



COPYRIGHT POLICY

Document Number:	
Version:	1
Drafted by:	Karen Guazzelli
Approved by board on:	11 June 2010
Responsible person:	Karen Guazzelli
Scheduled review date:	June 2011

INTRODUCTION

The Copyright Act 1968 (Cth) grants exclusive rights to copyright owners to use copyrighted material, including the right to reproduce or copy, publish, perform, communicate, translate or adapt the material. It is essential to the continued success and functionality of Move Through Life Inc (“MTL”) that every individual involved in the use of copyrighted material in connection with MTL adheres to copyright law, as set out in this policy, and that MTL can demonstrate a high level of compliance.

PURPOSE

The purpose of this policy is to provide a central and clear statement to all individuals involved with MTL of their rights and obligations with respect to copyright.

DEFINITIONS AND ACRONYMS

Dance Activities

Any dance classes, workshops, master classes, rehearsals and performances organised by MTL

Facilitators

Anyone delivering or supervising Dance Activities engaged by MTL

MTL

Move Through Life Inc and Move Through Life Dance Company

Participants

Anyone participating in Dance Activities organised by MTL

The Policy

The copyright policy and procedure contained in this document, from time to time reviewed and approved by the MTL board

POLICY

Responsibilities

Board of MTL

- Approve the Policy and review annually
- Consult with stakeholders as to the relevance of and adherence to the Policy and amend the Policy as and when required

Director of MTL

- Circulate the Policy to Participants and Facilitators and publish the Policy in a manner which is accessible to members of the general public
- Take reasonable steps to ensure the Policy is adhered to in all Dance Activities overseen by MTL, either directly or through delegated authority

Participants and Facilitators

- Adhere to the guidelines and procedure outlined in the Policy
- Communicate the Policy to others if required
- Advise the Director or the Board of MTL if the Policy requires amendment

Procedure

Before participating in any MTL performance projects, Participants will be asked to sign a contract that will include a copyright statement.

Works Commissioned by MTL

As the commissioning agent, MTL will own the copyright for any choreography developed specifically for an MTL program or project.

As the copyright owner, MTL will have the right to:

- reproduce the work in material form (such as a video recording)
- perform the work in public
- make an adaptation of the work
- copy any video recordings of the work.

Upon negotiation, MTL may licence the work to the choreographer, which will give the choreographer the right to:

- perform the work in public
- make an adaptation of the work
- reproduce any subsequent performances or adaptations in material form.

Any future use of the choreography under such a license will need to include acknowledgement of MTL as the copyright owner.

MTL will ensure that all materials created will respect the choreographer's moral rights, which include the rights of:

- attribution - the right to be identified as the creator of material
- integrity - the right to object to derogatory acts perpetrated on material that are prejudicial to the creator's honour and reputation, such as its distortion, mutilation or unauthorised modification
- disclosure - the right to determine if and when material is made public
- withdrawal - the right to withdraw material from the public.

Existing Works

A choreographer may wish to restage an existing work in an MTL performance project. In such cases, the choreographer must either own the copyright for the existing work or must obtain permission from the copyright owner to restage the work on behalf of MTL. The copyright owner will be asked to sign a contract which provides a license for MTL to use the choreography in the same ways as commissioned works in relation to that project, for example, the right to make a video recording of the performance which will be made available for sale to the public.

Performers' Rights

Performers will be asked to sign a contract that gives MTL the right to record their performance and to broadcast, copy, sell, hire and distribute a video recording of their performance.

Performers will not have any copyright ownership of works in which they perform and do not have the right to reproduce any choreography (in part or in its entirety) without the permission of both MTL and the creator.

Video Recordings

MTL will undertake to engage a professional to produce a video recording of all major performances for archival purposes and to produce a DVD for sale to the public. In addition to being a breach of copyright, any unauthorised video recordings of MTL performances will undermine MTL's capacity to fund production of a professional video recording. As such, no-one can video a performance or copy the official video recording without prior arrangement with MTL.

Classwork

Any choreography developed by a Facilitator for classes or workshops will remain the copyright property of the Facilitator.

RELATED DOCUMENTS

- The Copyright Act 1968 (Cth)

REVIEW

The Policy will be reviewed annually by the MTL board and amended as appropriate.