



**Curtin University**

## Copyright for Higher Degree Students

Amanda Bellenger  
Compliance Officer for the Copyright Act

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### Today's session

Can I copy material while researching?	How can I include copyright material in my thesis?	How do I acknowledge sources?
What are the implications if I do my thesis by publication?	What do I need to know about copyright and espace@Curtin?	Where can I find further information?

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## What is Copyright?

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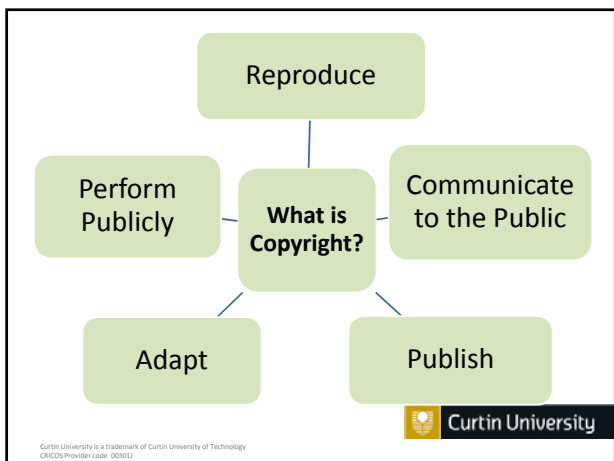
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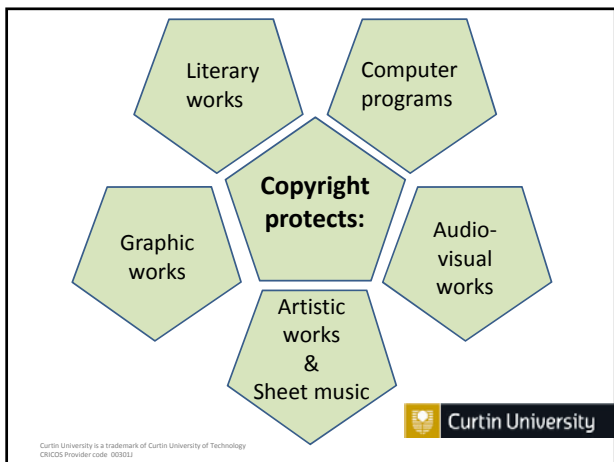
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### How is copyright infringed?

- Using a 'substantial part' without permission.
- Authorising an infringement, e.g. linking to an unauthorised copy.

*NB: there are circumstances when you can make a copy without seeking permission.*

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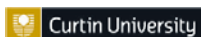
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## Copyright vs. Plagiarism

- Plagiarism is to present somebody else's work as one's own without appropriate acknowledgement.
- Can be guilty of plagiarism without infringing copyright. Can infringe copyright without being guilty of plagiarism.



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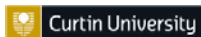
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## Student Copyright

- Students own copyright in their work.  
*Exception: research projects with external funding or commercial agreement.*
- May assign or license your Copyright.
- Curtin's IP policy and procedures at [http://policies.curtin.edu.au/findapolicy/docs/Intellectual Property - Ownership and Commercialisation Policy and Procedures.pdf](http://policies.curtin.edu.au/findapolicy/docs/Intellectual_Property_Ownership_and_Commercialisation_Policy_and_Procedures.pdf)



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Can I copy material while researching?

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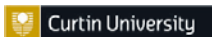
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## Copying while doing research

- 'Fair Dealing' exception.  
*OK to copy a 'reasonable portion' for the purpose of your own research or study; or criticism or review.*
- Copying limits:
  - Books – 10% of words or one chapter.
  - Journals – 1 article per issue.
  - Anthology – a work up to 15 pages.
  - Images – in their entirety unless commercially sold.



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## Submission for Examination vs Deposit

- For examination purposes, you are likely okay to use copyright material under fair dealing.
- When submitting to espace, or publishing, this is no longer a fair dealing (your purpose has changed) so likely to require permission to use copyright material.



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## How can I include copyright material in my thesis?

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## Two University forms require sign-off re: Copyright



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### Form 1: Copyright and Release of Thesis for Examination

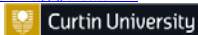
#### Part 5: Ownership of Intellectual Property

12. I declare that I have read and understood the Ownership of Intellectual Property policy and its supporting procedures available at <http://www.policies.curtin.edu.au/policies/research.htm>.
13. I understand that all intellectual property created by me in the course of this research belongs to me UNLESS it arises from:
- (a) participation in a University Project<sup>1</sup> (in which case it is owned by the University, and I declare that I, as the Student, have entered into an agreement with the University in respect of the Intellectual Property that was so generated);
  - (b) work undertaken with a Specific Contribution by the University<sup>2</sup> (in which case it is owned by the University);
  - (c) a program supported in whole or in part by a third party funding body (in which case the ownership of any Intellectual Property developed by me as the Student has been determined by an agreement with the third party funding body).

