
COPYRIGHT AND PRIVACY RESTRICTIONS

The copyright law of the United States (Title 17, *United States Code*) governs the making of photocopies or other reproductions of copyrighted materials. The Privacy Act of 1974 (5 *United States Code* 552a) governs the use of materials that document private individuals, groups and corporations.

Under certain conditions specified in the law, libraries and archives are authorized to furnish a reproduction if the document does not infringe the privacy rights of an individual, group or corporation. These specified conditions of authorized use include:

- non-commercial and non-profit study, scholarship, research or teaching
- criticism or commentary
- as a NPS preservation or security copy for research use
- as a research copy for deposit in another institution

If the researcher later uses a copy or reproduction for purposes in excess of "fair use," the researcher is personally liable for copyright, privacy, or publicity infringement and agrees to indemnify the NPS from any legal action as a result of the error. Permission to obtain a photographic, xerographic, digital or other copy of a document **doesn't** indicate permission to publish, exhibit, perform, reproduce, sell, distribute or prepare derivative works from the document without permission from the copyright holder and from any private individual, group or corporation shown or otherwise recorded.

Permission to publish, exhibit, perform, reproduce, prepare derivative works from, sell or otherwise distribute the item must be obtained separately in writing from the holder of the original copyright (or if the creator is dead from his/her heirs) as well as from any individual(s), groups or corporations whose name, image, recorded words or private information (e.g. employment information) may be reproduced in the source material. The holder of the original copyright **isn't** necessarily the National Park Service. The National Park Service is not legally liable for copyright, privacy or publicity infringement when materials are wrongfully used after being provided to researchers for "fair use."

This institution reserves the right to refuse to accept a copying order if fulfillment of the order is judged in violation of copyright or federal or state privacy or publicity law. This institution also places restrictions on the use of cameras, photocopiers and scanners in the research room.