

## CENL/ FEP Working Group on Digital Publications

### Annual Report 2011-2012

In 2011-2012, the Working Group first met on **December 2<sup>nd</sup>, 2011 in London and then on May 30<sup>th</sup>, 2012 in Brussels**. Throughout the year, the main discussions focused on the following issues:

- **Deposit practices – Web harvesting**

The Committee continued its work on the **update of its 2005 statement on voluntary deposit of electronic publications in order to include web-harvesting**. It decided to draft a whole new text, focussing on books, journals as well as publishers' websites and reiterated that it should remain non prescriptive. It first reviewed different strategic models and agreed to focus on addressing the scope of the deposit (including the territoriality issue), the depositing process (issue of delivery by publishers vs. harvesting), as well as the management and the use of deposited content. **The draft statement is currently being finalized and should be endorsed at FEP and CENL's respective AGMs in Fall 2012.**

- **European digital libraries**

The group had many discussions on issues related to **mass digitization at European level**, including: the draft orphan works directive, the progress of the ARROW project and the signing of the European Memorandum of Understanding on out-of-commerce works. As a follow-up of the MoU, FEP expressed interest in exchanging information about CENL's members' digitization projects of out-of-commerce works. Through the CENL secretariat the CENL members were asked to answer the following questions:

- Can you describe your potential plan as far as digitisation and making available on the internet of in-copyright books (out of commerce or orphan works)?
- As far as out of commerce works are concerned, how do you see the implementation of the Memorandum of Understanding in your country?
- As out-of-commerce works have to be dealt with under voluntary agreements, have you already contacted the rights holders?
- If so, have you already an agreement and a schedule to implement this agreement? Have you used or will you use the Memorandum of Understanding in Annex?

The Committee also closely followed European debates on VAT and "open access", in particular via a review of the main results of the PEER project.

- **National developments**

The Working Group also shared information on **new copyright legislations and debates** (new deposit law in Spain, copyright reviews and proposal for legal deposit in the UK, compulsory collective licensing of out-of-commerce works and publication of secondary legislation on legal deposit in France, new law on legal deposit in preparation in Norway), **digitization projects in Member States** (Bookshelf project in Norway, German Digital Library project and German project on out-of-commerce works), in particular with Google in

the UK and the Netherlands, as well as **harvesting projects** (in Germany, the Netherlands, Italy).

**Members:**

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- Anne Bergman-Tahon, Federation of European Publishers (FEP), abergman(at)fep-fee.eu
- Catherine Blache, Syndicat National de l'Edition, c.blache(at)sne.fr (Vice-Chair and Secretary)
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Catherine Blache, (Syndicat National de l'Edition)  
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