

Abstract

A Study on the Making Available of Document Delivery Service under Korea's Copyright Act

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Libraries should be able to supply documents to the user directly or through the intermediary library irrespective of the format and the means of communication(IFLA). Document delivery service(DDS), one of Interlibrary loan arrangements, plays an important role in utilizing limited library resources very efficiently. Foreign libraries actively provides documentary delivery service, and, by doing this, performs the functions of libraries. That said, documentary delivery service is strictly limited, or does not exist under the library privilege provision under Korea's Copyright Act. Document delivery service is allowed only the 'part' of 'books which are published more than five years prior to the date of the request,' Furthermore, document delivery service is not allowed for books which are published in digital format. These will greatly reduce the value of document delivery service because the users of libraries usually request an article of journals recently published, and because many books are published in digital format these days. This paper argues that document delivery service should be allowed under the Copyright Act, and it suggests some criteria that should be applied when enacting legislation for document delivery service. This paper argues that one of the most important criteria is the balance of interests between copyright owners and libraries.

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Keywords

library, interlibrary loan, document delivery service, library privilege, reproduction, electronic transmission, copy, CONTU Guidelines, periodicals, books

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