

## **EPUK's position on the Digital Economy Bill**

- We cannot accept blanket commercial licensing of orphan works. It sets up a free-input commercial supply channel that directly competes with and undermines our business.
- We can accept some form of licensing or fair dealing exception that is limited to non-profit use within the non-commercial cultural sector. Precise drafting will be required to prevent use in competition with the commercial exploitation of the work.
- We regard enforceable moral rights as a necessary and rational counter to any weakening of copyright holders' exclusive rights.
- We need an informal, low cost, quick, online method of enforcing rights and obtaining compensation for breaches. To deter infringement it is essential that the penalty for a breach is significantly greater than the lawful cost would have been, even if not all of the money charged to an infringer gets paid to the rights owner.

*EPUK February 25, 2010*

<http://www.epuk.org> <http://www.copyrightaction.com>