**FAQs: Artistic Works and Images**

**1. Can teachers display images using an interactive whiteboard as part of a classroom activity?**

Yes, s 28 of the Copyright Act allows teachers to display audio and/or visual material (eg images) in class (eg using an interactive whiteboard).

For more information see [Performance and Communication of Copyright Material in Class.](https://smartcopying.edu.au/performance-and-communication-of-copyright-material-in-class/)

**2. Can a teacher use images from stock image libraries (eg Getty, iStock, Shutterstock etc)?**

Yes, teachers can copy images under the [Statutory Text and Artistic Works Licence](https://smartcopying.edu.au/guidelines/education-licences/the-statutory-text-and-artistic-works-licence/) for educational purposes.

For more information see [Statutory Text and Artistic Works Licence](https://smartcopying.edu.au/guidelines/education-licences/the-statutory-text-and-artistic-works-licence/).

**3. Can a teacher** [**copy**](https://smartcopying.edu.au/glossary/copy/) **images from the internet to use in a learning resource or PowerPoint presentation?**

Yes. Most clip art is openly licensed under a [Creative Commons](https://smartcopying.edu.au/glossary/creative-commons-cc/) (CC) licence (eg Microsoft clip art). If the clip art is not CC licensed or the website does not specify it may be used for educational purposes, you can still use clip art under the [Statutory Text and Artistic Works Licence](https://smartcopying.edu.au/guidelines/education-licences/the-statutory-text-and-artistic-works-licence/).

**4. Can teachers photocopy images from a colouring book for their class?**

Yes, the [Statutory Text and Artistic Works Licence](https://smartcopying.edu.au/guidelines/education-licences/the-statutory-text-and-artistic-works-licence/) allows teachers to photocopy images from a colouring book provided the copies are being made for [educational purposes](https://smartcopying.edu.au/glossary/educational-purpose/).

**5. Can we display an image at a school assembly?**

Yes, schools can display images at school assemblies either under the [Statutory Text and Artistic Works Licence](https://smartcopying.edu.au/guidelines/education-licences/the-statutory-text-and-artistic-works-licence/) or under s 28 of the Copyright Act.

See [Performance and Communication of Copyright Material in Class.](https://smartcopying.edu.au/performance-and-communication-of-copyright-material-in-class/)

**6. Can** [**artistic works**](https://smartcopying.edu.au/glossary/artistic-works/) **be included in an exam question?**

Yes, schools can copy [artistic works](https://smartcopying.edu.au/glossary/artistic-works/) for examination purposes under the [Exam Copying Exception](https://smartcopying.edu.au/guidelines/library-exam-and-disability-copying/copying-for-exams/) . Note this exception does not extend to practice exams.

See [Copying for Exams: What am I allowed to do](https://smartcopying.edu.au/wp-content/uploads/2020/02/Copying-for-Exams.pdf)?

**7. Can a teacher scan an** [**artistic work**](https://smartcopying.edu.au/glossary/artistic-works/) **and upload it to a password protected** [**digital teaching environment**](https://smartcopying.edu.au/glossary/digital-teaching-environment-dte/) **for use in class (eg to display on an interactive whiteboard or include in a PowerPoint)?**

Yes, the [Statutory Text and Artistic Works Licence](https://smartcopying.edu.au/guidelines/education-licences/the-statutory-text-and-artistic-works-licence/) allows teachers to [copy](https://smartcopying.edu.au/glossary/copy/) (eg scan) and [communicate](https://smartcopying.edu.au/glossary/communicate/) (eg upload to a password protected [digital teaching environment](https://smartcopying.edu.au/glossary/digital-teaching-environment-dte/)) whole [artistic works](https://smartcopying.edu.au/glossary/artistic-works/) (eg images) provided it is for [educational purposes](https://smartcopying.edu.au/glossary/educational-purpose/).

For more information see [Statutory Text and Artistic Works Licence](https://smartcopying.edu.au/guidelines/education-licences/the-statutory-text-and-artistic-works-licence/).

**8. Can we** [**publish**](https://smartcopying.edu.au/glossary/published/) **students’ artworks in the school magazine?**

Generally, the students, as [authors](https://smartcopying.edu.au/glossary/author/) of their [works](https://smartcopying.edu.au/glossary/works/), will own copyright inthe artworks. The school should obtain permission from the students (or their parent/guardian if they are under 15 years) to reproduce the artworks.

For more information see [Permissions](https://smartcopying.edu.au/guidelines/permissions/).

**9. Can I take photos of my students to use in the school magazine?**

Check if your school has permission to take photos of students. Generally, you will need written permission from the student (and parent if the student is under 15) to [publish](https://smartcopying.edu.au/glossary/published/) their photograph in a school or departmental publication. Schools can, for example, seek permission from students to be photographed, [filmed](https://smartcopying.edu.au/glossary/film/) or recorded for school purposes at the beginning of each school year.

For more information see [Consents](https://smartcopying.edu.au/guidelines/permissions-and-consents/consent/).

**10. Can we reproduce book covers in school library catalogues, school posters (eg for display in the library) or book reviews for a school newsletter?**

Yes, this is permitted under the  [Book Covers Agreement](https://smartcopying.edu.au/school-libraries-using-book-covers/). This includes copying book covers:

* for display in libraries;
* in a school newsletter;
* on a school website or via social media platforms (eg Facebook or Instagram).

See [School libraries - Using book covers](https://smartcopying.edu.au/school-libraries-using-book-covers/).

**11. Can students use third party** [**artistic works**](https://smartcopying.edu.au/glossary/artistic-works/) **in their assignments (eg a visual arts project or history assignment)?**

Students can use existing [artistic works](https://smartcopying.edu.au/glossary/artistic-works/) in their assignments under the [fair dealing](https://smartcopying.edu.au/students-and-copyright/) exception.

See [Students and copyright](https://smartcopying.edu.au/students-and-copyright/).

**12. Can students create an artwork based on someone else’s** [**artistic works**](https://smartcopying.edu.au/glossary/artistic-works/) **(eg make a drawing of a photograph)?**

Students may be able to rely on the [fair dealing](https://smartcopying.edu.au/glossary/fair-dealing/) Exception to create an artwork, which is based on someone else’s artwork.

See [Students and Copyright](https://smartcopying.edu.au/students-and-copyright/).