

Exceptions for Disability (s.31A-31F)

An accessible copy of a copyright work may be made for an individual with a disability under the [Copyright Designs and Patents Act 1988](#) (s.31A). Disability is [defined in the Equality Act 2010](#) as someone who has 'a physical or mental impairment that has a 'substantial' and 'long-term' negative effect on your ability to do normal daily activities'.

- 'substantial' is more than minor or trivial – e.g. it takes much longer than it usually would to complete a daily task like getting dressed
- 'long-term' means 12 months or more

There are special rules about recurring or fluctuating conditions, for example, arthritis, details of which are available in the '[Equality Act Guidance](#)'.

Copies may be made if:

- The person's disability prevents them from enjoying the work to the same degree as a person who does not have that disability.
- Made from a lawful copy, i.e. an original owned by the individual or the University.
- An accessible copy is not already commercially available to purchase.
- The copy carries full acknowledgement of the source and a statement saying the copy has been made under this section.

A fee may only be charged to cover the cost of making the copy and the copy may not be passed on to anyone else unless they also meet the requirements.

• **Multiple Copies for Disabled persons (s. 31B)**

In addition to the above mentioned conditions, multiple copies can be made by educational or non-profit making establishments for an individual's personal use.

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• **Intermediate copies for supply to other authorised bodies (S.31BA)**

This provision allows accessible copies to be supplied to other educational or non-profit making establishments if conditions are complied with.

No contract or licence terms can override or restrict the above exceptions.

Accessible Copies

The library works with the University Disability and Dyslexia Services team in supporting students with additional needs. In order to ensure you can take full advantage of all the Library's resources and services it is important to make yourself known to Library staff as soon as possible after starting your course.

Please contact: Disability and Dyslexia Services: disability@mdx.ac.uk

Or

The Disability and Dyslexia Support Liaison Librarian via email: R.Houghton@mdx.ac.uk

Please note that before you can request accessible copies, you are required to have registered with the University Disability and Dyslexia Services and undertaken a study needs assessment.

Details on how to register and book an assessment are available via: [Disability and Dyslexia Services](#)

Obtaining accessible copies of core texts

The Library holds a large number of resources in print but tries to purchase electronic versions wherever possible.

After you have logged into MyUnihub, <https://myunihub.mdx.ac.uk/> you can search the University's E-Resource collections via the My Library section.

UK based students also have access to a personal electronic copy of the core text required for each module they are registered on via Kortext. This will appear on your My Learning, Module Reading List as an 'online resource'. (Unfortunately this service is unavailable to Overseas based students due to Copyright and Licensing restrictions.)

If you have a visual impairment or other condition that makes it difficult to access printed texts and the available e-version is unsuitable for your individual needs, we will try to acquire a copy of text books listed in your module Reading List, in a more accessible format, via the RNIB Load 2 Learn UK Education Collection at: <http://www.Load2Learn.org> or direct from the publisher.

You can browse the RNIB Load2Learn collection to find books already available in accessible formats, or search for a particular publication.

If you can't find a book in a suitable format on either of these sites, and either you or the University already owns a copy, we can request an accessible copy for you.

N.B. It is a legal requirement that you will already have lawful access to a publication before an accessible copy can be provided to you i.e. you or the University must own a copy of the book.

Where the book is not already available, an accessible copy request will be made on your behalf to the publisher. However, please be aware that the supply is dependent on the publisher and delivery can sometimes take several weeks.

To request an accessible copy of a core text book, please complete the request form via the link below and submit it via email to: copyright@mdx.ac.uk

[Accessible Book Request Form](#)

We will confirm receipt of your request and keep you informed of progress by email. Please allow sufficient time for us to work on your request as replies from publishers and converting documents to alternative

formats can be a lengthy process. If for any reason we are unable to provide you with a copy in a suitable format, you will be informed as soon as possible.

Accessible copies of individual chapters, articles or documents

Copies of individual chapters or journal articles appearing on reading lists may be provided as an online resource in PDF format in most cases (copyright law permitting). Please ask your module leader to make a digitisation request.

Any journal articles not held by the University may be requested from the British Library using the online [Inter Library Loans Request](#) service, either via Unihub, Library & IT Support or from the 'My Library' section in MyUnihub.

You will be required to specify in the 'notes' field of the Clio request form, that you require an accessible copy to ensure the correct format is requested for you.

Further information and advice on Disability Support can be found via UniHub at:
<http://unihub.mdx.ac.uk/support/disability/index.aspx>