COPYRIGHT AND CREATIVE COMMONS

Eileen Rhodes, MLS
Library Director at Capital Community College
the spectrum of rights

- Copyright: All Rights Reserved
- Creative Commons: Some Rights Reserved
- Public Domain: No Rights Reserved
Merriam-Webster Dictionary definition: “The exclusive legal right to reproduce, publish, sell, or distribute the matter and form of something (such as a literary, musical, or artistic work).”
Copyright is automatically created when a person creates a copyrightable work that is an original literary (including software), dramatic, musical, or artistic work.

There is no need to register such an original work in order for it to "be copyrighted."
Is copyright a little fuzzy?

"fuzzy copyright" by PugnoM is licensed under CC BY-NC 2.0
FAIR USE

Federal court

Four factors

Case-by-case basis

https://fairuse.stanford.edu/overview/fair-use/four-factors/
FOUR FACTORS OF FAIR USE:

1. The purpose and character of your use
2. The nature of the copyrighted work
3. The amount and substantiality of the portion taken, and
4. The effect of the use upon the potential market

https://fairuse.stanford.edu/overview/fair-use/four-factors/
Creative materials not protected by intellectual property laws (copyright, trademark or patent laws)

The public owns these works, not an individual

Can use without permission
Four ways that works arrive in the public domain:
- the copyright has expired
- the copyright owner failed to follow copyright renewal rules
- the copyright owner deliberately places it in the public domain, known as “dedication,” or
- copyright law does not protect this type of work.
ALL RIGHTS RESERVED VS. SOME RIGHTS RESERVED

- Creative Commons forefront of "copyleft" movement
- Saw opportunity to expand creative works available for others to build upon legally and to share
- Offers an alternative to traditional copyright

"Creative Commons Logo" by IvanWalsh.com is licensed under CC BY 2.0
the spectrum of rights

**Copyright**
- All Rights Reserved
- Re-use requires the permission from the copyright owner.

**Creative Commons**
- Some Rights Reserved
- Re-use is permitted without permission under the specifications shared in the license.

**Public Domain**
- No Rights Reserved
- May be used without permission.
CREATIVE COMMONS LICENSES

Promote **openness, collaboration** and **shared human creativity**

![Creative Commons Licenses](image)
OVERVIEW OF THE LICENSES

"Creative Commons: Licensing Made Easy" by Michael J. Bies is licensed under Creative Commons CC BY 4.0
THE POWER OF THE LICENSES!

• Free and easy to use
• Simple and standardized way to share and use creative works
• As the creator, you choose the conditions
• As the user, the intended use is clear—no need to get permission, just provide the attribution
CREATIVE COMMONS AND THE OER CONNECTION

Understanding Creative Commons by BC Open Ed, licensed under CC-BY 4.0.
FOR MORE INFORMATION...

- https://search.creativecommons.org/
- https://www.ccccoer.org/learn/find-oer/
- http://cscu.libguides.com/
PROVIDING ATTRIBUTION

Creative Commons 10th Birthday Celebration San Francisco” by Timothy Vollmer is licensed under CC BY 2.0

Title with source linked to page

Author linked to profile page