

Notices of Claimed Infringement

What is Copyright Infringement?

Copyright Infringement is generally defined within [section 27\(1\)](#) of the [Canadian Copyright Act](#) as follows: “It is an infringement of copyright for any person to do, without the consent of the owner of the copyright, anything that by this Act only the owner of the copyright has the right to do”.

What Can Be Considered Copyright Infringement?

Reproducing, distributing, exhibiting, performing, and communicating videos, music, images, book chapters, case studies, presentation slides, or other pieces of content to which you do not own the rights, as well as pieces of content that are infringing, illegitimate, or illegal copies, are common online activities which may constitute copyright infringement.

If you are not the copyright owner and if you have not received permission from the copyright owner to reproduce, distribute, exhibit, perform, or communicate content, it is recommended that you refrain from such activities that involve the use of copyright-protected content and copies of content that may be infringing, illegitimate, or illegal.

Information on Notices of Claimed Infringement

The ‘Notice and Notice Regime’ came into force on January 2, 2015 and is outlined within [sections 41.25 and 41.26](#) of the *Canadian Copyright Act*. These sections prescribe responsibilities for Internet Service providers (ISP) which include forwarding Notices of Claimed Infringement, notices received from copyright owners claiming that their rights have been infringed, on to the users whose electronic information (such as an IP address) has been identified as the source of alleged copyright infringement.

The Notices of Claimed Infringement that Fanshawe College receives and must forward on to users of Internet services on campus are most commonly related to BitTorrent traffic and other file sharing applications and sites.

The Notices of Claimed Infringement that Fanshawe College receives and must forward on to users of Internet services on campus are most commonly related to the accessing of copyright-protected television shows, movies, music, and video games.

Pursuant to the responsibilities outlined within the Act, Fanshawe College is legally required to forward Notices of Claimed Infringement on to users of Internet services on campus who have been identified by copyright owners. Fanshawe College does not, and cannot, verify the contents of notices of claimed infringement or the senders of notices of claimed infringement.

Student users of Internet services on campus are expected to adhere to the [Canadian Copyright Act](#), [Fanshawe College's Acceptable Use of College Technology Policy](#), and [Fanshawe College's Student Code of Conduct](#).

Student Code of Conduct violations include:

(3.2.1) Jeopardizing the good order and proper functioning of the College's programs, activities, and services of the Internet and/or objectives of the College.

(3.4.3.8) Using or permitting others to use College property, facilities, or resources to promote, engage in, or further an activity which contravenes any provision of the Criminal Code or any local, municipal, provincial, or federal statutes.

(3.4.9) Contravention of other laws.

Disciplinary Sanctions for activities which contravene the Student Code of Conduct range from a warning, to suspension or expulsion.

More information about Notices of Claimed Infringement, including what to consider if you receive a Notice of Claimed Infringement, is available via the [Office of Consumer Affairs](#).