

Open Access, Publication Agreements, and Your Scholarly Work

Columbia University

Copyright Advisory Office

Scholarly Communication Program

Center for Digital Research and Scholarship

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Why Are We Here?

- *Digital Technology* holds the potential for making scholarship more easily available.
- *Digital Technology* also holds the potential of controlling access.
- The growth of scholarship comes from *access* to existing works.
- The *impact* of our scholarship depends on access to our works.

Three Things to Remember

- **You have Choices about Access to Your Work**
- **Protect Your Rights; Share Your Rights**
- **Read, Negotiate, and Keep a Copy**

Major Developments 2008-09

- **NIH Public Access Policy**
- **OA Policy at Harvard University**
- **OA Policy at MIT**
- **Many others:**
- <http://www.eprints.org/openaccess/policy/signup/>

Why Now?

- Harvard Resolution (2008)
- Pre-Licensed to the University
- Accessible in Repository
- Opt-Out with Permission
- NIH Public Access Policy (2008)
- Final Manuscript to PubMed Central
- 12-Month Embargo

Why Care?

- Expand Readership of Your Work.
- Enhance Your Impact on Scholarship.
- Protect Your Rights.
- Name and Recognition
- Future Uses by You
- Permitted Uses by Readers
- Undesirable Uses by Transferee

Who Cares about OA?

- Readers Throughout the World
- Academic and Research Institutions
- Budapest Open Access Initiative
- Bethesda Statement on OA Publishing
- Berlin Declaration on OA to Knowledge
- NIH Public Access Policy

Who Decides about Access?

- The Person Who Holds the Legal Rights:
 - Author (You!)
 - Employer of Author
 - Licensee of Rights
 - Transferee of Rights

Options for Allowing Access

- Traditional Publishing, Print and Digital
- Self Publishing: Print and Web-based
- Open Access
- OA Publisher (www.doaj.org)
- Institutional Repository
- Don't Overlook: *Negotiation!*

Publication Agreement: Websites and Repositories

“The Author shall at any time have the right to make, or to authorize others to make, a preprint or a final published version of the Article available in digital form over the Internet, including, but not limited to, a website under the control of the Author or the Author’s employer or through digital repositories including, but not limited to, those maintained by scholarly societies, funding agencies, or the Author’s employer.”

Publication Agreement: Academic Activities of the Author

“The Author shall, without limitation, have the right to use the Article in any form or format in connection with the Author’s teaching, conference presentations, lectures, other scholarly works, and for all of Author’s academic and professional activities.”

Publication Agreement: Filling the Gaps

- License vs. Transfer
- Author's Name and Affiliation
- Translations, Abstracts, Adaptations
- Creative Commons on Published Journal
- Later Publication by Author
- Citation to Original Journal Publication

Do You Still Own the Copyright?

- *Yes.*
- OA is an exercise of your privilege as copyright owner to make works available to wide readership.
- *But:*
- Copyright ownership was *already* the problem.
- Transfers of copyrights to publishers = loss of control, leading to restrictions on access

Critical Questions about OA

- Will Colleagues Respect OA Journals?
- Is OA Compatible with Peer Review?
- How do I Manage my Copyrights?
- How do I Read and Negotiate Agreements?
- Who Pays the Costs of Publication?

Implementing OA

- Select “Friendly” Publishers
- Encourage Publishers and Editors
- **Negotiate** Publication Agreements
- **Keep Copies** of Your Agreements
- Deposit Publications with the CU Repository (Academic Commons)

Additional Information

- Copyright Advisory Office
- <http://www.copyright.columbia.edu/>
- Scholarly Communication Program
- <http://scholcomm.columbia.edu/>

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Thank You!

- **Kenneth Crews**
Copyright Advisory Office
- **Rebecca Kennison**
**Center for Digital
Research and Scholarship**
- **Kathryn Pope**
Scholarly Communication Program