



Annual report to the IFLA CLM committee

Milan Italy 2009

Copyright

Orphan works

The question of orphan works remains still unresolved in Finland. This is a problem especially considering mass digitization of library collections.

Serious discussions among the relevant stakeholders have not yet started. However, the general presumption is that the Nordic extended collective licensing could be the best solution.

Legal deposit

The new law on legal deposit (*Act on Deposit and Preservation of Cultural Material* 1433/2007) entered into force on January 1st, 2008. Since the amendment of the Copyright Act 1.1.2006 the National Library has harvested internet resources from the net to its web archive.

The National Library has the right to communicate material in its web archive to be used in its own premises and in the premises of other Legal Deposit libraries and in the National Audiovisual Archive. Thus, a kind of intranet between these libraries is created, in accordance with provisions 5. 3 (n) of the InfoSoc Directive.

It turned out that the question of data protection was more or less neglected during the preparation phase of the new Act. However, after several discussions with the national Data Protection Ombudsman, the National Library decided to open its web archive for the general public April the 2nd, 2009.

The National Library has drafted directions relating to data protection issues and sent them for approval to Data Protection Ombudsman. These directions will be applied on the whole Finnish library sector.

The Decree relating to the Act on Legal deposit is still pending in the Ministry of Education. This Decree will hopefully solve some problems related to the practical application of the new law.

Lobby activities

Finnish libraries, museums and archives have formed a shared expert group, focused on questions relating to information law (copyright, privacy etc.). The aim of this group is to sharpen the profile of the LAM sector vis-à-vis rights holder organizations and also the Ministry.

Educational activities

The Finnish library organizations have set up a joint working group with the assignment to formulate a common ethical code for libraries. The group published its proposal Spring 2009.

Strategic plans for future

On the national level the most important project is the National Digital Library that was launched by the Ministry of Education in August 2008. The aim of this project is to establish one national access point to digital resources and services of libraries, archives and museums. In addition, this project aims at creating a common infrastructure for long-term preservation of digital cultural heritage materials.

The legal problems relating to copyright, privacy issues etc. remain still unresolved, however.

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