

Elizabeth Gadd

IPR:
barrier to open access?

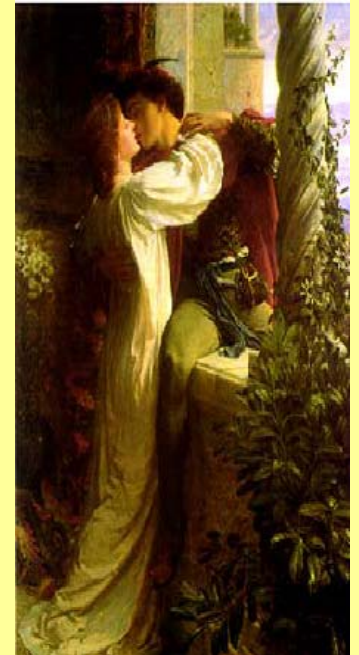


Romeo and Juliet, 1884 by Sir Frank Dicksee (1853-1928) Southampton City Art Gallery, Hampshire, UK / Bridgeman Art Library

**Project
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Overview

- The open access model
- The rights issues
- The RoMEO project
- The U-A-P triangle
- The way forward



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The open access model

- Two main strategies:
- Open access ejournals
- Author self-archiving



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The self-archiving process

- Academic writes a paper
- Academic self-archives preprint
- Academic sends to publisher
- Publisher referees and accepts
- Academic self-archives postprint
- Repository (DP) creates metadata
- Service (SP) harvests metadata
- End-user access paper



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Academic writes a paper

- Who owns copyright?
- Does the academic know?
- Are there multiple copyright owners?
- Is there third-party ownership?



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Academic self-archives preprint

- How will the work be protected under law?
- How do they **want** the work protected?
- Are they aware of alternative copyright regimes



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Academic sends to publisher

- Will the publisher see self-archiving as 'prior publication' and refuse to publish?



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Publisher referees & accepts

- Will the publisher ask for © assignment?
- How will the academic respond?
- Will the publisher allow self-archiving?
- Under what conditions?



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Academic self-archives postprint

- Will publisher allow self-archiving of PDF?
- Will the refereed postprint have a different copyright status to preprint?



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DP discloses metadata

- Are there rights in a metadata record?
- If so, what are they and who owns them?
- Do DPs wish to assert rights?
- If so, what & how?
- Will DPs disclose rights metadata?



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SP harvests metadata

- Are they permitted to harvest metadata?
- Do they enhance metadata?
- If so, do they own rights in those enhancements?
- If so, do they want to protect those rights?
- How?



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End user access paper

- How does the end-user know what they can do with the paper?
- Are they aware of alternative copyright regimes?



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The RoMEO Project

- Academic author survey
- Journal Copyright Transfer Agreement analysis
- Journal publisher survey
- Data Provider survey
- Service Provider survey

