Lothar Nunnenmacher

Copyright Management for Authors

 Copyright Transfer Agreements
 Preserving your rights as an author

Unless otherwise noted, this work is licensed under a Creative Commons Attribution 4.0 International License, which means that it can be freely copied, redistributed and adapted as long as appropriate attribution is given.
Your work – your rights

You are the creator / owner of your manuscript
The publisher needs your permission to publish your work

Three options:

- You assign the copyright **exclusively** to the publisher
- You assign the copyright **exclusively** to the publisher, but retain some specified rights
- You retain all rights and transfer the **non-exclusive** licence to publish your work to the publisher
## Exercise – Copyright Transfer Agreements (CTAs)

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<th>Question</th>
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  a ... as part of my dissertation?                                      |          |            |
|                                                                          |          |            |
|                                                                          |          |            |
|                                                                          |          |            |
|                                                                          |          |            |
| 5 Can a colleague reuse a graph of the article for a review article?    |          |            |
| 6 Can a colleague republish the complete article as a book chapter (where the book is sold)? |          |            |
Considerations about CTAs

Original work
Version of your work:
pre-print – post-print –
publisher’s version

Portion of the work
concerned:
part of – percentage –
complete work

Conditions
Who does the reuse:
you as the author –
your institution –
somebody else

Funder’s requirements:
Open access
mandatory – eligible

Embargo time:
6 – 24 months

Re-used work
Adaption:
as is – derivative

Purpose:
teaching – compilation
(dissertation,...) –
repository

Exploitation:
commercial –
non-commercial
How to deal with CTAs

Prepare
- understand the agreement (and the publisher’s needs)
- anticipate your future needs (deal-breaker or nice to have?)

Discuss / negotiate
- explain your needs
- remember to barter (ask for more)

Are there other options?
- aims, you can concede
- other journal / publisher?
- licence back necessary rights
- pay for hybrid Open Access (not recommended!)

Execute the agreement
- signed writing is necessary
Read it, **change it** and then sign it

- Modify critical topics in the copyright transfer agreement such as „exclusive“ transfer of "all" rights. It doesn’t have to be all or nothing.
- Alternatively, add an addendum that retains these rights

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**SPARC Author Addendum to Publication Agreement**

1. **ADDENDUM TO PUBLICATION AGREEMENT**

   1. THIS ADDENDUM hereby modifies and supplements the attached Publication Agreement concerning the following Article:

   - **SPARC:** [https://sparcopen.org/our-work/author-rights/](https://sparcopen.org/our-work/author-rights/)
   - Scholar’s Copyright Addendum Engine: [scholars.sciencecommons.org](http://scholars.sciencecommons.org)
   - OpenAIRE Copyright Issues: [https://www.openaire.eu/copyright-issues](https://www.openaire.eu/copyright-issues)
# Exercise – Copyright Addenda

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What if the publisher rejects the author addendum?

- **Explain** to the publisher why it is important for you to retain these rights in your own work.
- **Ask** the publisher to articulate why the license rights provided under the SPARC Author Addendum are insufficient to allow publication.
- **Evaluate** the adequacy of the publisher’s response in light of the reasonable and growing need for authors to retain certain key rights to their works.
- **Consider** publishing with an organization that will facilitate the widest dissemination of their authors’ works, to help them fulfill their personal and professional goals as scholars.

Thank you for your attention!

… and all the best for your work and for your negotiations with publishers!

Dr. Lothar Nunnenmacher
Lib4RI - Library for the Research Institutes within the ETH Domain: Eawag, Empa, PSI & WSL
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Sources and further reading

  online: http://www.arl.org/focus-areas/copyright-ip/author-rights

  online: http://digital-scholarship.org/ts/authorrights.pdf

- Science Commons: Scholar's Copyright Addendum Engine
  online: http://scholars.sciencecommons.org/

- SPARK, 2006: Author Rights & the SPARC Author Addendum.
  online: https://sparcopen.org/our-work/author-rights/