

LICENCE FEES FROM PRIVATE (INDIVIDUALLY LICENSED) EDUCATION INSTITUTIONS: 2022 DISTRIBUTION

BACKGROUND

Copyright Agency has individual licences with more than 1,000 education institutions including commercial colleges, adult education and independent universities: see [here](#). While Copyright Agency receives some usage data from institutions that use our FLEX product (see [here](#)) there is limited usage data from other institutions. Institutions use FLEX to manage both the ‘digital originals’ provided with FLEX by participating publishers (listed [here](#)), as well as other content that they have access to.

CHANGES SINCE 2021 DISTRIBUTION

As the data from FLEX has increased over time, we have made some changes to the way we use data relating to FLEX: both the digital originals provided by participating publishers and the usage data. Among other things, we have taken into account the proportion of licence fees paid by institutions providing FLEX data, and we have used the FLEX data as an indicator of usage in institutions that are not supplying data, along with titles selected from our database on subjects studied in this sector.

For this distribution, we have not combined the pool for newspaper publishers with the pool for newspaper publishers from licence fees for governments, in order to make reporting clearer.

FUNDS FOR DISTRIBUTION

Amount (approx.)	\$6.5m (including the amounts set aside for artists 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 2021 to March 2022
How calculated	Licence fees received less deduction for projected operating costs and Cultural Fund: see further copyright.com.au/fees .

DATA FOR DISTRIBUTION

1. **Usage data** from institutions using FLEX
2. **Data on digital originals** for FLEX supplied by partner publishers
3. **‘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:** recipient data from distributions of licence fees from media monitoring organisations

SELECTION OF DATA FROM DATA SOURCES

- **Usage data:** all publications managed by FLEX in the institutions using FLEX, from 2020 and 2021
- **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:** aggregated recipient data from four quarterly distributions for digital press clippings and webscraping

DISTRIBUTION POOLS

Books, websites, writers/illustrators with book shares	70%	April 2022
Journal and professional magazine publishers	9%	
Music (AMCOS)	1%	
Newspaper publishers	8%	
Annual Artists Distribution	5%	June 2022, combined with fees from other sources
Annual Writers Distribution (principally writers in periodicals, collected works)	7%	

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.

RECIPIENTS

We make allocations to rightsholders that we have a reasonable prospect of paying.

There are about 5,900 recipients for the pools for books, journals, magazines and newspapers, who include writers and illustrators with book shares. There will be additional recipients when the amounts for other artists and writers are distributed in June 2022.