

Copyright Enforcement Policy
IBTS
April 2007

The use of copyright within the International Baptist Theological Seminary for educational or research purposes is governed by current copyright legislation of the Czech Republic, the European Union and international treaties.

Library staff monitor developments in copyright legislation, especially as it pertains to information in electronic form, and assess terms of licences before deciding to purchase any product. They ensure that the terms are known to members of the seminary community, by the means indicated below.

- Notices posted at the scanners and photocopying machines
- Licence terms for electronic products posted on-line with the product
- General guidance on copyright regulations on the Library web site
- Librarians will give advice on responsibilities and rights relating to copyrighted products.

Reproduction of protected information is permitted only if such reproduction is (1) in compliance with use or permission guidelines as defined by copyright laws; (2) a fair use; or (3) based on express permission given by the copyright owner.

In determining whether the use made of a work in any particular instance is fair use, four factors will be considered:

“(1) the purpose and character of the use, including whether such use is of a commercial nature or is for nonprofit educational purposes;

(2) the nature of the copyrighted work;

(3) the amount and substantiality of the portion used in relation to the copyrighted work as a whole; and

(4) the effect of the use upon the potential market for or value of the copyrighted work.”

(USC Title 17, Chapter 1, §107)

It is a contractual and legal requirement for every member of the Seminary, staff and students, to act within the terms of copyright law and licences at all times. It is an offence under the code of discipline for either staff or students to commit any infringement. Upon notification that a copyright infringement has occurred, a senior member of the staff will handle the matter.

Users of the seminary network who are found to intentionally or repeatedly violate the copyright rights of others may be denied access to computing facilities.

Definition of and Guidelines for Fair Use (USC Title 17, Chapter 1, Sn107): "Fair use" allows limited reproduction of copyrighted works for educational and research purposes. "The fair

use of a copyrighted work, including such use by reproduction in copies or phonorecords or by any other means specified by that section, for purposes such as criticism, comment, news reporting, teaching (including multiple copies for classroom use), scholarship, or research, is not an infringement of copyright."

Although all of these factors will be considered, the last factor is the most important one in determining whether a particular use is "fair." Where a work is available for purchase or license from the copyright owner in the medium or format desired, copying of all or a significant portion of the work in lieu of purchasing or licensing a sufficient number of "authorized" copies would be presumptively unfair. For additional information on fair use, check Web site at <http://www.utsystem.edu/ogc/intellectualproperty/copypol2.htm>.

Library Copyright Enforcement Policy

International Baptist Theological Seminary respects the rights of copyright holders. Library services provided by the Seminary Library to members of our community are delivered in accordance with the provisions of Czech and international copyright law. We promote the legal use of digital and print materials held under copyright. Legal use includes ownership, license or permission and fair use according to the United States Copyright Act.

Our license agreements with publishers allow for printing, downloading, and copying of licensed electronic material by authorized users. We inform all library users of relevant laws and policies through: printed information made available in strategic areas, such as networked public printers and photocopiers; and information on the library website. We advise library users on their responsibilities and rights as expressed in copyright law.

Library staff members (and student workers) are informed of their responsibilities under United States copyright law.

Information posted, viewed or downloaded from the Internet may be protected by copyright, trademark, piracy or other laws. Reproduction of protected information is permitted only if such reproduction is (1) a fair use or (2) based on express permission given by the copyright owner or authorized agent that is on file with the library or (3) in compliance with use or permission guidelines posted by the owner or authorized agent of the information. It is each user's responsibility while a member of the Luther Seminary community to comply with applicable copyright and other legal restrictions and posted use or permission guidelines.

Copyright enforcement policy

The University Library has signed licence contracts for electronic files. Access to these files is restricted to staff members, students and visitors of the Radboud University Nijmegen and is controlled by means of local campus-wide access, i.e. restricted to work stations registered in the IP-domain of the university, and by means of authentication as staff member or student of the RU. The user is bound to observe the following rules:

- . Use of the files is restricted to purposes of research and education only.
- . Printing and downloading articles is only permitted for personal use.
- . It is not permitted to download large quantities or complete volumes of periodicals. User statistics show evidence of such violations. These will be reported to CERT (the Computer Emergency Response Team) of the Radboud University Nijmegen. The user will be confronted with his or her unauthorised behavior. The University Library notifies the faculty board. The violator of the license conditions faces possible legal or financial consequences.

The use of electronic files is submitted to standard copyright rules.