

POLICY STATEMENT

COPYRIGHT MATERIALS

Rationale

The Board is committed to ensuring that materials used in all ALCDSB schools and board sites that are protected by copyright are appropriate for use in a Catholic educational setting and that writers, artists and the companies that represent them receive the recognition and financial remuneration due to them.

Guiding Principles

Fair Dealing Guidelines

- The fair dealing provision in the [Copyright Act](#) permits use of a copyright-protected work without permission from the copyright owner or the payment of copyright royalties. To qualify for fair dealing, two tests must be passed.
- First, the "dealing" must be for a purpose stated in the [Copyright Act](#): research, private study, criticism, review, news reporting, education, satire, and parody. Educational use of a copyright-protected work passes the first test.
- The second test is that the dealing must be "fair." In landmark decisions in 2004 and in 2012, the Supreme Court of Canada provided guidance as to what this test means in schools and post-secondary educational institutions.
 - *These guidelines apply to fair dealing in non-profit K-12 schools and post-secondary educational institutions and provide reasonable safeguards for the owners of copyright-protected works in accordance with the Copyright Act and the Supreme Court decisions.*

References

[Ontario Catholic School Graduate Expectations, Institute for Catholic Education \(1999\)](#)

[The Education Act and Regulations](#)

[Copyright Board of Canada](#)

[Council of Ministers of Education Canada \(CMEC\) Copyright Consortium](#)

[Ottawa Catholic School Board Copyright Policy](#)

[Copyright Matters](#)

Administrative Procedures

Copyright Materials

Approved: June 15, 2021