

NATIONAL EDUCATION ACCESS LICENCE FOR SCHOOLS – (NEALS) GUIDELINES

The National Education Access Licence for Schools (NEALS) is a new copying licence for schools in Australia. Under the NEALS licence schools can copy and communicate materials from each other's websites and publications for educational purposes without incurring the usual copyright fees.

WHAT IS THE PURPOSE OF NEALS?

To save money that would otherwise be paid to Copyright Agency Limited (CAL) in copyright royalties. Royalties are returned to the content 'owner' if the content owner can be identified. Documents displaying the NEALS logo are not subject to the limits of *Part VB Statutory Licence* and therefore available for unlimited free of cost copying.

WHAT WILL BE 'INCLUDED' AND 'EXCLUDED' FROM NEALS

All material published and made publicly available by schools and the school related areas of the department will be included in NEALS unless it is identified as 'excluded'. Generally, material which is of significant commercial significance will be excluded from NEALS.

IMPLICATIONS FOR DOCUMENT PUBLICATION-PRINT AND ONLINE

WHAT WILL YOU NEED TO DO?

All material published by your school or education department should be labelled with the copyright symbol, the name of your organisation and year of publication, and indicate whether or not it is available under NEALS.

For example:

If it is available under NEALS:

© Department of Education and Children's Services 2009



If it is not available under NEALS:

© Department of Education and Children's Services 2009 Not Part of NEALS

Materials to be excluded from NEALS for commercial reasons needs to be labelled as such.. (Note: Staff are required to obtain appropriate third party permissions (e.g. when commissioning a brochure through an agency) and will still need to 'credit' owners of copyright material by attributing the creation of the document to them.

When copies are made of resources carrying the NEALS logo, the NEALS logo must be displayed on the item to show that it is a legal copy.

WHERE DO WE OBTAIN THE NEALS LOGO, WHAT SIZE SHOULD IT BE & WHERE SHOULD IT BE PLACED ON DOCUMENTS (FOR CONSISTENCY)?

The logo should be placed in the footer of documents. The only rule about size is that it should be big enough to be recognisable.

The logos are obtainable from the copyright page on Legislation and Legal's website

Page URL is <http://www.decs.sa.gov.au/services/pages/leglegal/32470/>

Below are some samples of the NEALS logo:



Licensed under NEALS



Licensed under NEALS



WHAT WILL SCHOOLS BE ABLE TO DO WITH MATERIAL INCLUDED IN NEALS?

Schools will be entitled to copy as much of an item, as many times as required for educational purposes, and it will not be remunerable under the Copyright Act.

DOES NEALS MEANS THAT EVERYTHING THE DEPARTMENT PRODUCES IS NOW FREE TO ANYONE?

No. NEALS will not grant additional access rights to DECS materials or allow access to confidential information. The agreement only applies to material that is publicly available.

HOW WILL RESOURCES CREATED BY TEACHERS OR OTHER STAFF BE PROTECTED?

Most resources accessible to schools can already be copied and communicated by schools under the Copyright Act. This may include photographs, text and artwork that are placed on the DECS intranet, internet or reports that are publicly accessible. These materials **can be included** for schools to copy under the NEALS scheme unless directorates decide that they should be excluded. Material can be excluded if it is deemed to be of commercial significance.

WHAT WILL SCHOOLS BE ABLE TO DO WITH MATERIAL EXCLUDED FROM NEALS?

Schools can continue to copy or “communicate: this material but the Department will have to pay each time the material is copied or communicated by the school. Schools will also be restricted to copying set amounts. (Note: this is generally not more than approximately 10% of a work) rather than being able to copy an entire resource.

WHAT DO WE DO TO SATISFY RECORDS MANAGEMENT REQUIREMENTS?

