

University of Essex

# INTRODUCTION TO COPYRIGHT

Hannah Crago

Open Research Development Librarian

Except where otherwise noted, this work by University of Essex Library and Cultural Services is licensed under a [Creative Commons Attribution 4.0 International Licence](https://creativecommons.org/licenses/by/4.0/).



# **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 and is holding a black pen with a silver tip. The document is white and has some faint markings. The background is blurred, showing what appears to be an office setting. The image is framed by a dark 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**



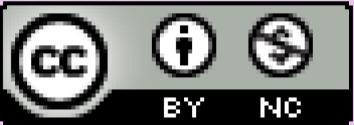

# **HYBRID JOURNALS**

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 books are resting on a dark surface, possibly a table or desk. The background is dark and out of focus.

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



## 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

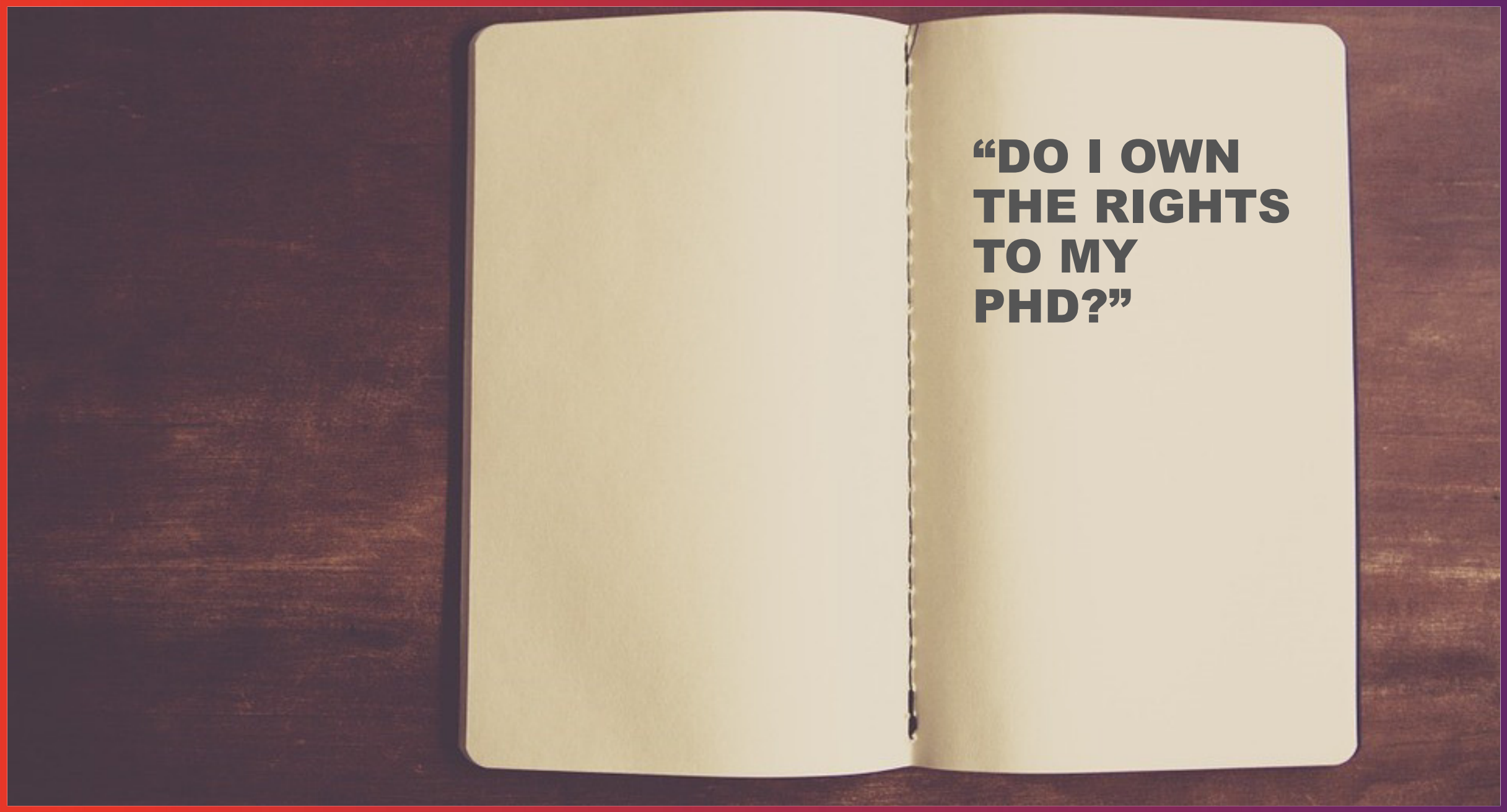
- [ERA licence for Higher Education](#)
- Staff and students can record or make copies of programmes **for educational use**
- Allows programmes or clips to be **shared** on VLEs and **embedded** in presentations
- Allows us to subscribe to BoB

