

Orphan Works Consultation

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1. Proposed commercial licensing of orphan works breaches the rights of authors and creators.
2. Proposed commercial licensing of orphan works prevents rights holders and authors of exploiting the works on their own terms.
3. Proposed commercial licensing of orphan works would prevent rights holders from exploiting future licensing opportunities in new or emerging markets such as digital publishing.
4. Proposed commercial licensing of orphan works of foreign rights holder owned materials breaches the rights of those authors and distribution of income will not be apparent to those overseas.
5. Proposed commercial licensing of orphan works removes the right of an author to deny use rights at any price.
6. Proposed commercial licensing of orphan works removes the right to object to how the work is treated.
7. Proposed commercial licensing of orphan works ensures those not involved in the creative process are rewarded for the exploitation. This is morally objectionable.

The United States of America has always been seen as an upholder of rights, be they individual rights or the rights to one's property. Allowing orphan work exploitation goes against the rights of creators, and their rights to their property.