

7 April 2012

Attending: Heather Briston, Cathy Henderson, Jean Dryden, Mark Greene, Peter Hirtle, Richard Pearce-Moses, Bill Maher, Aprille McKay

1. Updates on SCCR WIPO – Maher

- Monday is deadline to submit SAA participation interest
- Need to file for both permanent and ad hoc observer status for next meeting
- Maher and Beaumont have worked together to provide non-gov'tal permanent status to WIPO
- Notification that SAA will be present sent
- All this is dependent on SAA securing financial support to do this
  - No objection to Maher continuing representation
  - Council indicated to IPWG in Feb that the budget could not subsidize travel funds
  - Assumption that we will be going back to the Sloan Foundation; Peter will put out an informal inquiry and if well received we will put together the formal app
  - Desire to make reservation by 22 April for hotel
- Peter has already contacted Sloan Foundation, but not yet heard back.
- Desire for good examples, especially those that would be relevant to an international audience

2. David Sutton is now an ex officio member of IPWG.

3. Standards Committee – Dryden

- Submit suggestions for standards to the standards portal that may be relevant to the profession. Things that members should be aware of, even if they are not officially endorsed by SAA.
  - ARL Code of Best Practices in Fair for Academic and Research Libraries (<http://www.arl.org/fairuse>) YES. We noted that the principles and limitations on digitizing entire collections; web harvesting; and the use of material in exhibitions, publications, and advertising could be particularly useful and are worthy of serious consideration and analysis.
  - Principles to Guide Vendor/Publisher Relations in Large-Scale Digitization Projects of Special Collections Materials ([http://www.arl.org/bm~doc/principles\\_large\\_scale\\_digitization.pdf](http://www.arl.org/bm~doc/principles_large_scale_digitization.pdf)) YES
  - Visual Resources Association: Statement on the Fair Use of Images for Teaching, Research, and Study (<http://www.vraweb.org/organization/pdf/VRAFairUseGuidelinesFinal.pdf>) YES
- IPWG can recommend endorsement as an additional step
- Note: ARL is developing model contract for digitization and a model deed of gift that addresses digitization and web use. Forthcoming in RLI, and these may good for the standards portal.

Note: When speaker couldn't present on ARL Fair Use Best Practices session, Heather volunteered to fill in. Will try to get Sharon Farb.

4. Section 108 – Hirtle

- Hirtle reported on the possibility of legislative changes to Section 108. The IPWG will want to closely monitor any developments.

5. What is going on with other working groups that we are allied with?

- Heather spoke to Beaumont.
  - Council recently agreed that Nancy can spend more time on advocacy. Also, Council will be looking at the advocacy agenda again to make sure it's up to date. Beaumont indicated she will be looking to this group to create issue briefs similar to the Presidential Records brief.
  - Cultural Property Working Group. Their project is to create an annotated bibliography of resources about cultural property and archives. Co-chairs Bastian and Ramos. Do we want to meet with Cultural Property in San Diego? (Need to schedule a room that's large enough.) Share agendas to see if there's overlap that warrants meeting. Heather will reach out to the co-chairs to see if there's some business.
  
- 6. Potential DMCA language as inspired by the Canadians
  - How can we get a DMCA exemption for archives?
  - One option: add it to any §108 discussion; a permanent exemption for libraries and archives.
  - The other option: propose it during the next round of DMCA exemptions in three years.
  - Peter will resend draft language. We want to articulate our goals, and then consider how best to get them implemented.
  
- 7. Misc
  - Deborah Gebhardt finished her empirical study of copyright. Reviewing copyright cases, what constitutes publication?
  - The Copyright Office's report on pre-1972 sound recordings took very seriously SAA's comments. They are frequently cited in the report.