

Ms Helen Daniels  
Assistant Secretary  
Copyright Law Branch  
Attorney-General's Department  
Robert Garran Offices  
National Circuit  
BARTON ACT 2600

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29<sup>th</sup> February 2008

Response to Issues Paper - Review of sections 47J and 110AA of the *Copyright Act 1968*  
COPYING PHOTOGRAPHS AND FILMS IN A DIFFERENT FORMAT FOR PRIVATE USE

Dear Ms Daniels,

We are a volunteer run organisation that represents the interests of commercial photographers in Australia. Currently we have more than 1800 members across a wide range of practice areas including wedding, portrait, commercial and advertising photography.

We are long term affiliates of the Australian Copyright Council and strongly support the position that they have put forward in their response to the issues paper, particularly in relation to ss47J. We are also concerned at the continual erosion of the ability of creators to exploit their copyright and see this legislation as yet another loophole that will send a message to the community that it's OK to copy photographs.

We are not certain if there is an underlying assumption that still photographs, especially in digital form, are easily identified after they have left the photographer's hands and that some sort of electronic watermarking makes the photograph in some way safe from copying. We have plenty of anecdotal and factual evidence that meta data contained within a digital still photograph is often removed, sometimes intentionally and often unwittingly.

We would welcome any approaches by the Government to be involved in discussions when copyright legislation that affects the photographic industry is being reviewed.

Yours sincerely,

Jackie Dean M.Photos. FAIPP  
AIPP National President

