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From: Patrick Chapman

Sent: March 12, 2012 9:31 AM

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.; 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.; ~Legislative Committee Bill C-11/Comité législatif loi C-11

Cc: Mathysen, Irene - M.P.

Subject: Regarding the amendments to bill C-11

Regarding the amendments to bill C-11

I understand the need and desire to modernise the copyright in the face of new technology and the balance between the rights of copyright holders and the public is not an easy one to obtain. I do not envy you your job.

There are three concerns I have with the present amendments of the bill.

First I would like to see a the "fair dealing" balance maintained in bill C-11 by including education, parody, and satire as well as relying on the Supreme Court's six-factor test to ensure fair access to copyright.

Second I would like to see not SOPA-style amendments. The US legislature backed away from this due to the action of a large number of tech companies and concerns. The saw that the large scale blocking of Internet content would have a large financial impact on the companies and interests involved. I double we will see such a large protest in for Canada. Instead companies will simply not do business here and Canada will lose the and advantage. Blocking website, The expanded enabler provision will hurt Canada.

I believe some of this can be seen with links to:

<http://topics.nytimes.com/top/reference/timestopics/subjects/c/copyrights/index.html>

<http://www.webpronews.com/70-groups-congress-sopa-pipa-2012-02>

<http://www.scribd.com/doc/80672293/Public-Knowledge-Internet-Letter-to-Congress>

Further warrantless disclosure of subscriber information is excessive where most ISP's cooperate. Further unlimited statutory damages have lead to legal claims in the US which are generally regarded as ridiculous.

Third I would recommend the Digital lock rules be amended by following the Canadian Library Association's recommended change bringing circumvention in line with actual copyright infringement

I believe that change is:

The following definitions apply in this section and in sections 41.1 to 41.21.

“circumvent” means,

(b) in respect of a technological protection measure within the meaning of paragraph (b) of the definition “technological protection measure”, to avoid, bypass, remove, deactivate or impair the technological protection measure for the purpose of an act that is an infringement of the copyright in it or the moral rights in respect of it or for the purpose of making a copy referred to in subsection 80(1).

The technical change would ensure Canada is compliant with the WIPO Internet Treaties but retains the existing exceptions in the digital environment

thank you for you time

Patrick Chapman