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- Recommended endorsement of the “Well-intentioned Practice for Putting Digitized Collections of Unpublished Materials Online” and wrote a preface for archivists to accompany the standard.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.