

Fair Use of Copyrighted Works for Education and Research

ACA-31



About This Policy

Effective Date:

10-14-1997

Last Updated:

12-05-1997

Responsible University Office:

University Faculty Council

Responsible University Administrator:

Board of Trustees, Indiana University

Policy Contact:

Office of the Vice President and General Counsel

(812) 855-9739

(812) 274-7460

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Scope

All Indiana University faculty, librarians, and staff.

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Policy Statement

As an institution devoted to the creation, discovery, and dissemination of knowledge to serve the public, Indiana University is committed to complying with all applicable laws regarding intellectual property. That commitment includes the full exercise of the rights accorded to users of copyrighted works under the "Fair Use" provision of federal copyright law.

It therefore is the policy of Indiana University to facilitate the exercise in good faith of full Fair-Use rights by faculty, librarians, and staff, in furtherance of their teaching, research, and service activities. To that end, the University shall:

1. inform and educate its faculty, librarians, and staff about their Fair-Use rights and the application of the four factors for determining those rights set forth in 17 U.S.C. Section 107;
2. develop and make available through the office of the University Counsel, the Copyright Management Center, and other appropriate units, effective resources concerning Fair-Use and intellectual property laws generally and the application of Fair Use in specific situations;
3. avoid adopting or supporting policies or agreements that would restrict Fair-Use rights; and
4. defend and indemnify faculty, librarians, and staff in accordance with provisions of the Officers Liability Insurance resolution, dated May 22, 1971, or any successor indemnification policy.

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History

(University Faculty Council, October 14, 1997; Board of Trustees, December 5, 1997)