



Ms Helen Daniels
Assistant Secretary
Copyright Law Branch
Attorney-General's Department

Dear Ms. Daniels,

RE: Review of sections 47J and 110AA of the *Copyright Act 1968*

As an Australian Citizen and a musical artist, I'm writing to you out of sincere concern for consumer's rights pertaining to format shifting.

When someone spends their hard earned money to purchase something, be it my album or a film, it should be theirs to copy as they wish for their own personal use.

I strongly urge that sections 47J and 110AA, which allow for 'format-shifting' or the right of a consumer in certain circumstances to copy a photograph or film into a different format for private use need to not only be extended, but enhanced. Allowing digital-to-digital format shifting actually encourages consumers to purchase content and supports the economy for the sale of music, photographs and films.

I request that the Australian Government amend legislation to include a bill similar to that of Section 109A for both photographic and cinematic format shifting. Consumers should be able to enjoy their technology as well as content they've purchased. As an artist it's vital to my career that they do so. Technology has enabled me to reach a much wider audience digitally than I ever would have been able to without it.

I also request that acts for which TPMs may be circumvented be explored and/or extended. Section 249(2) permits regulations to be made prescribing the doing of additional acts and I believe it would be in the best interest of creators and consumers for this to be thoroughly researched and extended wherever possible.

Consumers rightly view format shifting for personal use as a matter of convenience, not as infringement. If copyright law prohibits behavior that consumers justifiably believe is reasonable, then the prohibition breeds disrespect for copyright -- a harmful result for artists like me who make their living through copyrighted works.

As an artist thriving in the digital age, it is imperative to my future that consumer's rights be protected. While I deserve to be paid for my works, and I am, it is equally as important to protect the rights of consumers to move the content they have purchased both digitally and physically. To restrict such a right is an invasion of privacy and will lead to greater piracy as well as a loss of income for creators.

Sincerely,
Samantha Murphy
Artist/Founder
SMTV Music, LLC
<http://www.smtvmusic.com>