WELCOME TO
OPEN ACCESS OXFORD –
AUTHORS, COPYRIGHT AND OPEN ACCESS
PRESENTED BY
SARAH BARKLA AND RACHEL SCANLON

Please note, this session is being recorded. The webinar will be starting soon.
While you wait, please mute your microphone.
WELCOME TO
OPEN ACCESS OXFORD –
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SARAH BARKLA AND RACHEL SCANLON

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IN THIS SESSION

- Initial author rights
- Publishing licences
- Creative Commons licences
- Copyright Transfer
- Rights Retention Strategy (RRS) & Funder policies
- Preprint, Journal article, Thesis
- Repositories and academic sharing platforms
- Author as reader
- Useful links and contacts
WHAT IS COPYRIGHT?

“Copyright protects your work and stops others from using it without your permission.”

From IPO website https://www.gov.uk/intellectual-property-an-overview
Rights covered under UK copyright:

- Broadcast and public performance
- Copying
- Adapting
- Issuing
- Renting
- Lending copies to the public
OWNERSHIP OF WORK AT OXFORD

Statute XVI: Property, Contracts and trust

Part B: Intellectual Property

• 5. (1) The University claims ownership of all intellectual property specified in section 6 of this statute which is devised, made, or created:
  • by persons employed by the University in the course of their employment;
  • by student members only in the circumstances specified in sub-section (3) below;
7. The University will **not** assert any claim to the ownership of copyright in:

- (1) artistic works not listed in sub-section (2) of section 6 of this statute, **books, articles**, plays, lyrics, scores, or lectures, apart from those specifically commissioned by the University;

- (3) **student theses**, exercises and answers to tests and examinations save to the extent that they contain intellectual property claimed by the University under subsection (6) of section 6 of this statute;
As the owner of copyright...

- You can choose to reserve all of the rights granted to you under copyright law (All rights reserved)
- You can grant a licence to allow others to use all or parts of your work under certain conditions
  - You can continue to own the copyright in these circumstances
- You can sell or transfer the copyright to a new owner
  - “you’ll need to sign a document to show the sale or transfer has taken place”
  - You would no longer retain the rights that had originally been granted to you under copyright law
- Quotations taken from IPO website https://www.gov.uk/intellectual-property-an-overview
AS THE OWNER OF COPYRIGHT...

- Beware copyright retention + restrictive permissions
- Remember: Whoever owns the copyright can dictate how that work is used.
- Copyright owner can control access and dictate how the work is used.
IF YOU CHOOSE TO RESERVE ALL RIGHTS:

• Anyone who wants to use your work will have to contact you to ask your permission every time they want to use it.

• There are some exceptions that allow limited use in certain circumstances (see below)
“You can license the use of your work if you own the copyright. You can also decide how your work is used.

As the copyright owner, it is for you to decide whether and how to license use of your work.

A licence is a contractual agreement between the copyright owner and user which sets out what the user can do with the work”

You can grant permission to use with clear conditions of use

You retain control and choose how others can use your publication.
CREATIVE COMMONS LICENCES
This chooser helps you determine which Creative Commons Licence is right for you in a few easy steps. If you are new to Creative Commons, you may also want to read Licensing Considerations before you get started.
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<td>• Modified work has to be shared under an identical license</td>
<td>• Use of work is only allowed for non-commercial purposes</td>
<td>• Only verbatim sharing (no derivative work or remixes)</td>
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The rights owner waives all interests without restrictions. Similar but different to the public domain.
COPYRIGHT & LICENSING PUB QUIZ

Questions will appear in the chat
COPYRIGHT & LICENSING PUB QUIZ

1. The University of Oxford owns the copyright to all the articles I write. TRUE or FALSE?

2. What do you need to do to assert copyright in your written text? Nothing or Pay to register

3. If you transfer copyright to some other body you as the author can still use your own work however you wish? TRUE or FALSE?

4. What do these symbols mean?
WHICH LICENCE?

• ‘Before we send off our near-finalised paper to a journal, we would like to submit it to bioRxiv. As part of the submission they ask a question about copyright’
• Material displayed on bioRxiv can be viewed by anyone. Please choose the terms under which you would like to make material available.
I have had a paper accepted for publication. I am now being asked to complete a license agreement and decide on open access. Please advise.

Choice of publishing route?
- ‘Do you want to publish your article Open Access?’
- ‘Do we want to go Gold or through Subscription?’

You sign a
- Copyright Transfer Agreement (CTA)
  or
- Licence to Publish
AUDIENCE PARTICIPATION
COPYRIGHT TRANSFER AGREEMENT - WILEY

Wiley sample CTA

Publisher Rights
- Publish/ re-publish
- Sell
- Transmit
- Distribute
- ‘and otherwise use’

Author rights:
- Post preprint.
- Deposit accepted version on institutional /not-for-profit repository & author website (embargo period).
- Re-use final published version in other publications.
- Copies for colleagues.
- Teaching eg Course packs.
- No posting of published version.

https://authorservices.wiley.com/asset/Copyright-Transfer-Agreement-Sample.pdf
LICENCE TO PUBLISH - SCIENCE (AAAS)

Publisher Rights:
• Publish
• Reproduce
• Distribute
• Transmit
• Display
• Store
• Translate
• Create

Author rights:
• Retain copyright.
• Reprint in author collections.
• Reprint in author’s thesis /dissertation.
• Present the work orally.
• Reproduce for course packs.
• Photocopies to colleagues (non-commercial purposes).
• Post Accepted version on
  • repository (embargo)
  • author website (no embargo).

https://www.sciencemag.org/site/feature/contribinfo/prep/license.pdf
FUNDER REQUIREMENTS?

