



Library and Information Association of New Zealand
Te Rau Herenga O Aotearoa

Hon Andrew Bayly
Minister of Commerce and Consumer Affairs
A.Bayly@ministers.govt.nz

22 January 2025

Re: Copyright Reforms Proposed for 2025

Tēnā koe Hon Andrew Bayly.

Fakaalofa lahi atu, kia orana, ko na mauri, mālō e lelei, mālō ni, ni sa bula, tālofa, talofa lava, warm greetings to you.

Te Rau Herenga o Aotearoa, the Library and Information Association of New Zealand Aotearoa ([LIANZA](#)) has provided leadership to the wider library and information sector for over 120 years.

With a strong national network, active member communities and volunteer base, an established profile, and strong international connections, LIANZA spans all parts of the diverse library and information sector. This includes public, school, tertiary, health, prison, tertiary, special libraries and information services. LIANZA is the peak body for the library and information sector.

LIANZA is aware that copyright reforms have been proposed for 2025 alongside reforms needed for compliance with the NZ- EU and NZ-UK Free Trade Agreements.

LIANZA understands the need to align copyright legislation with the FTAs. However, we believe this is a good opportunity to broaden the scope of work to incorporate and align other important copyright reforms for greater economic impact. Minister, we would like to offer our support to make these reforms as effective as possible for all New Zealanders.

We would value the opportunity to provide advice on potential reforms, particularly to cushion the impact of term extensions and request to be part of any specific consultation or engagement with the Ministry on this work.

The copyright environment is not straightforward and it's important that a wide range of views are considered to obtain a balanced perspective. You will be aware that libraries have provided feedback on copyright and have long sought a review of the Act, which is no longer fit-for purpose and has not been reviewed since 1994. [Our submission on the 1994 can be found here](#).

LIANZA would like to be part of the targeted stakeholder engagement group as this is an area that has profound implications for libraries, access to knowledge, and the creative economy. The global pandemic and climate change have pushed libraries to increasingly operate in and occupy the digital space.

The current Act does not recognise the virtual library or users accessing resources online. Without meaningful and consistent input into copyright reform, there is every chance that the legislative changes could severely disadvantage libraries and information services, impacting communities and local businesses throughout New Zealand.

We would particularly like to see the following reforms made:

- Clearer and more easily understandable library and archive exceptions and the simplification of the Technology Protection Measures (TPM).
- The broadening of library and archive exceptions to allow public access to out-of-commerce works through mass digitisation.
- Support for format shifting in any format – including digital - by a staff member of a prescribed library or information service.
- Support for broadening the current library and archive exceptions to include museums and galleries.
- Non-commercial exceptions introduced to the fair dealing exceptions, support for broader exceptions for non-commercial user-generated content (memes, fan fiction, etc.).
- Broadening of the educational exceptions to include public libraries as an educational establishment, and more flexibility when copying films and sound recordings for educational use.

Minister, LIANZA believe that the inclusion of the library and information sector in this consultation is crucial for creating greater opportunities for alignment in areas that will aid greater economic impact.

We look forward to hearing from you,

Ngā mihi nui kia koe Minister, ma le fa'aaloalo lava, nuku noa nga,



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