



**3.6** The exemptions in the Act include exemptions for fair dealing, displaying a work for the purposes of education or training, and recording a lesson and communicating the recording to the public by telecommunication for educational or training purposes.

#### **4.0 Substantial Part.**

**4.1** The *Copyright Act* does not define “substantial part”.

**4.2** In determining what constitutes a substantial part the courts have focused on the quality of what was taken from the original work rather than the quantity that was taken. As a result, no quantitative percentage of a work can be used to determine what constitutes a substantial part of a work. In general, reproducing a few sentences from a periodical article or book as a quotation is not a reproduction of a substantial part of the work.

**4.3** It is not an infringement of copyright if only an insubstantial part of a copyright-protected work is reproduced or communicated, e.g. in a thesis or periodical article.

#### **5.0 Appendix R30.04A - Application of Fair Dealing under Policy R30.04**

**5.1** Policy Appendix R30.04A permits faculty, staff and students to communicate and reproduce short excerpts of copyright-protected works for specified purposes without infringing copyright. Appendix R30.04A applies to students and a copy of the policy appendix can be found [here](#).

**5.2** For information regarding Appendix R30.04A (the Fair Dealing Policy) and Canada’s copyright law, contact the Copyright Officer at [copy@sfu.ca](mailto:copy@sfu.ca).

#### **6.0 Fair Dealing**

**6.1** Copying and communicating works pursuant to the Appendix R30.04A (Application of Fair Dealing) fall within the fair dealing exemption in the *Copyright Act* and therefore do not infringe copyright. There is no need to obtain the consent of the holder of copyright for those acts. Appendix R30.04A permits copying and communicating short excerpts of copyright-protected works by the students of the University in their course related activities, subject to certain safeguards to protect the interests of holders of copyright.

**6.2** Section 4.4 of Appendix R30.04A (the Fair Dealing Policy) defines a short excerpt as follows:

- 4.4 A short excerpt means:
- (i) Up to 10% of a copyright-protected work (including a literary work, musical score, sound recording, and an audiovisual work),
  - (ii) One chapter from a book,
  - (iii) A single article from a periodical,