

University of Essex

# INTRODUCTION TO COPYRIGHT

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# **OVERVIEW**

- **Copyright in publishing**
- **Copyright in teaching**
- **Common copyright questions**

# **COPYRIGHT IN PUBLISHING**



# COPYRIGHT IN PUBLISHING

- Preparing a manuscript

The journal/publisher will expect *you* to sort out all the clearance for any third party material, and give appropriate attributions.



# **COPYRIGHT IN PUBLISHING**

**How is research published?**

- **Subscription based journals**
- **Open Access journals**
- **Hybrid journals**
- **Books**
- **Open Access monographs**

# **SUBSCRIPTION BASED JOURNALS**

A close-up photograph of a person's hands signing a document. The person is wearing a light blue shirt. Their right hand holds a black pen with a silver tip, and they are in the process of writing on a white sheet of paper. Their left hand rests on the paper to the right of the pen. The background is blurred, showing what appears to be an office setting. The entire image is framed by a thin red border.

**Through terms and conditions, many researchers sign over the copyright to the publisher**



# SUBSCRIPTION BASED JOURNALS

Usually researchers keep the copyright to the **Author's Accepted Manuscript** (AAM).

However, there might be **restrictions** in terms of what you are allowed to do with the content, and there is often an **embargo** on the AAM.



# **SUBSCRIPTION BASED JOURNALS**

**Did you  
know?**

**Some journals will allow you to request a change of the copyright agreement so that you can keep all rights to the document.**

# OPEN ACCESS JOURNALS

Author keeps all rights to their work, including the published version. The journal gets a **licence to publish**.





# **HYBRID JOURNALS**

**A hybrid journal is a subscription based journal**



**...with an open access option for single articles**






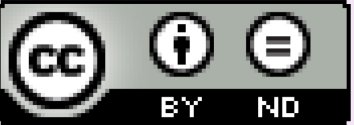
# **HYBRID JOURNALS**

If publishing **open access**, a CC licence is attached to the work and all rights remain with the author.

If publishing '**traditionally**' the copyright is usually transferred to the journal.

# OPEN ACCESS JOURNALS

Articles published in an Open Access journal have a **CC (Creative Commons) licence**.

Icon	Abbreviation	Meaning
	BY	Reuse allowed as long as the author or licensor gets credit (attribution)
	SA	Licensees are allowed to distribute modified work, but only under the same or 'not more restrictive' licence as the original work
	NC	Reuse is allowed, but only for non-commercial purposes
	ND	No modifications allowed

# RIGHTS RETENTION

- Funders increasingly asking for **open access** publication
- **Plan S** stipulates 3 routes to compliance
- Green OA with **zero month embargo**
- Journal and funder mismatch
- Rights retention

# RIGHTS RETENTION

*“For the purpose of **Open Access**, the author has applied a **CC BY** public copyright licence to any **Author Accepted Manuscript** (AAM) version arising from this submission.”*



# BOOKS

A black and white photograph of a stack of books. The top book is open, showing its pages. Below it are several closed books of varying thicknesses. The stack is positioned on the left side of the frame, with a dark background to the right.

The  
publisher will  
ask the  
author to  
assign  
certain rights

# BOOKS

The details of this agreement can differ a lot from publisher to publisher, so do read the copyright agreement before signing.

- **Assign copyright** = publisher now owns the work (but author usually gets royalties/payment)
- **Exclusive rights** = author usually keep copyright but is not allowed to publish or disseminate their work elsewhere
- **Non-exclusive rights** = dissemination is allowed, but re-publishing is usually not



# **OPEN ACCESS MONOGRAPHS**

**Same concept as Open Access journals**



**© Published under CC licence**

# TEACHING

The background of the slide is a composite image. The top half shows a perspective view of white, empty bookshelves in a library, receding into the distance. The bottom half shows a dark asphalt road with white dashed lines, also receding into the distance. The entire slide is framed by a thick red border.

Copyright affects:

- What can be used in **teaching materials**
- What can be included on **online reading lists**

# TEACHING

- CLA licence for Higher Education
- Covers copying from books, journals and magazines
- Allows copying of **up to 10% or one chapter** (whichever is greater)
- Copies can be shared with **students and staff**
- We **report all materials** copied under the terms of this licence

# TEACHING

- ERA licence for Higher Education
- Staff and students can record or make copies of programmes **for educational use**
- Allows programmes or clips to be **shared** on VLEs and **embedded** in presentations
- Allows us to subscribe to BoB

# TEACHING

- Copyright Exceptions - Section 32:  
**Illustration for instruction**
- Materials can be used where the sole purpose is instruction
- Open to **interpretation**
- The usual “fair dealing” questions apply
- When in doubt, get in touch!