- Retain copyright?
  - Encouraged by RCUK, Wellcome, EC/ERC.

- Publish with CC BY?
  - Yes if UKRI, Wellcome/COAF, Gates, NIHR paid Gold OA
FUNDER REQUIREMENTS?

• Licence on manuscript in institutional repository?
  • RCUK ‘non-commercial use’ eg CC-BY-NC .
  • REF – ‘free to read, download and search within’ eg CC BY-NC-ND.

• Other requirements?
  • Gold or Green, embargo periods, specified repository...
  • Check funder policies on Sherpa Juliet
Helping researchers retain their rights and share their work

Open Access

**Plan S & Rights Retention**

#RetainYourRights

www.coalition-s.org/rights-retention-strategy

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**Funder agreement**

- At least the AAMs of all peer reviewed publications are published with a CC BY licence and no embargo

**Owned by the author**

- Upon submission, the author informs the publisher that the AAM arising from this submission is licensed CC BY in accordance with the grant's open access conditions
- Acceptance following peer review
- Author Accepted Manuscript (AAM)
  - Upon publication, the author immediately deposits the AAM in an Open Access repository (zero embargo, CC BY licence)

**Managed by the publisher**

- Licence to Publish
- Version of Record (VoR)
JOURNAL CHECKER TOOL

- A web tool developed by cOAlition S, to support all researchers who need to comply with a Plan S OA policy- beta release 11/2020
- Aiming for global coverage of journals, starting with the 200 publishers that publish 95% of cOAlition S funded research (very close coverage to Wellcome’s top 200)
- Goal to help researchers identify which of the routes to open access compliance is available to them
- How you comply may change over time—check each time before you submit!
INSTITUTIONAL REPOSITORIES AND ACADEMIC PLATFORMS
• Number of theses in ORA – 14,965
• Number of theses available in full-text – 11,046
ACADEMIC SOCIAL NETWORKS

- These are 2 examples of popular networks
- Read the terms and conditions carefully
- Take into account your publishing agreements
FINDING LEGAL AND LICENSED COPIES

BROWZINE

UNPAYWALL - HTTPS://UNPAYWALL.ORG/

OPEN ACCESS BUTTON - HTTPS://OPENACCESSBUTTON.ORG
TRAVEL IN THE READER’S SHOES

When thinking about which permissions to grant, consider how you might want to use other people’s works when you are a reader:

- Read and cite the paper – for which you need access
- Access the paper without any barriers
- Quote a lengthy extract
- Adapt a diagram they’ve created and include the adapted version in your own work
- Translate their words into another language
- Circulate it freely on the internet
EXCEPTIONS TO COPYRIGHT

If the work you want to use does not fall under a licence, you may be able to use content under an exception.

Some of the key areas of use are:

- non-commercial research or private study
- Criticism or review
- Quotation
- Helping disabled people
- Parody, caricature or pastiche
- Text and data mining for non-commercial research
UNUSUAL COPYRIGHT STATEMENTS

CONDITIONS OF SALE

This book is sold subject to the condition that it shall not, by twat' of trade of otherwise, be lent, re-sold, hired out, rendered in crayon, secreted within Al, orifice, given a had review on Amazon or GoodReads, chopped up into small pieces, eaten or otherwise circulated without the publisher's prior written consent in any form of binding or cover other than that in which it is published and without a similar condition including this condition being imposed on the subsequent purchaser.

(Although, look, if you want to hire the book out, like some sort of literary pimp then feel free, just let me know how much you get for it)

• Steve Stacks
USEFUL LINKS

- UK Intellectual Property Office
  - https://www.gov.uk/intellectual-property-an-overview
  - https://www.gov.uk/copyright/overview
- Sherpa Romeo: http://www.sherpa.ac.uk/romeo (Journal copyright & self-archiving)
- Creative Commons: https://creativecommons.org/
- BrowZine LibGuide: https://libguides.bodleian.ox.ac.uk/BrowZine
- SPARC Author Addendum: https://sparcopen.org/our-work/author-rights/
- Cornell University Copyright Information Center ‘What authors can do’: https://copyright.cornell.edu/authors#authors
- British Academy & Publishers Association Joint Guidelines on Copyright and Academic Research
NEED HELP?
CONTACT:

• Open Access team at
  openaccess@bodleian.ox.ac.uk

• ORA Team at
  ora@bodleian.ox.ac.uk

• Bodleian’s copyright advisor at
  copyright@bodleian.ox.ac.uk

• IT Services specialist in digital copyright and licensing issues
  rowan.wilson@it.ox.ac.uk

• Patent advice: contact OU Innovation
  enquiries@innovation.ox.ac.uk.