

Copyright Guidelines for Showing Movies on Campus

Whenever we buy, rent, or borrow a DVD or videotape of a movie (or any other audiovisual work) made by someone else, we are likely to think that we can use it as we choose. Unfortunately, copyright law controls our ability to use and display the movie because we have really only obtained the copy and not the underlying copyright rights to the work itself. Legally, any showing of this movie is regarded as a “performance” of a dramatic work, whether it’s being shown to a small group of friends or to a large group in a campus classroom.

What this means is that there are several questions which must be answered so that we’re certain we’re complying with federal law. Please refer to the attached flowchart for a simplified version of the decision process.

1. Is this movie showing a “private” or “public” performance?

Showing the movie to members of your family or a small group of friends is regarded as a **private** performance. A private performance, such as showing a video to a small group in a residence hall room, is permissible and does not violate the rights of the copyright owner.

A performance is **public** if the movie is being shown to people other than family members or a small group of friends, **or** if it is being shown in a place that is open to people other than family members or a small group of friends. Showing a movie in a residence hall lounge or campus classroom is a public performance if it is open to more than a small group of friends. That may infringe on the copyright owner’s rights unless you have purchased **public performance rights (PPR)** from the copyright owner, or there is some applicable exception to the PPR requirement.

Anyone needing to secure public performance rights should contact Media Services for assistance. The College’s collection includes many videos or DVDs marked “PPR” which may be used for public performances. The College’s licensing agreements for its videos and DVDs permit their use only in face-to-face classroom instruction. Any other uses, such as showing at conferences or campus-wide events, will necessitate obtaining public performance rights from the distributor or copyright holder. In checking out a video or DVD, the borrower assumes responsibility for using it in accordance with the College’s licensing agreements and U.S. copyright law.

2. Is there an exception which will allow showing the movie without PPR?

Even if your showing fits the definition of a public performance, you can show it without PPR if either of the following exceptions applies:

- A. The movie will be shown by an instructor (including an RD acting in his/her role as an educator) in the course of **face-to-face** teaching activities in a