#### Part 6: Release of Thesis

14. I declare that the thesis contains no material which has been accepted for the award of any other degree or diploma in any university.
15. I, as the copyright owner of the thesis, and following the award of the degree,
- (a) grant the University the right to display or copy any or all of the thesis, in all forms of media, for use within the University, and to make available the thesis to other persons or organisations being either educational or industrial, for reference purposes or for other legitimate educational purposes;
  - or
  - (b) RESTRICT ACCESS to the entire work for patent and/or proprietary reasons (reasons attached).

Source: [http://research.curtin.edu.au/wp-content/uploads/sites/10/2015/02/GES-TE-Copyright\\_Release-12-11-15-Secure.pdf](http://research.curtin.edu.au/wp-content/uploads/sites/10/2015/02/GES-TE-Copyright_Release-12-11-15-Secure.pdf), retrieved 3/5/16



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### Form 2: Submission of Digital Thesis Form

#### Section B: Copyright Clearance

You are required to submit the exegesis component of your thesis and any published material which is not subject to copyright restrictions and which you have the right to publish in the National Library of Australia's TROVE repository and be made available through the Curtin Library Catalogue and [espace@curtin](mailto:espace@curtin). (Please refer to the Guidelines for further information.)

If your submitted thesis includes any published material, if it has been submitted as a Thesis by Publication, or if it includes a significant amount of third-party copyright material (see the Guidelines at [http://research.curtin.edu.au/forms/policies\\_copyright\\_approval](http://research.curtin.edu.au/forms/policies_copyright_approval)), then you must request an exemption or a time embargo for that material for which you do not own the copyright or which you do not have the right to publish.

- (i) Does your thesis contain any material (other than short, duly acknowledged quotations or occasional diagrams) in which the copyright is owned by another party (e.g. journal articles, questionnaires, reports, photographs)?
  - No (Continue to Section C)
  - Yes
- (ii) Have you obtained all necessary permissions from the copyright owners to reproduce their material in the thesis?
  - No. Please note that you will need to identify such material at Section D and request an exemption. (Continue to Section C)
  - Yes, permission statements are included in an appendix to the thesis. (Continue to Section C)

Source: <http://research.curtin.edu.au/wp-content/uploads/sites/10/2015/02/TE-DigitalTheses-19-10-15-Secure.pdf>, retrieved 3/5/16



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## espace@Curtin Thesis Submission

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## Seeking Permission

- Get permission in writing and keep it.
- Specify material you want to use and for what purpose.
- Allow time for a response.
- Permissions template at <http://copyright.curtin.edu.au/research/higher-degree-theses.cfm>

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## What can I use without permission?

- **Brief quotations** from another publication – acknowledge source.
- **Public domain** material.
- Openly licensed material, e.g. **Creative Commons**.
  - Watch out for:
    - > ND - No Derivatives
    - > SA - Share Alike
    - > NC - Non-Commercial
- **Links** not copies.
- Websites where Terms of Use state you can use it.

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### Example: CSIRO Copyright Notice

This website is © Commonwealth Scientific and Industrial Research Organisation, 2015.

#### Use of material other than media releases

Copyright in the material available at this site is owned by the Commonwealth Scientific and Industrial Research Organisation (CSIRO) and third parties. It may only be used in the ways described in this Copyright Notice:

- You may take temporary copies necessary to browse this site on screen.
- Unless otherwise stated, you may download or print a single copy of CSIRO copyright material for your own information, research or study, but only if you:
  - Do not change material; and
  - Do not remove any part of any copyright or other notice



Except as permitted by statute, any other use of copyright material on this website is subject to first receiving consent.

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### Example: AIHW Copyright Notice

#### Copyright © Australian Institute of Health and Welfare

This product, excluding the AIHW logo, Commonwealth Coat of Arms and any material owned by a third party or protected by a trademark, has been released under a Creative Commons BY 3.0 (CC-BY 3.0) licence. Excluded material owned by third parties may include, for example, design and layout, images that we have obtained under licence from third parties and signatures. We have made all reasonable efforts to identify and label material owned by third parties.

You may distribute, remix and build upon this work. However, you must attribute the AIHW as the copyright holder of the work in compliance with our attribution policy. The full terms and conditions of this licence are available at <http://creativecommons.org/licenses/by/3.0/au/>



Some products may be released under more restrictive terms. Generally, these products will be documents that pre-date the implementation of Creative Commons licensing. Where a product contains a copyright notice or licensing terms that are not CC-BY 3.0 compliant, that notice or those terms take precedence over this licence.

Enquiries relating to copyright should be addressed to the Digital and Media Communications Unit, Australian Institute of Health and Welfare, GPO Box 570, Canberra ACT 2601.



Source: <http://www.aihw.gov.au/copyright/>



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### What about research data?

- Using other people's research data
- Creating your own research data
- Library guide on research data management  
<http://libguides.library.curtin.edu.au/research-data-management>



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How do I acknowledge sources?

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### Moral Rights

- To be attributed as the creator of the work;
- Not to have work falsely attributed to someone else;
- To have the integrity of the work respected, not subject to derogatory treatment in a way prejudicial to the creator's honour or reputation.

