

From: Rob Campbell

Sent: March 8, 2012 12:36 PM

To: Paradis, Christian - Député; Moore, James - M.P.; Del Mastro, Dean - M.P.; Lake, Mike - M.P.; McColeman, Phil - M.P.; Braid, Peter - M.P.; Calandra, Paul - M.P.; Moore, Rob - M.P.; Armstrong, Scott - M.P.; Calandra, Paul - M.P.; Thibeault, Glenn - M.P.; Angus, Charlie - M.P.; Benskin, Tyrone - M.P.; Nantel, Pierre - Député; Dionne Labelle, Pierre - Député; Cash, Andrew - M.P.; Regan, Geoff - M.P.; Jean, Brian - M.P.; ~Legislative Committee Bill C-11/Comité législatif loi C-11

Subject: C11 Copyright reform

Dear Ministers & Committee members,

As you consider the new copyright bill, clause by clause next week, I would encourage you to put weight to the desires and opinions of the general public. For too long the impetuous behind such legislation has been to corporate interests. I believe that over reaching restrictions and an excessively punitive atmosphere will be of greater harm to artists than a balanced approach that respects the wishes of both artists & their audience.

No SOPA-style amendments. That means no website blocking, no warrantless disclosure of subscriber information, ESPECIALLY to non-law-enforcement bodies, no expanded enabler provision, no unlimited statutory damages, and no content take-downs again, ESPECIALLY, not without established and undisputed proof. Such heavy-handed tactics have proven ineffective in the US and other places that have have tried them. Why is our entertainment industry so eager to repeat the mistakes made in the US? It's a mystery to me.

Maintain the fair dealing balance found in C-11 by expanding the provision to include education, parody, and satire and relying on the Supreme Court's six-factor test to ensure that the dealing is fair.

The requests from some groups purporting to represent creators would turn back the clock on our digital economy and stifle innovation, all in the name of protecting certain business models which are substantially older than our current copyright law. It is time for Canada to diversify past oil & lumber and tap into the creativity of our talented citizens. In the artistic & digital industries we are set to thrive if we have a forward looking approach and not one which stifles innovation and holds us in the past.

Bill C-11 I think was a good start for enabling our cultural workers, and by adjusting the digital lock rules to rightly apply to infringing activity, it can protect the rights of the Canadian public. By not linking digital lock rules to infringing activity, I fear that C-11 could potentially fail a constitutional challenge, which will surely come. Digital locks affect personal property, such as BD/DVDs, potentially CDs again, CD/BD/DVD players, game systems and all electronics in general, which are all "property", purchased and owned by the consumer. Such "property" falls under the jurisdiction of the provinces, not the federal government. Again, this can be fixed by linking digital lock rules to infringing activity, as suggested by the Canadian Library Association

One the topic of expanding the levy to be applied to "proven" devices such as iPods and dedicated MP3 music players (NOT SD cards), I'm perhaps more receptive than most, but, again, the overarching digital lock rules have to be tied to infringement.

I appreciate this is a complex topic and I wish you wisdom and patience as you honestly weigh the requests from all the stakeholders.

Thank you for your time and careful consideration.

Rob Campbell