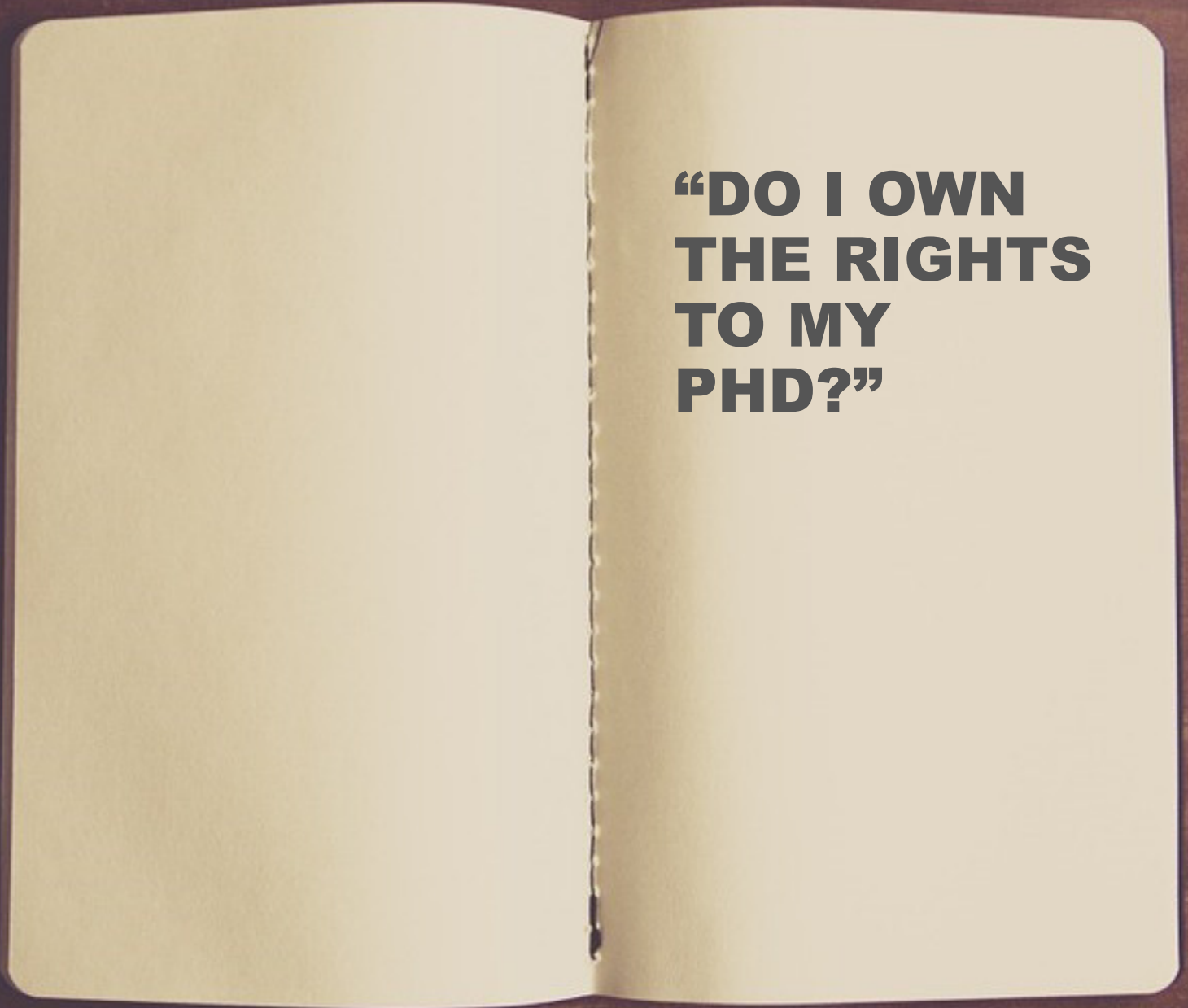


A silhouette of a person stands in the center of the frame, looking out over a vast, dark landscape under a bright, orange-hued sky. The person's hand is raised to their forehead in a contemplative gesture. The overall mood is reflective and serene.