# 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!

**HOWEVER...**

**Copyright is not always straight forward**



**“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?”**



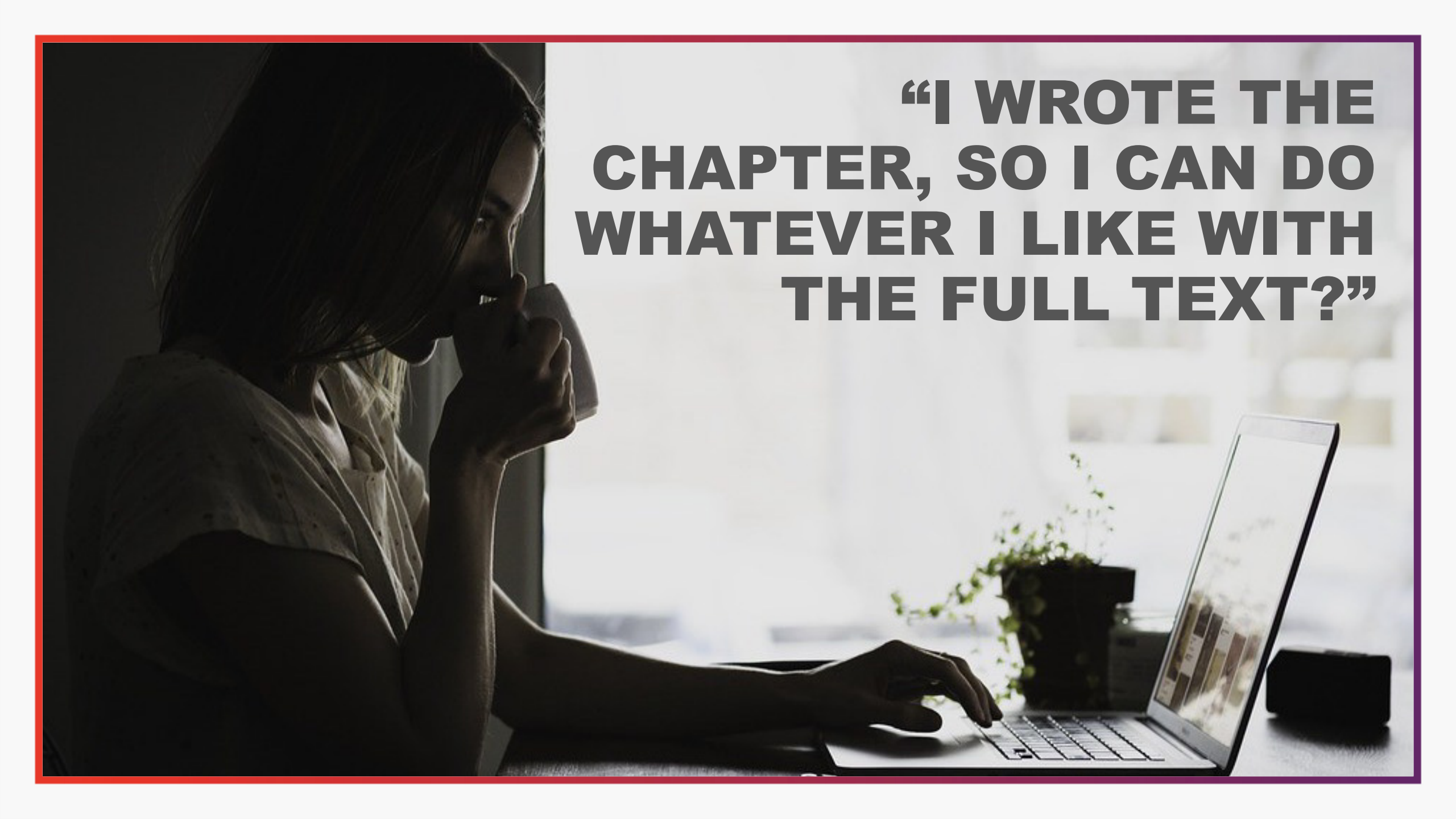
**“CAN I RE-USE CONTENT  
FROM WORK I HAVE  
PUBLISHED BEFORE?”**



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

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



A woman with long dark hair is sitting at a desk in a dimly lit room. She is holding a white mug to her lips with her right hand and has her left hand on the keyboard of a silver laptop. The laptop screen is open and shows a webpage with a grid of images. In the background, there is a window with a view of a building, a small potted plant, and a black speaker. The overall mood is contemplative and focused.

