

ORGANISATIONAL LIBRARY MEMBERSHIP AGREEMENT

Member refers to individuals that are registered and have paid the membership fee for Cunningham Library membership. This agreement between The Australian Council for Educational Research Ltd (ABN: 19 004 398 145) via its Cunningham Library (**Cunningham Library**) and a Library Member is designed to establish rules and principles of cooperation. The Membership agreement is as follows:

Member access and use of electronic resources, Member:

1. may not communicate or share content from third party subscription-based content. This includes news and alert services received from the LexisNexis Newsdesk such as the Cunningham EdNews.

Member general access, Member:

1. agrees to comply with the terms and conditions of any publisher of material Member gains access to via the Cunningham Library membership;
2. agrees to comply with the *Copyright Act 1968 (Cth) (the Act)*;
3. if requesting a copy from Cunningham Library:
 - a. agrees that the request is sought in accordance with the fair dealing exception of research and study specified in the Act;
 - b. will provide with the request a declaration that the copy is requested by member in accordance with the fair dealing exception of research and study under the Act (Cunningham Library may supply a declaration form);
4. If borrowing Member agrees:
 - a. items in the library may be borrowed (with the exception of reference books and tests and high demand material) for 28 days with the option to renew if there are no reservations on the items;
 - b. if an item is lost by a member, the cost of replacement of the item plus a \$10.00* billing fee will be payable;
 - c. if an item is damaged, the cost of repair or replacement, plus a \$10.00* billing fee will be payable.

Members are advised before proceeding of all charges such as postage or fees for purchase involved with document supply. (*Includes GST)

Returns: Items for return may be posted back to Cunningham Library if wrapped securely and marked to the attention of 'Loans Desk, Cunningham Library'. Items for return may also be hand delivered, during business hours, to Cunningham Library, 19 Prospect Hill Road, Camberwell, Victoria.

Visiting the library

Cunningham Library is situated on Level 2, 19 Prospect Hill Road, Camberwell. Members are welcome to visit the Library by appointment.

Disclaimer: Cunningham Library provides the services of a library only and makes no representation as to (nor accepts responsibility for) the accuracy or reliability of the materials available through it. Nor are the opinions expressed, or representations made, in those materials those of Cunningham Library.

Indemnity: Member indemnifies and holds harmless on a continuing basis Cunningham Library from and against all costs (including legal fees), expenses, liabilities, damages, loss, claims and actions

arising from Member's access or use of items or materials from Cunningham Library wherein such access or use breaches or is alleged to breach publisher terms and conditions concerning, and/or intellectual property or moral rights in, those items or material.

I AGREE TO CONDITIONS OF MEMBERSHIP, ELECTRONIC ACCESS AND TO THE CARE OF ANY MATERIALS BORROWED.

Name of member: _____

Email address: _____

Signed _____

Date __/__/____