

Comparison of copying permitted for students with disabilities under the Copyright Act

	Print disability provisions Part VB	Education copying provisions Part VA & VB	Research or study provisions S40	Library copying provisions S49	Special case exception s200AB
Material that can be copied	Literary & dramatic works only	Literary, dramatic, artistic & sheet music in print or electronic format; Off-air recordings of radio & TV broadcasts; podcasts	Literary, dramatic, artistic & sheet music in print or electronic format	Periodical articles Does not include recorded music, films, TV programs & other AV materials	All types of works are covered including literary, dramatic & musical works, films, sound recordings, broadcasts & artistic works
How much can be copied &/or communicated?	All or part of a literary or dramatic work, but only if a new copy of the work in the required format cannot be purchased	10% of the pages or 1 chapter from a literary or dramatic work; more if it's not commercially available One article from an issue of a journal; more if on the same narrow subject All or part of an off-air radio, TV broadcast or podcast of a free-to-air program	Reasonable portion of a literary or dramatic work; more if it's not commercially available One article from an issue of a journal; more if needed for the same course or research	Reasonable portion of a literary or dramatic work; more if it's not commercially available One article from an issue of a journal; more if needed for the same course or research	All or part of a work, after satisfying the series of 6 steps designed to protect the copyright owner's rights
Who can use the copies?	Students with print disability only	University of Sydney students only (not restricted to students with a particular disability)	The student who made the copies	The person who requested the copy	Students with a disability: to reduce the difficulties experienced reading, viewing or hearing the material in its current format

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Who can make the copies?	A print disability organisation – the University of Sydney is one	The University or staff members acting on its behalf	An individual student or another person acting on their behalf	The University Library, after receiving a request & declaration from a student registered with Disability Services	Students with a disability, a person acting on their behalf or an institution such as a university or library
Type of use permitted	Any purpose – not just educational	Only educational purposes connected with a course run by the University	Research or study only	Research or study only	No specific restrictions, provided the use satisfies all of the 6 steps in the test & that the copying assists a user with a disability
Charging policy	Cost recovery price only	Cost recovery price only	Not applicable	Cost recovery price only	The use should be non-commercial & if copies are sold, the price must not exceed cost recovery
Warning notices	Part VB Warning Notice must be displayed if material is communicated Copies made in sound recording format must carry specific warnings	Part VA Warning Notice must be displayed if material recorded under Part VA is streamed or emailed Part VB Warning Notice must be displayed if material is communicated or emailed to students	No warning notices or marking required	Copies sent to users must be marked with the s49 Warning Notice	Copies made under s200AB must be labelled to distinguish them from other copied material