# **HOWEVER...**

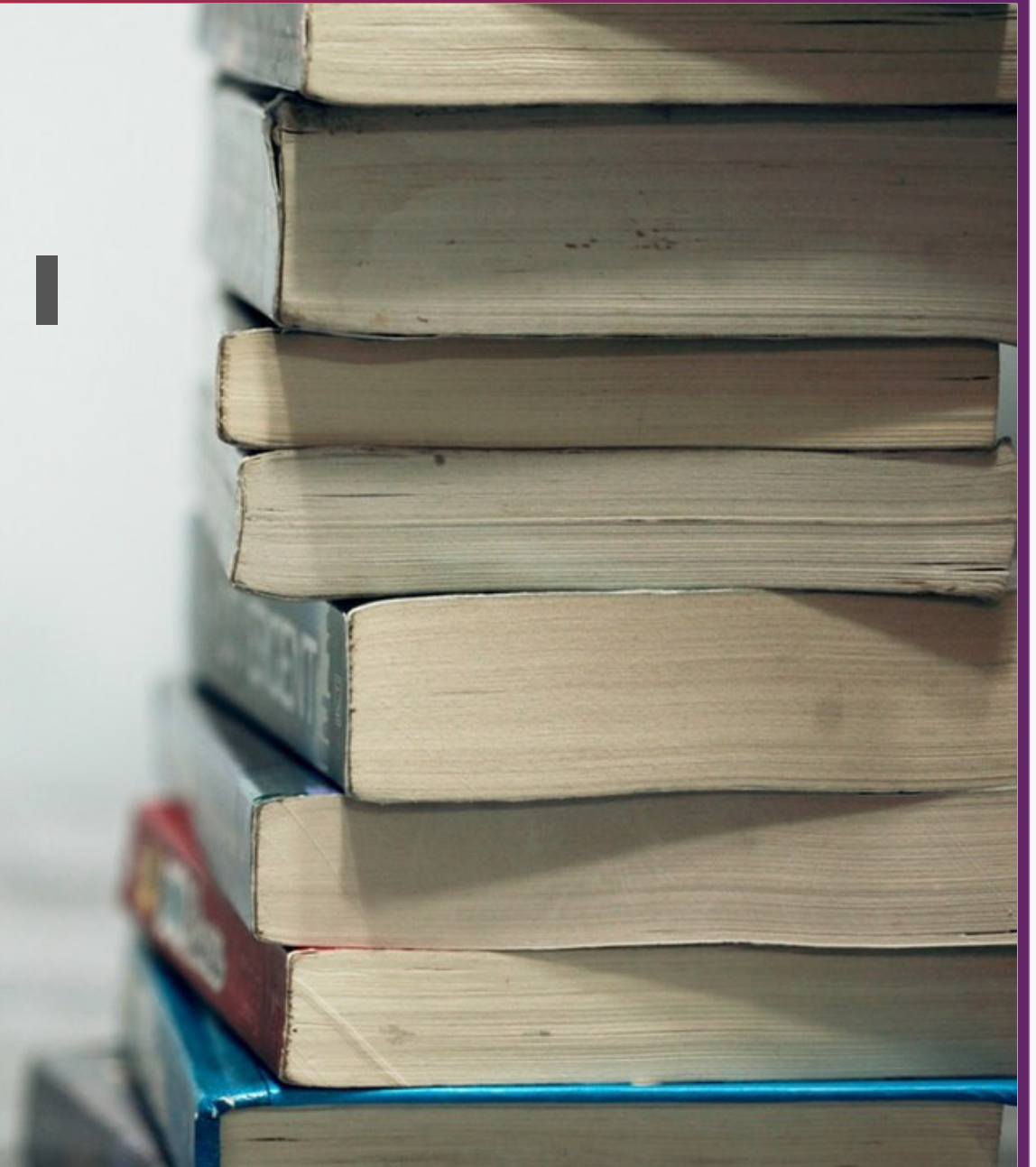
**Copyright is not always straight forward**



An open notebook with two cream-colored pages is shown against a dark brown, textured background. The left page is blank. The right page features the text "DO I OWN THE RIGHTS TO MY PHD?" in a bold, black, sans-serif font, arranged in four lines. The notebook's binding is visible in the center crease.

