

Celebrates... World COPYRIGHT

APRIL 23

Day

COPYRIGHT: YOUR QUESTIONS ANSWERED a legal perspective from...



Prof Mupangavanhu,
Dept of Private Law
at UWC



Q4. In your opinion what do students and academics know about Fair Use and how does the new copyright Bill affect students and academics?



Q5. Do you have any advice for lecturers or students who need to share larger portions of a copyrighted textbook?



Q6. How would Section 12 of the Copyright Amendment Bill have supported student learning during COVID?



Odwa Tabata,
LLM student
at UWC



Q1 : Can you give students a brief explanation of what copyright law is about?



Q2. How does copyright affect students?



Q3. What use cases and guidance can you offer lecturers?



Grace van Niekerk,
Faculty Librarian of Law
at UWC

The Copyright Barrier and the Permissions Wall: How does it affect educators and students?

[Fair use; High costs of copyright](#)

[Textbooks; illegal photocopying](#)

[Multinational interests](#)

[Copying to prepare Braille materials](#)

Video excerpts from: Fair Use in South Africa

https://www.youtube.com/watch?v=wsrfkFkS_xM



Four Factors Governing Fair Use

- Purpose (of the use in question)**
 - Commercial ← LESS FAIR MORE FAIR → Critical, Educational, Non-profit
- Nature (of the source work)**
 - Unpublished, More "creative" ← LESS FAIR MORE FAIR → Published, More "factual"
- Amount & Substantiality (of the source work)**
 - Larger amount (proportionately), Borrowing from the "heart of the work" ← LESS FAIR MORE FAIR → Smaller amount (proportionately), Borrowing from more peripheral elements
- Effect on the potential market (for the source work)**
 - Harm to the market for the work ← LESS FAIR MORE FAIR → No market harm