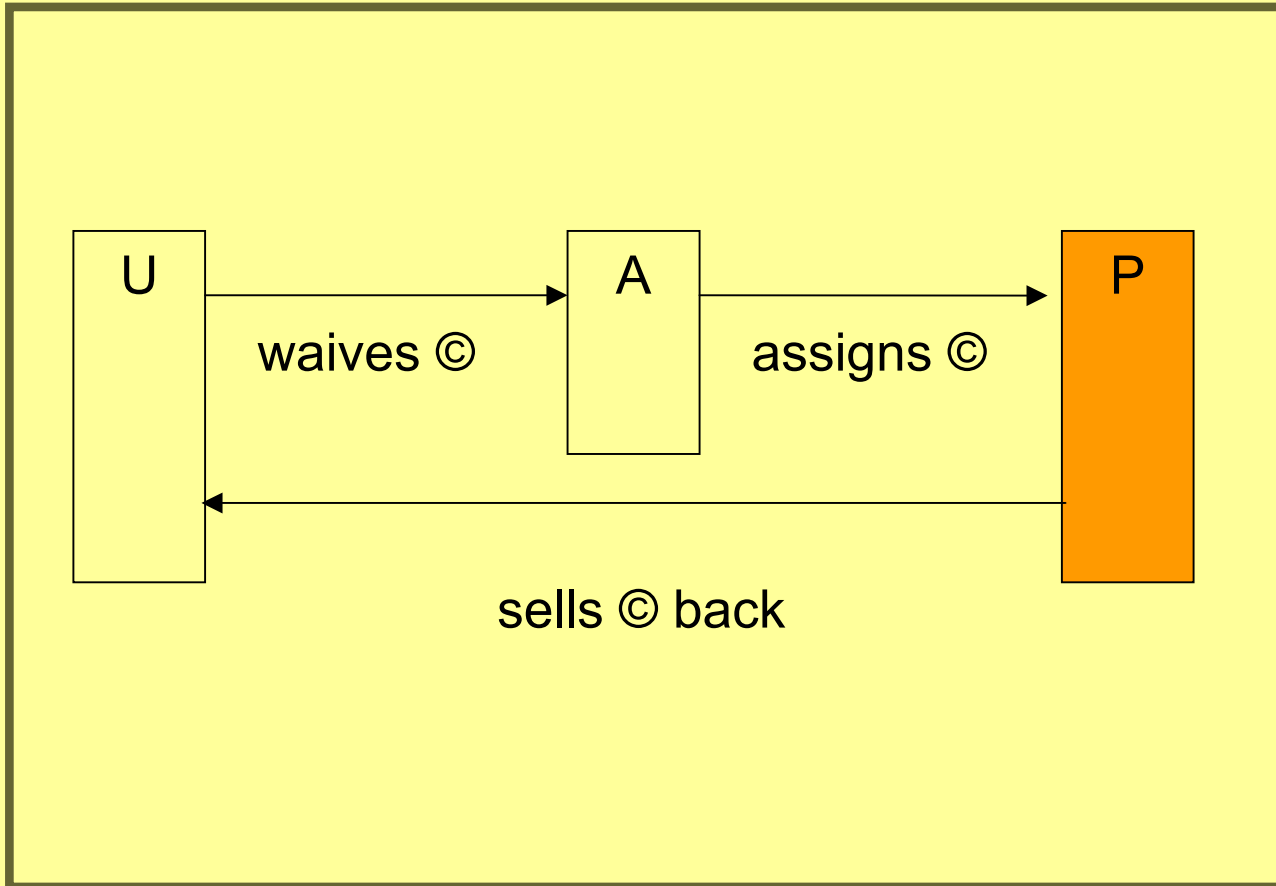


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Publisher © ownership



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Publisher © ownership

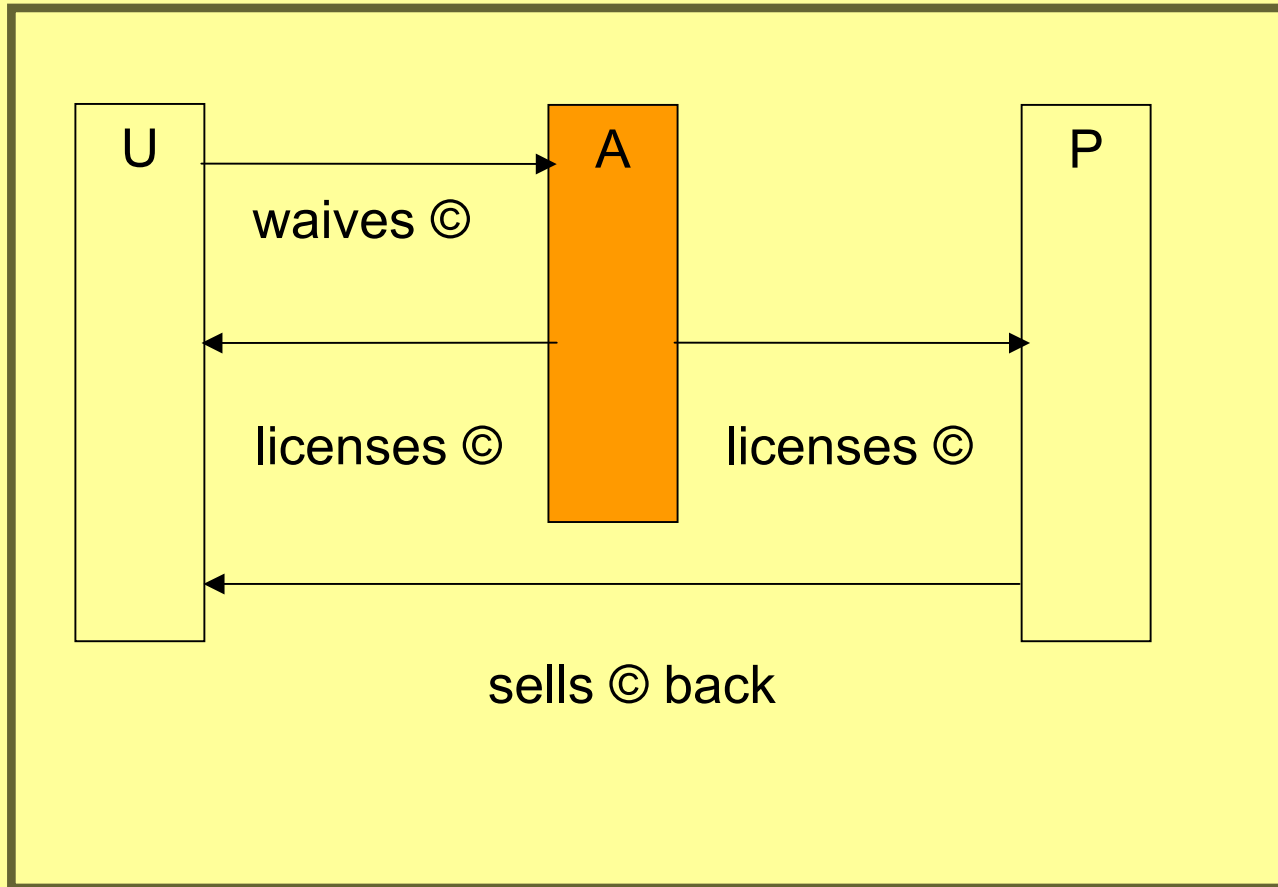
- 90% of publishers require © assignment
 - 6% exclusive licences
 - 4% non-exclusive licences
- 28.5% gave authors no rights to use their own work
- 42.5% allow SA (50% of journals)



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Academic © ownership



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Academic © ownership

- 61% believed they owned copyright
- 90% assigned copyright to publishers
- 49% did so 'reluctantly'
- 54% of those that didn't, signed exclusive licences



