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## **Country report <SPAIN>**

Annual report to the IFLA CLM committee  
Singapore 2013

This report is a short account of the activities of <FESABID. Spanish Federation of Societies of Archivist, Librarians, Documentalist and Museology >

### **Copyright**

#### ***New legislation***

#### ***Proposed legislation***

Draft on copyright reform launched by Ministry of Culture last March 22.2013. The most important topics proposed in this Draft are: private copy, reproduction and public communication in educational environment, collecting societies.

This proposal will be the most limited and restricted until now concerning the private and educational uses. The Draft proposes the enforcement of the supervision of the collecting societies activity.

This text available only in Spanish

<http://www.mecd.gob.es/prensa-mecd/actualidad/2013/03/20130322-intelectual.html>

FESABID sent their comments to the Government:

<http://www.fesabid.org/federacion/noticia/comentarios-al-anteproyecto-de-ley-de-modificacion-del-texto-refundido-de-la-ley->

#### ***Pending legislative issues***

Draft about the rules to regulate the library lending payment. The Spanish Ministry of Culture wants to develop the current act: Ley 10/2007, de 22 de junio, de la lectura, del libro y de las bibliotecas.

Fesabid sent their comments too: <http://www.fesabid.org/federacion/noticia/fesabid-y-el-proyecto-de-rd-por-el-que-se-regula-la-remuneracion-a-los-autores-po>

### **Legal Matters**

#### ***New legislation***

#### **Law cases**

The most important case in Spain, not yet in force, involves university libraries. Collecting societies has denounced two university libraries for copyright infringement and claims a remuneration for internal website uses (intranet). Universities defend that not the whole material kept in their repositories can be claimed by collecting entities. The final decision is very important because it could introduce a new copyright fee to the universities.

<http://www.elconfidencial.com/ultima-hora-en-vivo/2013/05/recurrira-sentencia-demanda-cedro-derechos-autor-20130507-140166.html> (News only in Spanish. Legal text not yet available)

### **Advocacy/Lobbying activities**

Last year Spanish Government has announced their intention to update the current copyright act. Fesabid sent a proposal to the Ministry of Culture about limitations needed by libraries. This document is based on Rebiun report and TLIB (IFLA). The document is available in Spanish. <http://www.fesabid.org/federacion/noticia/propuestas-para-la-reforma-legislativa-de-la-ley-de-propiedad-intelectual>

### **Educational activities**

Fesabid organizes seminars and conferences and copyright topic is usually scheduled (ej. <http://www.fesabid.org/toledo2013>)  
Fesabid promotes the training on copyright and information law in libraries.

### **Strategic plans for the future**

Fesabid advocates for a fair balance between the copyright and the public interest. Fesabid supports and disseminates all the activities and documents prepared by Eblida (E-books Campaign), and IFLA (TLIB).

### **Other issues**

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