**“DO I OWN  
THE RIGHTS  
TO MY  
PHD?”**

**“CAN I USE IMAGES I  
DON'T OWN IN MY  
PHD THESIS?”**





**“CAN I INCLUDE THE  
IMAGES I USED IN  
RESEARCH IN MY  
PUBLICATION?”**



**“CAN I RE-USE CONTENT  
FROM WORK I HAVE  
PUBLISHED BEFORE?”**



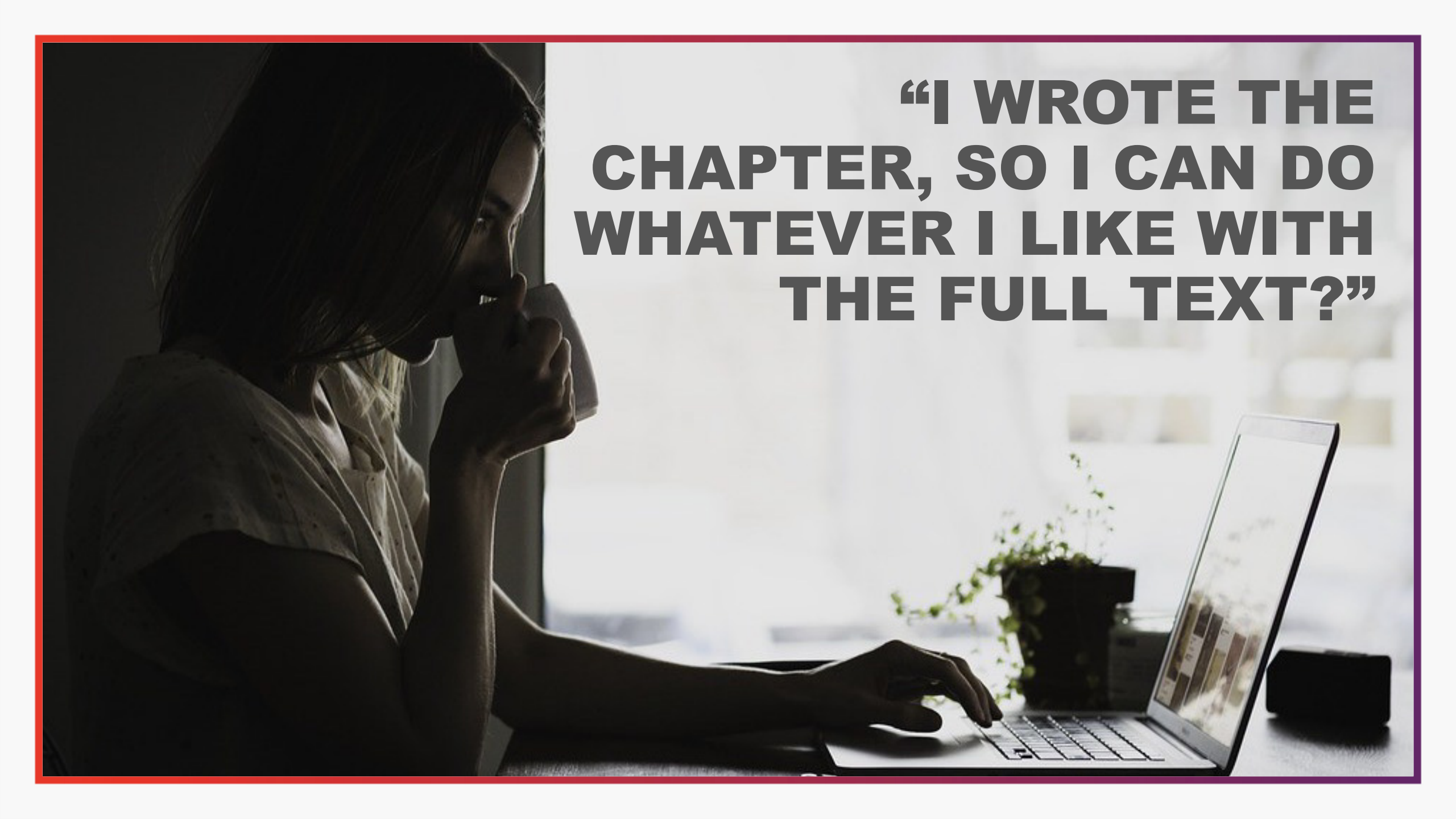
**“CAN I REUSE FIGURES  
FROM MY PUBLISHED WORK  
IN FUTURE WORK?”**



**“CAN I PUT MY READING  
MATERIALS ON A VLE?”**





A person with long dark hair is sitting at a desk in a dimly lit room. They are holding a white mug to their lips with their right hand and typing on a laptop with their left hand. The laptop screen displays a webpage with a grid of images. A small potted plant sits on the desk next to the laptop. The background is a bright window with some papers pinned to it. The entire image is framed by a red border on the left and bottom, and a purple border on the right and top.

**“I WROTE THE  
CHAPTER, SO I CAN DO  
WHATEVER I LIKE WITH  
THE FULL TEXT?”**





**“IT’S FREELY AVAILABLE  
ONLINE, SO I CAN  
SHARE IT WITH MY  
STUDENTS?”**





**“I ONLY WANT TO USE A  
FEW PAGES, SO IT’S  
FINE TO SCAN AND  
SHARE?”**





**“IT’S VERY OLD, SO COPYRIGHT  
DOESN’T APPLY?”**





**“NO ONE WILL KNOW, AND IT WILL  
HELP MY STUDENTS, SO IT’S FINE TO  
USE?”**

# QUESTIONS, THOUGHTS AND IDEAS

- Get in touch  
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