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- Character of Digital Library
- Copyright statute of Digital Library
- The role and limitation of collective management organization
- Opinion and suggestion

**ABSTRACT**

This paper analyzes the current copyright status of the digital library particular emphasis in China. It examines the many aspects of copy facing the Internet and the impacts of such on the digital library.

The characteristics of the digital library are discussed and the role a limitation of the current collective management organizations dealing copyright issues are also reviewed.

It emphases that the digital library can only become a reality if the rig author are protected, and the collective management systems are al handle the flood of licensing issues. This paper concludes that findir balance the interests of the owner, user and society will be critical to growth of the digital library.

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# Copyright Protection -- The Future Direction of the Digital Library



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## ABSTRACT

This paper analyzes the current copyright status of the digital library with particular emphasis in China. It examines the many aspects of copyright issues facing the Internet and the impacts of such on the digital library.

The characteristics of the digital library are discussed and the role and limitation of the current collective management organizations dealing with the copyright issues are also reviewed.

It emphasizes that the digital library can only become a reality if the rights of the author are protected, and the collective management systems are able to handle the flood of licensing issues. This paper concludes that finding a way to balance the interests of the owner, user and society will be critical to the growth of the digital library.

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# Copyright Protection

## -- The Future Direction of the Digital Library



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#### ☰ Modality of Digital Library

a. Governmental library £°

[National Library of China](#)

[Chinese Digital Library Engineering](#)

Local public library : [Shanghai Library](#)

[The Library of Congress](#)

[New York Public Library](#)

b. Non-government Commonweal Library£°

[Internet Public Library \(IPL\)](#), a hosted by the School of Information at the University of Michigan.

[YiFan Commonweal Library](#), no adverting, no pay

[New threads Bookstore](#)

c. Mercantile Library :

[The Literature World of Net square](#)

[BookKoo](#) , a largest e-book publisher. Supply reading, buying and

Writing ([BookKoo Introduction \(English\)](#))

[ChaoXing Digital Library](#)

[Rongshuxia](#)

[Qingyun](#)

[Chinese Stack Room](#)

[Youth Reading Online of China](#)

[Wanlong Bookcity](#)

[MillionBook](#)

[Bailu Bookcity](#)

[Fengyunge Attic](#)

[Zuoyong Bookbar](#)

[Peace Literature](#)

d. Bibliography database or charge content database:

[WESTLAW](#)

[FINDLAW](#)

[IBM Patent Server](#)

e. Professional Library

[Netease Literature](#)

[Netease Literature: Bookstore Online](#)

[The Literature World of Net square](#)

f. Other ICP (Internet content Provider)

New Threads Chinese Cultural Society .It publishes an electronic and multimedia magazine, New Threads magazine, and maintains a Chinese electronic library, New Threads Electronic Library, and a mailing list, XYS-Friends.<http://www.xys.org/index.html>  
<http://www.xys.org/pages/enovel.html> £°E-novels£©

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**Brief Analyses:**

We draw a conclusion after researches on the Digital Libraries, Bookstores, Book cities & Book bars online:

Just a minority of websites provides a Copyright Declaration, most of them merely give a simple pronouncement, just like: This is a individual website, copyrights of works in which belong to original publishing houses and authors, Please don't apply the works to a commercial use! Any question, contact us.

A small quantity of websites Provide a normative Copyright Declaration with a separate web page, such as [BookKoo](#), [Rongshuxia](#), [New threads Bookstore](#), [YiFan Commonweal Library](#) & [Chinese Digital Library Engineering](#).

And, another phenomena should be notified: some websites control the access of public readers by using a special browser which just authorized to the user who have bought their Reading Card, for example: [ChaoXing Digital Library](#) & [Chinese Digital Library Engineering](#).

It maybe a good means by using technical method to solve the problem of copyright, whatever, it just gives a resolvent of paying, but cannot settle the problem of copyright authorizations.

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### ☰ Character of Digital Library

Digital Libraries are different form traditional library:

- a. Duality of Public and mercantile
- b. As a role of bookstore and also a library
- c. Content service and accesses service supplied ( ICP and IAP)
- d. Text and multimedia service supplie

#### **Conclusion:**

The main Character of Digital Library is ISP, so they should be treated as ISP.

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### ☰ Copyright statute of Digital Library

- a. Normative copyright state, a majority of works collected has been authorized by authors.  
Example: [BookKoo](#)
- b. Copyright state, no authors' direct authorizations, immediate delete the link of works when notified by authors, having contracts of collective license with National Copyright Protecting Center, but the behaviors are not limited to Fair Use.  
Example: [ChaoXing](#)
- c. The statutory license outside the copyright law but pay to collective management organization
- d. Copyright state but no authorization of authors and no pay  
Example: [New Threads](#)
- e. No copyright state, no licensing, no pay

#### **Conclusion:**

The conditions of copyright protection of Digital Library is either afraid of offending Copyright Law and supplying nonessential contents or defying the law and upload massive none-authorized works which become the hidden troubles for future.

Either practice mentioned are not advantageous to normal development of Digital Library.

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### ☰ The role and limitation of collective management organization

1. Role: getting authorizations of authors, imposition of tax on books, disputing ?
2. Limitations of current collective management system
  - a: flood of licensing issues
  - b: Problem of cost & efficiency
  - c: Problem of paying disputing.

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### ☰ Opinion and suggestion: finding a doable way

- a. Statutory License of scan online right for published works
- b. Public Libraries broaden Fair use for public library
- c. Establishing alliance of digital library, assuming the roll of Copyright collective management

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