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Academic desire to SA

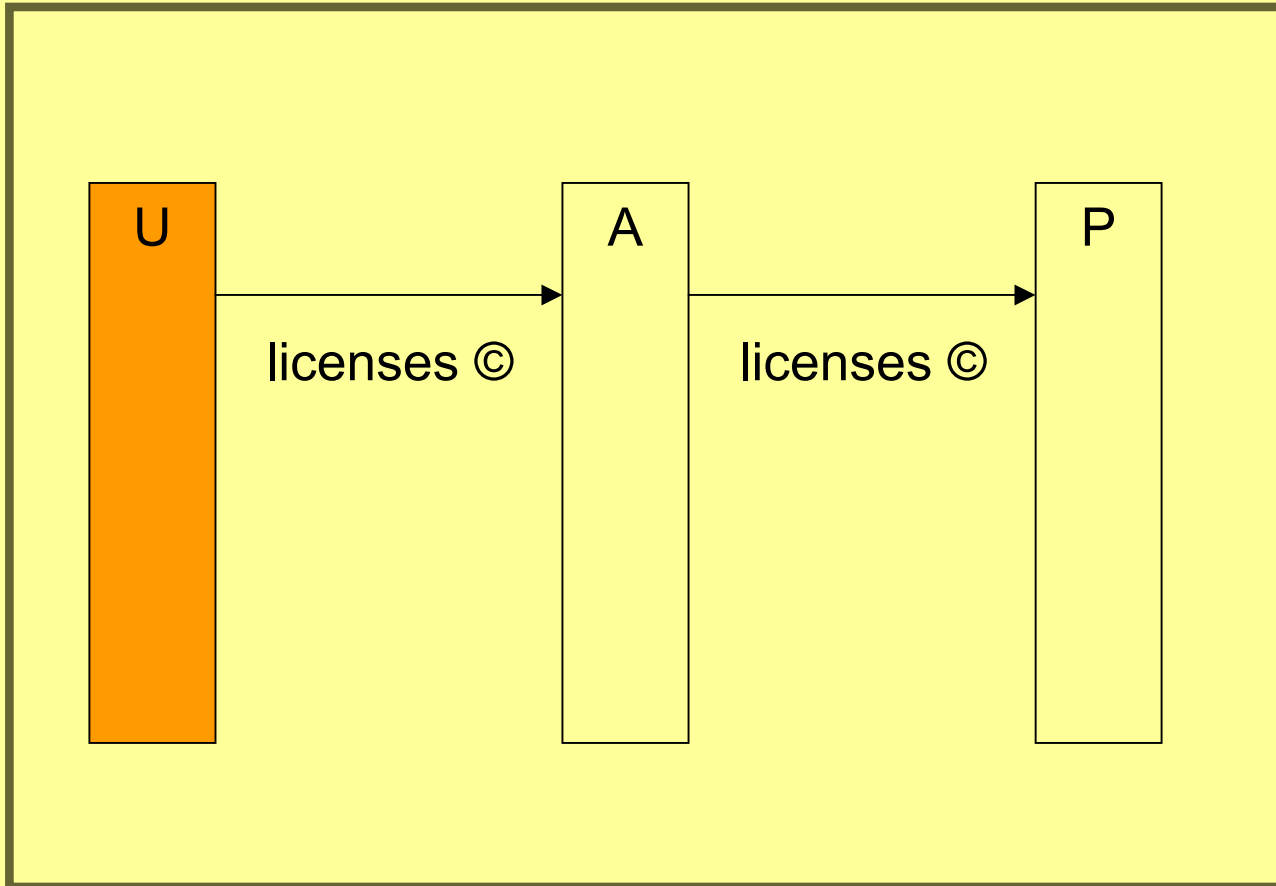
- ALPSP survey – 59% felt SA was important to them
- Some indication that they will do so regardless of publisher CTAs
- Main concerns:
 - Break existing agreements
 - Prevent future publication



