

Television and Radio Broadcasts

1. Who is covered by the Statutory Broadcast Licence?

Most schools and WA TAFE institutes are covered by the Statutory Broadcast Licence. If you are not sure if your school or WA TAFE institute is covered by the Statutory Broadcast Licence, you can check with your local Copyright Manager.

2. What may be copied under the Statutory Broadcast Licence?

Any program broadcasting Australia on television or radio, including films, documentaries and game shows may be copied under the Statutory Broadcast Licence.

You can also make copies of free-to-air television programs that are available on the broadcaster's website provided the online version does not contain any material that was not broadcast.

For further information, see

2.7: Television and Radio Broadcasts

Education Licence A: Statutory Broadcast Licence

3. How much can I copy under the Statutory Broadcast Licence?

There is no limit to how much may be copied under the Statutory Broadcast Licence or how many copies can be made.

4. Who may copy television and radio broadcasts under the Statutory Broadcast Licence?

Anyone may copy television and radio broadcasts under the Statutory Broadcast Licence provided that the broadcast is copied for educational purposes on behalf of a school or WA TAFE institute which is covered by the licence.

5. Can a school or WA TAFE institute borrow a recording of a television program from another school?

No. Schools or WA TAFE institutes may not lend copies to anyone other than students or members of staff of their own institution. However, schools or WA TAFE institutes may request another school or WA TAFE institute to record or copy a program in their collection, as long as both institutions are covered by the Statutory Broadcast Licence.

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6. How can we obtain a copy of a television program that we missed?

Under the Statutory Broadcast Licence, you can obtain copies of free-to-air television programs available on the broadcaster's website provided the online version does not contain any material that was not broadcast.

For further information, see

2.7: Television and Radio Broadcasts

Education Licence A: Statutory Broadcast Licence

You can also obtain copies of programs from:

Enhance TV: www.enhancetv.com.au

RMIT Publishing: www.rmitpublishing.com.au

Tape Services SA Curriculum Resources Unit: www.tapeservices.sa.edu.au
(for programs broadcast in Adelaide only)

Integrated Help Services Section, Queensland University of Technology: www.ihss.qut.edu.au (for programs broadcast in Brisbane only)

7. **How do I label a copy I have made of a television program?**
- For analogue copies, you must label either the copy or the container in which it is kept with the name of the institution, the date of broadcast and the date the copy was made. There are no labelling requirements for digital copies.
- See Education Licence A: "Marking Requirements" for further information
8. **Can we make duplicate copies of a broadcast copied before 29 January 1990?**
- No. The Statutory Broadcast Licence does not apply before this date. Schools and WA TAFE institutes may continue to use recordings of television or radio programs made before 29 January 1990, but they cannot make copies of those recordings.
9. **Can we copy a television program on to any format (eg VHS, DVD)?**
- Yes. This is permitted under the Statutory Broadcast Licence.
- For further information, see
2.7: Television and Radio Broadcasts
Education Licence A: Statutory Broadcast Licence
10. **Can we add the school or WA TAFE's logo on to the video cover of a program we have copied from television?**
- Yes. Provided you also comply with the marking requirements of the Statutory Broadcast Licence.
- See Education Licence A: "Marking Requirements" for further information
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11. **Can schools or WA TAFE institutes copy programs from satellite or microwave broadcasts?**
- Yes. This is permitted under the Statutory Broadcast Licence. Education Licence A
12. **Can a school or WA TAFE institutes copy programs from subscription television?**
- Yes, this is permitted under the Statutory Broadcast Licence. The licence however does not cover making copies of podcasts of subscription TV programs available on the broadcaster's website.
13. **Can we copy a television or radio program that is broadcast in another country while we are overseas?**
- No. You can only make copies in Australia under the Statutory Broadcast Licence. If you want a copy of a program that was broadcast overseas, you will need to contact the copyright owner of the program to obtain a copy.
14. **Can we purchase a DVD from a commercial retailer and play it to the class as part of the lesson?**
- Yes. You can play it in class provided that is used for teaching purposes. You can also communicate the sound recording for performance to a classroom/virtual classroom.
- For further information, see
1.13: Copyright Exceptions (c) Educational Exceptions
Information sheet, "Performance and Communication of Works and Audio-Visual Material in Class - What am I allowed to do?"
15. **Can we copy a commercially produced video purchased by the school or WA TAFE institute?**
- No. Not unless you have permission from the copyright owner (generally the video producer).
16. **Can we copy a program from television even if a commercial DVD of the program is available for sale (eg ABC documentaries)?**
- Yes. This is permitted under the Statutory Broadcast Licence.

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The Smartcopying website has been produced by the National Copyright Unit on behalf of the Copyright Advisory Groups (Schools and TAFEs).
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