

ANNEX A

SINGAPORE'S COPYRIGHT REGIME – ISSUES UNDER CONSULTATION

MinLaw and IPOS are reviewing the copyright regime with the objectives of ensuring that it has rights which are reasonable, clear and capable of being efficiently transacted.

To that effect, MinLaw and IPOS are seeking views on the following issues:

1. Whether Singapore should have a voluntary system of copyright registration, and details associated with such a copyright registry.
2. Whether creators of certain commissioned works should have first ownership of the copyright in the works.
3. Whether the duration of copyright protection for unpublished works should be limited to :
 - (i) 70 years after the death of the creator for literary, musical, dramatic and artistic works, and
 - (ii) 70 years after first publication for sound recordings, cinematograph films and works with an unknown creator if they are published within 50 years of creation, failing which, they will only be protected for 70 years after creation.
4. Whether there should be a new right of attribution, and details associated with this right.
5. Whether the relationship between creators and publishers/producers can be helped by an information website for creators.
6. Whether certain exceptions in the CA should be allowed to be restricted by contractual terms, and which exceptions would those be.

7. Whether the fifth factor (from the exception of “fair use”), which relates to obtaining a copy of the work within a reasonable time at an ordinary commercial price, should be removed.
8. Whether orphan works should be addressed by a limitation of remedies approach, a registry approach with upfront fees, or a modified registry approach with fees paid direct to the copyright owner.
9. Whether there should be a new exception for copying of works for the purposes of data analysis to facilitate text and data mining.
10. Whether there should be a new exception for giving or receiving instruction in the educational context, and whether the threshold for copying by or on the premise of a non-profit educational institution should be changed from 5% to 10%.
11. Whether the current exceptions for libraries and archives should be simplified and redrafted.
12. Whether there should be new exceptions for museums and galleries.
13. Whether certain technical amendments should be made in relation to provisions benefiting those who are blind, visually impaired, or otherwise print disabled.
14. Whether there should be a new exception for IPOS' use of non-patent literature in patent search and examination work.
15. Whether there should be a new exception for materials on official government registers.
16. Whether the current list of allowable circumventions of technological protection measures should be retained, and what new allowable circumventions of technological protection measures should be put in place.