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### Library Referencing Help

- <http://libguides.library.curtin.edu.au/referencing>
- Check with your Thesis Supervisor to make sure you are using the correct style for your school.
- Endnote Guide  
<http://libguides.library.curtin.edu.au/endnote>
- Library Workshops  
<http://bookings.library.curtin.edu.au/>

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### What are the implications if I do my thesis by publication?

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### Re-using your Publications

- You have probably assigned your copyright to the publisher.
  - *This means you will need permission from the publisher to re-use your material.*
- Need to check your publishing agreement.
- Wide range of terms in publisher agreements.



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### Agreement to Publish

- Typical sign offs:
  - The article is your original work. All sources acknowledged and referenced.
  - The article has not been published or submitted for publication elsewhere.
  - The article does not contain any material that infringes copyright.
  - You have written permission to reproduce or adapt third-party copyright material.



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### Agreement to Publish (cont'd)

- Sherpa-Romeo  
<http://www.sherpa.ac.uk/romeo> - search publishers' standard copyright policies.
- Includes information on:
  - Whether you can deposit articles into a repository (espace@Curtin)
  - Which version of the article may be deposited



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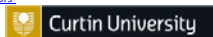
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### Example: Elsevier

- “For Subscription articles  
Authors transfer copyright to the publisher as part of the journal publishing agreement, but have the right to:
- Share their article for Personal Use, Internal Institutional Use and Scholarly Sharing purposes, with a DOI link to the version of the record on ScienceDirect (and with the Creative Commons CC-BY-NC-ND licence for author manuscript versions)
  - Retain patent, trademark and other intellectual property rights (including raw research data)
  - Proper attribution and credit for the published work”.

Source: <http://www.elsevier.com/about/policies/author-agreement#authors-rights>, retrieved 5/5/15



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### If you are considering publishing your thesis...

- If approached to publish your thesis, research the publisher.
- Disadvantages may outweigh benefits
  - Author surrenders part of copyright
  - You may not receive royalties
  - Minimal editorial review
  - Not eligible under HERDC
  - May prevent subsequent publication of thesis
  - No greater exposure than espace@Curtin



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# What do I need to know about copyright and espace@Curtin?

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## Thesis Checklist



This checklist will guide you through the approvals and forms you need to complete from submitting your thesis for examination to approval for graduation. For more information, please visit the Graduate Research School website <http://research.curtin.edu.au/onlinegraduate/research/>.

Tasks	Information	Contact
<input type="checkbox"/> Email your title page to the Thesis Examination Officer at <a href="mailto:thesis@curtin.edu.au">thesis@curtin.edu.au</a> for approval.	Thesis title page details <a href="http://curtin.edu.au/thesesite">curtin.edu.au/thesesite</a>	Thesis Examination Officer <a href="mailto:thesis@curtin.edu.au">thesis@curtin.edu.au</a>
<input type="checkbox"/> Nomination of Examiners form must be approved by the Faculty Graduate Studies Committee, prior to submission. The Graduate Research School will advise you via email, and you may then proceed with submission.		Supervisor
<input type="checkbox"/> If the thesis contains third party copyright materials (e.g. questionnaires, artwork, unpublished letters), include copyright permission statements in an appendix to the thesis.	Sample letter requesting permission: <a href="http://curtin.edu.au/thesesite/permissions">curtin.edu.au/thesesite/permissions</a> Copyright at Curtin. Copying for thesis authors: <a href="http://curtin.edu.au/thesesite">curtin.edu.au/thesesite</a>	Supervisor STARS <a href="mailto:stars@curtin.edu.au">stars@curtin.edu.au</a>

[http://library.curtin.edu.au/local/docs/Thesis Examination and Submission Checklist.pdf](http://library.curtin.edu.au/local/docs/Thesis_Examination_and_Submission_Checklist.pdf)

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## Which version in espace?




**Submitted version**  
Also referred to as:  
Pre-print  
Author's first draft  
Submitted manuscript



**Accepted version**  
(required for espace)  
Also referred to as:  
Post-print  
Author's final draft  
Accepted manuscript



**Published version**  
(with publisher branding and formatting)  
Also referred to as:  
Version of record



Attribution: Icons created by Creative Commons and Anton Nookoo from the Noun Project

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Where can I find further information?

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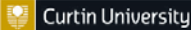
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### Useful Websites

- Copyright website <http://copyright.curtin.edu.au>
- Open Access and espace <http://libguides.library.curtin.edu.au/open-access>
- New to Research <http://libguides.library.curtin.edu.au/new-to-research>
- Thesis Checklist [http://library.curtin.edu.au/local/docs/Thesis Examination and Submission Checklist.pdf](http://library.curtin.edu.au/local/docs/Thesis_Examination_and_Submission_Checklist.pdf)

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### Useful Contacts

- Library Copyright Team, [Library-Copyright@curtin.edu.au](mailto:Library-Copyright@curtin.edu.au), 7494
- Faculty Librarians <http://library.curtin.edu.au/about/organisational-structure/staff/faculty-librarians.cfm>
- Library espace@Curtin Team, [espace@curtin.edu.au](mailto:espace@curtin.edu.au)

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