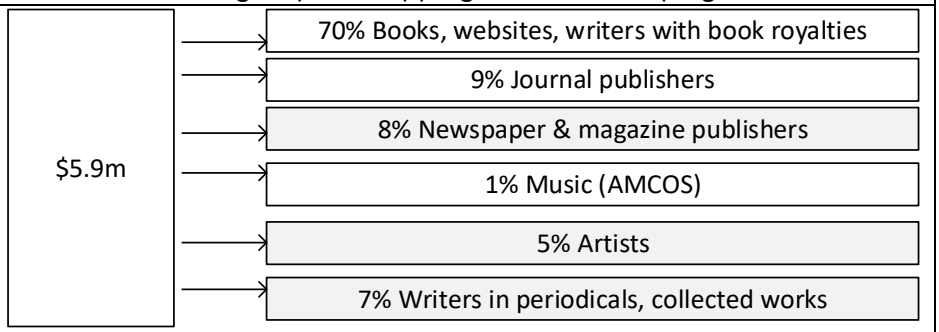
2020 DISTRIBUTION: LICENCE FEES FROM INDIVIDUALLY LICENSED EDUCATION INSTITUTIONS

1. BACKGROUND	Copyright Agency has individual licences with more than 1,000 education institutions, such as commercial colleges, adult education and independent universities. The licence fees from these institutions are distributed annually. There is limited usage information from these institutions, so we use data that indicates content that is available to that sector to copy, as well data we have about actual usage.	
2. CHANGES SINCE PREVIOUS DISTRIBUTION OF LICENCE FEES FROM THIS SECTOR	The main change is data from FLEX, our online content management system adopted by a number of institutions. We have data from 7 institutions on the content they have managed using FLEX, as well as data on digital originals supplied by our publisher partners. Other changes: • review of the relative proportions for publication types, based on the results of a high-level survey in 2016; • a simplified methodology for allocating the pool for newspapers, based on the titles in data from the media monitoring companies; and • given we are using the same methodology for government licence fees, we are combing the newspaper pools from individually licensed education institutions and government into one distribution.	
3. FUNDS FOR DISTRIBUTION	Amount (approx.)	$5.9m (including the amounts set aside for newspaper publishers, artist-owned images and writers in periodicals and collected works, for separate distribution)
	Licence fee source	Licence fees from independently licensed education institutions
	Licence type	Statutory
	Licence fee period	Licence fees invoiced from April 2019 to March 2020
	How calculated	Licence fees received less deduction for projected operating costs and Cultural Fund: see further copyright.com.au/fees.
4. DISTRIBUTION SCHEDULED FOR	April 2020	

5. DATA FOR DISTRIBUTION	Usage data from 7 institutions using FLEX
	Data on digital originals for FLEX supplied by partner publishers
	'Indicative' data (data about material available for use by individually licensed education institutions)
	• **books**: titles in Copyright Agency's works database from source that include
	  ○ surveys of copying and sharing by licensees
	  ○ book sales data (from Nielsen BookScan)
	  ○ titles held in libraries listed in the National Library's online catalogue	

	• **journals**: titles in Copyright Agency's works database from sources that include:
	  ○ surveys of copying and sharing by licensees
	  ○ titles available from full-text databases managed by RMIT (Informit databases)
	• **newspapers/magazines**: data from media monitoring organisations
	• **artist-owned images**: information provided by artists and their agents about published images for which the artists retain copyright, and past allocations to artists from multiple sources
	• **writers in periodicals and collected works:** information provided by writers and their agents about published writing for which the writer retains copyright but does not receive royalties from a publisher; data from RMIT full-text databases, media monitoring companies, and Australian Poetry Library; and past allocations from multiple sources.

6. SELECTION OF DATA FROM DATA SOURCES	**Usage data**: all publications managed by FLEX in the 7 institutions **Digital Originals**: all digital originals provided by partner publishers **Books and journals 'available for use'**: based on a 'subject matter profile': identification of the subject matter areas likely to be used in these education institutions, and the relative proportions of each. We conduct a statistically random selection process to select titles with the relevant subject matter **Newspapers and magazines**: allocations data from four quarterly distributions for digital press clippings and webscraping
7. DISTRIBUTION POOLS	 The amounts for newspaper and magazine publishers, artists and writers will be distributed later, together with similar amounts set aside from other sources of licence fees.
8. CALCULATION OF POOLS	The relative proportion of each 'publication type' pool is based on a 2017 survey of content usage in independently licensed education institutions.
9. RECIPIENTS	We will make allocations to rightsholders that we have a reasonable prospect of paying.
10. MINIMUM ALLOCATION	There will be minimum allocations for some pools.
11. OBLIGATION TO SHARE PAYMENTS	Recipients of allocations from the books pool are required to share payments in accordance with any contractual obligations (e.g. a publishing contract between an author and a publisher).