

Relevant Information for Council

FILE: X113821 **DATE:** 13 February 2025

TO: Lord Mayor and Councillors

FROM: Emma Rigney, Executive Director City Life

THROUGH: Monica Barone PSM, Chief Executive Officer

SUBJECT: Information Relevant To Item 6.15 – Exemption from Tender – Copyright Agency Ltd Licence Agreement

For Noting

This memo is for the information of the Lord Mayor and Councillors.

Purpose

To provide information on the copyright arrangements/licences in place in relation to the City's library materials.

Background

At the meeting of the Corporate, Finance, Properties and Tenders Committee on 10 February 2025, further information was sought on the City's copyright arrangements in relation to library materials.

Library materials including licenced e-content are procured from specialist suppliers through tenders and approved contracts.

Physical materials are available for loan from the libraries and e-content is licenced by suppliers and made available through platforms that the library subscribes to on behalf of the community.

Library lending licences are determined by publishers. Suppliers negotiate with the publishers for different licence agreements to provide titles through e-platforms.

Licences can vary, for example, for allowing multiple users to access content simultaneously or for one copy per user.

Licences can cover an amount of loans (i.e.: 50 per title) or can be for a set period of time (i.e.: 2 years of loans per title).

Materials held in library collections are subject to lending rights which are payments made by the Australian government to eligible Australian authors and publishers when their books are held in public or educational libraries.

The payments recognise the public benefit when multiple people borrow and use the books. This supports the creation, publication and dissemination of Australian literature.

In January 2023 lending rights were extended to include both physical and non-physical books such as eBooks and audiobooks, which had previously been excluded.

Books and their holdings are surveyed annually to determine payments to authors and publishers. This is managed by the Copyright Agency.

Use of library materials is subject to the Copyright Act 1968. The fair dealing exceptions clause in the Act allows for up to 10% or one chapter of materials to be copied for the purposes of research or study.

Memo from Emma Rigney, Executive Director City Life

Prepared by: Emma Rigney, Executive Director City Life

Approved

P. M. Barone

MONICA BARONE PSM

Chief Executive Officer