

INTERNAL MEMORANDUM

TO: Academic Cabinet, for wide distribution

FROM: Dr. Anne Whitelaw, Provost and Vice-President, Academic
M^e Frederica Jacobs, Secretary-General and General Counsel

DATE: June 14, 2023

SUBJECT: IMPORTANT INFORMATION CONCERNING THE USE OF
COPYRIGHTED MATERIAL FOR COURSES
(PAPER AND DIGITAL)

As you may be aware, Concordia University, along with other Quebec universities, is party to an Agreement with COPIBEC, a not-for-profit collective representing authors and publishers. As part of this Agreement, Concordia University pays an annual fee to COPIBEC, in return for which Concordia is authorized to prepare and provide copyrighted materials to its students, including by way of paper and digital course packs and digital Library Course Reserves. This annual fee is charged directly to students as part of their fees.

The current version of the Agreement with COPIBEC, which is in effect until 2024, **permits faculty members to copy up to 20% of a work that falls under the COPIBEC license for a course (e.g., course pack, epack, Moodle course site, etc.).**

The Agreement requires that the multiple copying and distribution of copyrighted materials in paper or digital format be reported to COPIBEC. Concordia Print Services, in collaboration with Eastman Systems and the Library deal directly with COPIBEC in terms of reporting and obtaining copyright clearance when required, and as a result:

- **paper course packs**, and any digital versions thereof (epacks), must be processed through Concordia Print Services and Eastman Systems;
- all other copyrighted **digital documents** (PDFs, scanned from print, or any other digital format) posted on Moodle or any other digital platform must be processed through the Library's Course Reserves service; and

- for **all links** to copyrighted documents on Moodle or any other digital platform (including, for example, links to content in Library databases), you are encouraged to use the Library's Course Reserves service in order to ensure stable links, course materials in one place for students and copyright compliance. If links posted directly in Moodle are not also in the Library Course Reserves, instructors are responsible for ensuring copyright compliance.

For a **compiled and customized, printed course pack and its pdf digital version** (including articles, book chapters, instructor created material, etc.), please fill out the Coursepacks Printing Order Form and follow the [course pack adoption process](#). The Coursepacks Printing Order Form can be accessed at the following link:

<https://www.concordia.ca/print/products/coursepacks/creation.html>

Questions can be directed to coursepacks@concordia.ca or info@eastman.ca. All necessary copyright compliance is undertaken by Concordia Print Services and Eastman Systems. Course packs/epacks are made available to students for purchase via their course textbook lists from the BookStop.

For **digital course documents and materials** which you may wish your students to access during the term (including articles, book chapters, videos, etc.), please use the Library's Course Reserves system – <https://reserves.concordia.ca> – to ensure copyright compliance; questions can be directed to Library.Reserves@concordia.ca.

The Library's Course Reserves block is available in each Moodle class site, so that students can access course materials in one place. In a Moodle course, instructors may subsequently post stable links to additional materials from the Library's Course Reserves as all necessary copyright compliance has been undertaken by the Library. **You should not upload copyrighted materials directly to your Moodle class site.**

Any copying that does not comply with the COPIBEC Agreement exposes both the instructor and the University to liability for violation of the *Copyright Act*. As such, it is imperative that no instructor utilize outside services for the printing or digitization of multiple course materials or direct students to such outside services.

Compliance with the *Copyright Act* and the COPIBEC Agreement is the personal responsibility of every member of the University community. **Failure to do so can result in personal liability and exposure to the severe penalties provided for in the *Copyright Act*.** Moreover, adherence to the COPIBEC Agreement supports academic authors, many of whom have signed agreements to receive royalties when portions of their publications are used as course materials.

For your convenience, a chart explaining these options/services is attached to this memorandum as Appendix A .

Questions?

- For course packs, please direct questions to Eastman Systems at coursepacks@concordia.ca or info@eastman.ca.
- For Library Course Reserves or the posting of copyright materials to Moodle, please direct questions to Library.Reserves@concordia.ca.
- Specific legal questions should be directed to the University Secretariat at copyright.questions@concordia.ca.

Thank you for your cooperation.

c.c.: Deans and University Librarian
Dianne Cmor, Associate University Librarian, Teaching & Learning
Melanie Burnett, Director, Business Services
Barbara Cree, Manager, IITS Training and Support
CUFA, CUPFA
M^e Alison Beck, Legal Counsel