



Committee on Copyright and other Legal Matters (CLM)

Country report France

Annual report to the IFLA CLM committee
Seoul, Korea 2006

Copyright

In France, the main event has been the debate about the EUCD implementation. The law has been (finally) adopted the 30th June 2006 but is not yet published because it has been presented to the Supreme Court the 7th July 2006¹.

EUCD implementation

Many lobbying actions (meetings, press releases, papers, events, petition,...) have been realized by the various members of an Alliance of 13 French Archive, Library and Documentation Associations (Interassociation Archive-Bibliothèque-Documentation = IABD).

See the IABD website < <http://www.droitauteur.levillage.org> >

In collaboration with the "Association des maires de France" (AMF) and the "Fédération nationale des collectivités territoriales pour la culture" (FNCC), it managed to get several exceptions for libraries :

- specific acts of reproduction made by publicly accessible libraries, museums, or by archives,
- the uses for the benefit of people with a disability.

In collaboration with the "Conférences des Présidents d'Université" (CPU) it managed to include in the IPC a new exception for the illustration for teaching or scientific research.

But many restrictions have been added to the "French version" of the exceptions provided by the EUCD. Nevertheless, it's the first time that the word "library" will appear in the exceptions provided by the French Intellectual property Code (IPC).

From September 2006 on, will be examined the impact of the law for archive, library and information centers (publicly accessible or not), published some leaflets and organized several awareness events (a main one should be organized in October 2006).

The impact of the anti-terrorist Law

An Anti-terrorist Law has been adopted in France the 23rd January 2006 and has been followed by a decree in March 2006. Library and other spots open to the public, which provide an access to the Internet, are obliged to save user's logs during one year and to give some of them, when requested, to the public authorities.

A task group has been created by the IABD. The members of this second group belong also to a task group created on that topic in March 2006 by an association called "Forum des droits sur l'Internet" (FDI). See < http://www.foruminternet.org/groupes_travail/lire.phtml?id=1010 >. FDI, which acts as a mediator, will publish some advices in September 2006.

¹ But we think it should be published before ... the end of the year 2006 !

The second IABD group will study the impact of this law and disseminate the results to the IABD members.

Other topics

Participation to the EBLIDA Copyright meetings.

IABD, that has been created to lobby as regards the EU CD implementation, will also examine :

- the possibility to publish an ethics code related the digital environment ;
- the implementation of the PLR right, more precisely the relation with the SOFIA, the collective society in charge of the rights ;

and all the problems related to the access to the information (as A2K and WIPO ...).