

**Society of American Archivists
Council Meeting
January 25 – 27, 2012
Chicago, Illinois**

**Annual Report: Intellectual Property Working Group
(Prepared by Heather Briston, Chair)**

Name of Section/Roundtable: SAA Council's Intellectual Property Working Group

Date: August 24, 2011

Officers: Heather Briston (Chair)

Report from Annual Meeting:

- *Number of attendees:* 8 members, including Council Liaison, 4 guests. One member of the working group was unable to attend.
- *Election results:* N/A. Heather Briston will continue as chair for 2011-2012.
- *Summary of meeting activities:*
 - Review of 2010-2011 (see details listed below).
 - Review of current activities and opportunities (see details listed below).
 - Session ideas for San Diego 2012.
 - WIPO participation.
 - Report from the liaison to the Standards Committee.
 - ICA Committee on Copyright report.
 - Public Domain Day.
 - Introductions and information sharing.
 - Brief discussion with the Cultural Property Working Group.

Completed Projects/Activities:

- Recommended endorsement of the "Well-intentioned Practice for Putting Digitized Collections of Unpublished Materials Online" and wrote a preface for archivists to accompany the standard. The standard was ultimately endorsed by the SAA Council with the IPWG's accompanying preface.
- Updated the SAA Orphan Works Best Practices document with a Creative Commons license.
- Drafted a comment that was approved by the SAA Council addressing the Copyright Office's request for comment on bringing pre-1972 sound recordings under federal jurisdiction. Drafted additional comments approved by the SAA Council, further to initial comments submitted to the Copyright Office by RIAA.
- *Archival Outlook* article on recorded sound legal issues by Mark Greene.

- Submitted comments on the SAA Code of Ethics current revision.
- Investigated possibility of observer status for SAA at WIPO meeting.
- Dryden conveyed IPWG’s unofficial concerns to IFLA about a draft regarding library and archives exceptions to be presented to WIPO.
- Endorsed session 204: Rights, Risk, and Reality: Beyond “Undue Diligence” in Rights Analysis for Digitization.
- Held three quarterly conference calls.

Ongoing Projects/Activities:

- Conversion of IPWG website to Drupal – with subsequent plans for regular update of content.
- SAA representation at WIPO by an IPWG member (Maher). Putting together funding requests for grant funders.
- Monitoring the ICA Committee on Copyright for areas of collaboration for SAA and ICA.
- Monitoring through our representatives the standards proposed to the Standards Committee.

New Projects/Activities:

- Session ideas for San Diego Annual Meeting.
- Testing Google+ to see if it can replace standard conference calls.
- Promoting Public Domain Day/Month to raise the visibility of materials now in the public domain, and conversely what is not.
- Tabled for later discussion: Authoring issue briefs on IP issues, opportunities to collaborate or liaise with the CPWG and the GAWG.

Strategic Priority – Technology: None.

Strategic Priority – Diversity: Meeting with the Cultural Property Working Group during a portion of the IPWG annual meeting, with the plan of making this a regular part of our annual meeting.

Strategic Priority - Advocacy/Public Awareness:

- Endorsed the “Well-intentioned Practice for Putting Digitized Collections of Unpublished Materials Online” and wrote a preface for archivists to accompany the standard.
- SAA input on Copyright Office request for comment on bringing pre-1972 sound recordings under federal jurisdiction. Also, SAA further comment to initial comments submitted to Copyright Office by RIAA.
- *Archival Outlook* article on recorded sound legal issues by Mark Greene
- Investigation of possibility of SAA observer status at WIPO

Questions/concerns for Council attention: Pursuit of funding for IPWG representative at WIPO.