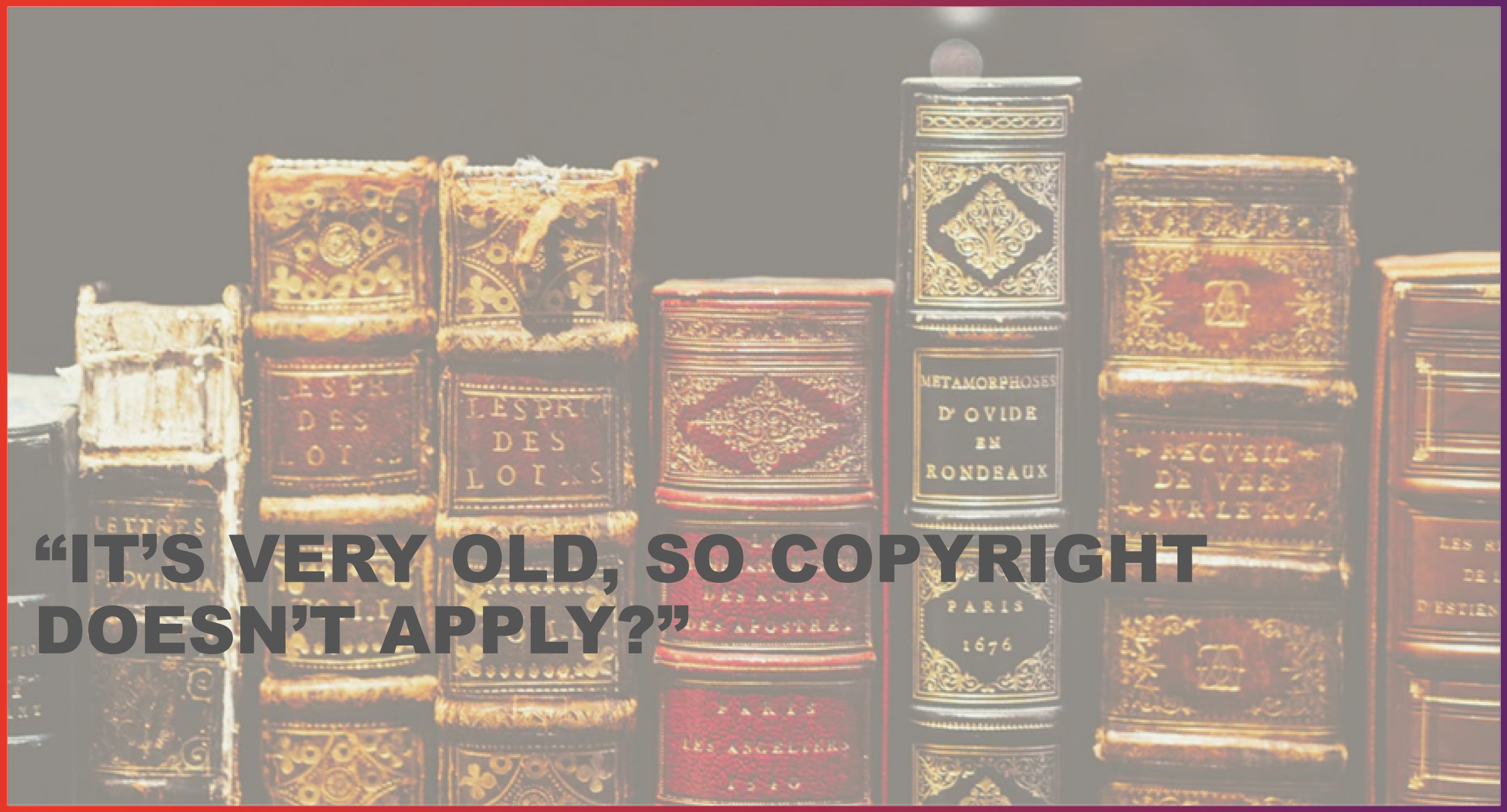
**“I WROTE THE  
CHAPTER, SO I CAN DO  
WHATEVER I LIKE WITH  
THE FULL TEXT?”**



**“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  
[h.crago@essex.ac.uk](mailto:h.crago@essex.ac.uk)