For information about records management please visit the State Records of South Australia website <http://www.archives.sa.gov.au/management/strategies.html>

OUTSTANDING ISSUES TO BE RESOLVED

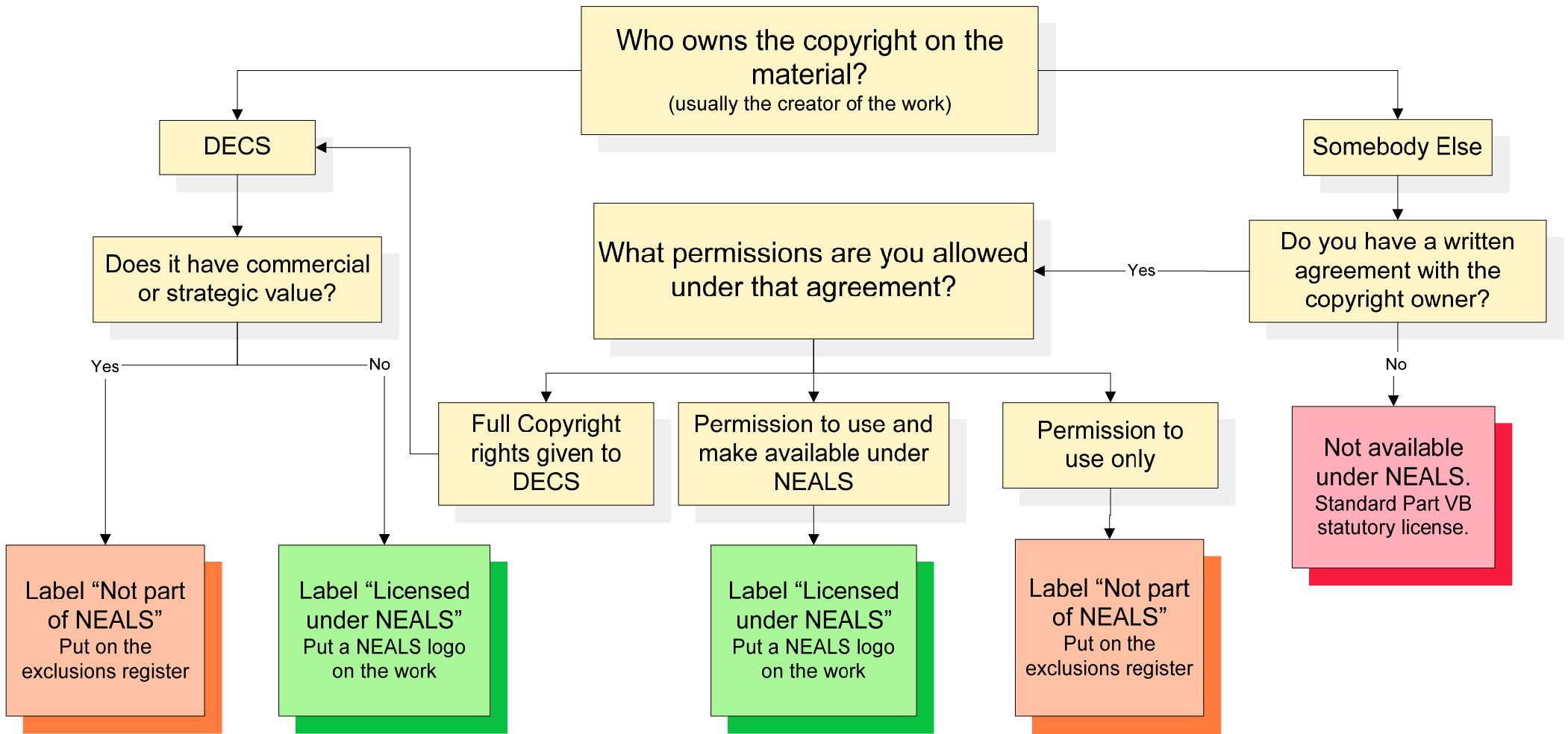
- How do we register material excluded from NEALS?
- Who and how are exclusions reported to the National Copyright Unit?

Further information will be included when it becomes available

RESOURCES

1. Smartcopying website <http://www.smartcopying.edu.au/scw/go/pid/1>
2. Department of Education, Employment and Workplace Relations
Publications and Resources Page http://www.dest.gov.au/common_topics/publications_resources

How do we know how or when to apply NEALS?



For further information please contact

Shane Richardson
Principal Project Officer
Legislation and Legal Services Unit
Phone 8226 1109

DOCUMENT CONTROL

Managed by: Don Mackie	Responsible position: Manager, Legislation and Legal	Version: Version 2
Contact person: Shane Richardson	Approved by:	File number:
Contact position: Principal Policy Officer, Legislation and Legal	Date approved:	Status: Final
Contact number: 8226 61109	Next review date: June 2010	Security classification: Unclassified