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HE © ownership



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HE & © ownership

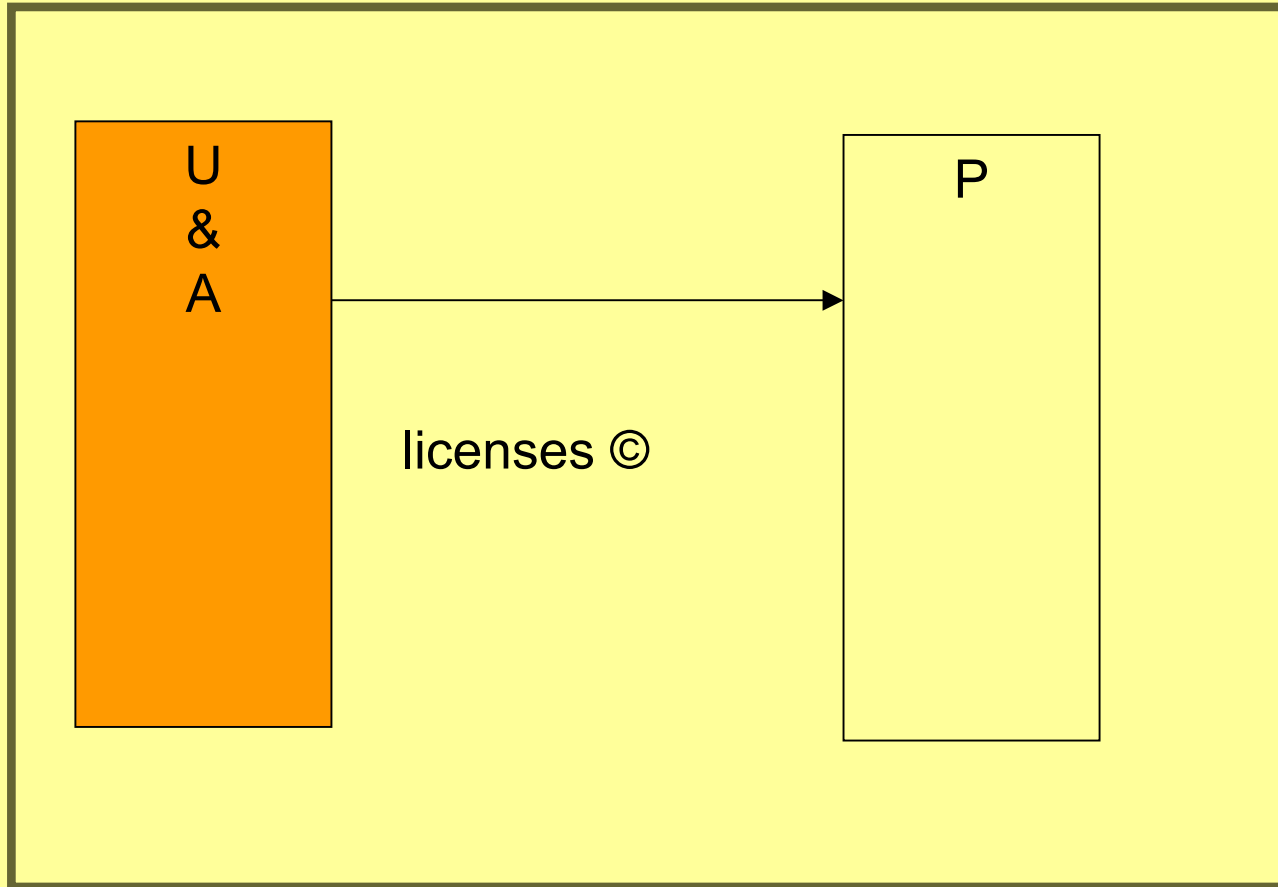
- 55% of CTAs provided a 'work-for-hire' clause
 - 27.2% gave employers a better deal than authors
- 57.5% recognised US Govt ownership
- Are HEIs interested?



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Joint HE/academic model



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What we can do as Librarians

- Lobby your institution
 - To establish eprint archives
 - Assert © in research output
- How?
 - ‘Shop window’ approach
 - Save money
 - Broad IPR management



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What we can do as Librarians

- Lobby academics
 - To publish with open-access or SA-friendly journals
 - To retain copyright in journal articles
 - Expose the Exclusive Licence myth
 - To self-archive



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The RoMEO solutions

- List of SA-friendly journals
- Rights metadata to give documents protection in Open Access environment
- Metadata rights solution to protect metadata in OA environment



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The RoMEO solutions

- Collate approaches to the U-A, A-U relationship
 - How U's can assert rights in A's research output
 - How A can effectively licence U to disseminate research via eprint archive



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Project RoMEO

The RoMEO Project

Project web pages

<http://www.lboro.ac.uk/departments/dis/disresearch/romeo/index.html>

Elizabeth Gadd, Research Associate

E.A.Gadd@lboro.ac.uk

01509 222178



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