'Public Ownership (Copyright and the Crown)

Speaker: Dr John Gilchrist

This presentation will cover Crown ownership and use of copyright material by the Crown. It will address copyright issues you need to be aware of in dealings with State and Commonwealth governments and their instrumentalities.

Is your client preparing a commissioned work for the State or Commonwealth Government?

Is your client bringing in expertise and IP for a developmental contract with the State or the Commonwealth?

Is your client a Principal in contracts for services or goods with the State or the Commonwealth?

What rights does your client have in relation to the use of your clients's copyright material by the State or the Commonwealth?

What rights does your client have or you have as a legal adviser to use State or Commonwealth copyright material?

About the Speaker

Dr John Gilchrist

Dr John Gilchrist BA, LLB, LLM (Mon) PhD (OUG), Grad Cert Higher Education (UC) is a Senior Research Fellow in the Faculty of Law at the Australian Catholic University in Melbourne. He is an accredited Post-Graduate Supervisor at the University of Canberra. In 2001 he was appointed a Fellow for the Centre for the Enhancement of Learning, Teaching and Scholarship at the University of Canberra on the basis of his outstanding scholarship and leadership in the area of teaching. From 2006-2008 he was Chair of the Learning and Teaching Committee of the Faculty of Law at that University. In 2009 he was awarded a University of Canberra citation for outstanding contribution to student learning over a sustained period.

Until the end of 2012 he was a member of the Academic Board and the Chair of Academic Board's nominee on the University Education Committee. In 2013 he was awarded a HERDSA Fellowship, after a process of examination.

John’s publications include:

2015


- Copyright Perspectives – Past, Present and Prospect (editor; co-editor Brian Fitzgerald), Springer, 2015.

2012

- The Extent to Which the Prerogative Right of the Crown to Print and Publish Certain Works exists in Australia, in 11 (2) Canberra Law Review 32-56

- Origins and Scope of the Prerogative Right to Print and Publish Certain Works in England, in 11 (2) Canberra Law Review 4-31
2011

- ‘The Franki Committee (1976) and Statutory Licensing’, in Copyright Future:Copyright Freedom (Syd Univ Press)

2010

- Accessing and Reusing Copyright Government Records, in 2 QUTLJJ 213-232
- Crown Use of Copyright Material, in 9 Canberra Law Review 36

Other information about the speaker

- Dr Gilchrist’s research interests are mainly in copyright law and legal education and he has published two books (one co-edited) and many articles in those fields.
- Appointed by the Australian Attorney-General as a member of the Copyright Law Review Committee 2003. That Committee reported on its reference on Crown Copyright in March 2005.
- Consultant to the major national law firm of Blake Dawson (now Ashurst) in the areas of government and defence contracting for over 8 years (1993-2001).
- Medico-Legal Foundation Lecturer and honorary Professor at the Royal Australasian College of Surgeons Annual Scientific Congress; Foundation joint-editor of the Canberra Law Review (1993-4).
- Officer of the Australian Attorney-General’s Department and of the Australian Government Solicitor for 14 years; Secretary of the Copyright Law Committee on Reprographic Reproduction under Justice Franki of the (then) Australian Industrial Court;

In the Australian Government Solicitor’s Office he was responsible for international shipbuilding and aircraft construction and procurement contracts ranging in value from A$18 million to A$4000 million and has negotiated contracts with English, French, US, German, and Swedish contractors.