



Committee on Copyright and other Legal Matters (CLM)

Country Report France

Annual report to the IFLA CLM committee
Durban South Africa 2007

Copyright

About the new Copyright law

The law has been adopted the 1st August 2006. How to apply the new exceptions, and in particular the "library exception", this is a question to be tackled now.

This exception allows libraries to reproduce a work in order to preserve it or to preserve its consultation on site. It concerns works that are mined or those that are on an obsolete medium. We had a meeting on this topic with some representatives of the ministry of culture in April and will have another one in May 2007. There were many discussions about the wording "on site" and some about the moment in which a work could be presented as ruined or threatened to be ruined.

There were other meetings with collecting societies in order to discuss the way to apply another new exception : the exception for the illustration for teaching and research. This exception is granted in exchange of a remuneration. It's in fact a compulsory licence and the way it will apply in January 2009 is not very clear now.

About PLR

Nothing new in France. Just discussions with the collecting society in charge of this right about the application of the law, but only on very specific details such as the files to send to this collecting society (formats, ...)

Legal deposit

The legal deposit of the web is defined in the new Copyright Law adopted the 1st August 2006.

Creative Commons

There have been launched in November 2004. See : <http://fr.creativecommons.org>

Free Access

A study published by the CSPLA (see below)

Lobby activities

Library associations

A group of 13 French library, documentation and archive associations has been created. The « interassociation » A website to know more about the lobby around the new Copyright Law <http://www.droitauteur.levillage.org> and now <http://www.iabd.org>

Conseil supérieur de la propriété littéraire et artistique (CSPLA)

A librarian is member of this committee in charge to advice the Ministry of Culture about Copyright Matters.

Law cases

Many about DRM and private copy, about P2P, about protection of private life.

Other legal matters

Application of the antiterrorist Law

The association is also involved in the discussion organized on the application of the antiterrorist Law because it seems that some libraries, those that propose an access to internet to their public, should

be obliged to keep the connexion logs during one year. This obligation could be only hung over those which public is anonymous (but it's not sure !).

Educational activities

A guide of best practices

Among the files tackled by the Archive-Library-Documentation Interassociation, the publication of a guide of best practices in the digital environment in order to present it during negotiations with the rightholders.

The French translation of the Toolkit prepared by SURF (Septembre 2007)

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20 July 2007