material is not down-loaded or copied in any way. Images on the internet cannot be used in one's own work without first gaining copyright clearance. An exception to this rule is when for example a Power-Point presentation is used in teaching or for student projects, under the 'Fair Dealing' clause. This is allowed as long as the content isn't distributed or copied in any way and is credited with the originator of the work.

**sing and play musical instruments**, using songs and music out of copyright which can be legally photocopied and is often held in public libraries. However, if wishing to sing or play music still in copyright i.e. songs from the shows, as sheet music or song book, these must be legally purchased and not photocopied in any way.

There is no blanket licence available for multiple copying of sheet music; this is always illegal unless the material is no longer in copyright. If you would like help in obtaining copyright clearance you can look at Frequently Asked Questions on the Music Publishers' Association website ([www.mpaonline.org.uk](http://www.mpaonline.org.uk)) or contact them on 0207 5800126. There is also some free sheet music available on the internet at choral public domain ([www.cpd.org.uk](http://www.cpd.org.uk)) and this will give you links to



## **Looking at what we currently do within Buxton and District U3A, member interest groups can:(Cont)**

other useful sites.

**Take multiple copies of books, journals and magazines** for purposes of teaching and learning. A number of groups need to do this. Extracts can be up to 5%, one chapter or one article, whichever is the greater. Our U3A buys a licence via the third Age Trust (Copyright Licensing Agency licence, known as CLA).

This licence does not cover maps, charts (eg weather charts), newspapers and printed sheet music, including lyrics.

If in doubt about coverage, check through the Permissions tool on the CLA website.

Coverage is from the Date of Purchase, although the certificate can take some time to be issued. When available, it is put on the website.

## **Duration of copyrighted materials**

The 1988 Copyright, Designs and Patents Act states the duration of copyright as;

### **1. For literary, dramatic, musical or artistic works**

70 years from the end of the calendar year in which the last remaining author of the work dies.

If the author is unknown, copyright will last for 70 years from end of the calendar year in which the work was created, although if it is made available to the public during that time, (by publication, authorised performance, broadcast, exhibition, etc.), then the duration will be 70 years from the end of the year that the work was first made available.



## **Duration of copyrighted materials(cont)**

### **2. Sound Recordings and broadcasts**

50 years from the end of the calendar year in which the work was created, or if the work is released within that time: 50 years from the end of the calendar year in which the work was first released.

### **3. Films**

70 years from the end of the calendar year in which the last principal director, author or composer dies.

If the work is of unknown authorship: 70 years from end of the calendar year of creation, or if made available to the public in that time, 70 years from the end of the year the film was first made available.

### **4. Typographical arrangement of published editions**

25 years from the end of the calendar year in which the work was first published.

### **5. Broadcasts and cable programmes**

50 years from the end of the calendar year in which the broadcast was made.

### **6. Crown Copyright**

Crown copyright will exist in works made by an officer of the Crown, this includes items such as legislation and documents and reports produced by government bodies.

Crown Copyright will last for a period of 125 years from the end of the calendar year in which the work was made.

If the work was commercially published within 75 years of the end of the calendar year in which it was made, Crown copyright will last for 50 years from the end of the calendar year in which it was published.



## **Duration of copyrighted materials(cont)**

### **7. Parliamentary Copyright**

Parliamentary Copyright will apply to work that is made by or under the direction or control of the House of Commons or the House of Lords and will last until 50 years from the end of the calendar year in which the work was made.

Taken from: The UK Copyright Service. Fact Sheet P.01: UK Copyright Law.  
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