

Copyright & FutureLearn Open Courses – the quick guide

Deakin University Copyright Office – copyright@deakin.edu.au



<u>You can use content if:</u>	<u>Additional Info</u>
 <p>You Own the Copyright</p>	<p>You will generally own the copyright in original content that you create unless you've signed a contract to state otherwise (such as a research, funding or employment contract). You can freely use material that you own the copyright in.</p> <p>Copyright does not protect ideas – only their expression. If you create your own content based on someone's idea, be careful not to reproduce substantial parts of someone else's expression or create a derivative work and attribute them as the source of your information or idea. Always check with the Copyright Office to ensure your version does not breach copyright.</p>
 <p>You Use Insubstantial Portions</p>	<p>"Insubstantial" is judged on a quantitative and qualitative basis. Short quotes or brief extracts from a much larger work would be considered an insubstantial portion, from a quantitative approach. However, if that extract were to be particularly key, distinct or important to the overall work – such as a plot twist – that portion would in fact be considered "substantial".</p> <p>(For more info see "Quotes and Extracts." Australian Copyright Council - https://goo.gl/muajok)</p>
 <p>It's for Criticism or Review</p>	<p>A genuine use under this provision must be "fair" and requires passing a judgement on and evaluating the work, the creator, the underlying concepts or techniques used in that work. It is not enough to pass a judgement such as "I like this painting, it is good". There must be a more in depth analysis, evaluation and judgement taking place for it to be a genuine criticism or review. (see more info from the Australian Copyright Council - https://goo.gl/BfxTz3)</p>
 <p>It's for Parody or Satire</p>	<p>Your use must be "fair" and has to genuinely fall within the definition of a "parody" or "satire". A parody should "make some comment on the imitated work or on its creator" and satire should "draw attention to characteristics or actions – such as vice or folly – by using certain forms of expression – such as irony, sarcasm and ridicule".</p> <p>(see more info from the Australian Copyright Council - https://goo.gl/BfxTz3)</p>
 <p>It's a Getty RF Image</p>	<p>Deakin has an agreement with Getty Images to utilise images from their Royalty Free Collection http://www.gettyimages.com.au/creative-images/royaltyfree. These images can be used throughout the course and only require the attribution "Getty Images" to be included on or near the work. Note that "Editorial Use Only" images require clearance from the Copyright Office.</p>
 <p>It's in the Public Domain</p>	<p>A work is in the public domain in Australia if the copyright has expired if the creator passed away before 01/01/1955 and the work was made public in their life time. Or the creator/copyright owner has waived their rights over the content, donating their work to the public. A work is out of copyright here if it's out of copyright in its country of origin. Remember that photos are out of copyright if they were taken before 01/01/1955 but that some uploaders may claim copyright in the digital version. (see more info from the Australian Copyright Council - https://goo.gl/lw4oDg)</p>
 <p>You're Linking or embedding</p>	<p>Linking and embedding is fine so long as you link people to or use the embed code for legal sources of content (i.e. the material was uploaded legally by someone that had the right to upload it). DO NOT LINK TO OR EMBED CONTENT YOU SUSPECT HAS BEEN PIRATED – linking or embedding pirated content is an infringement.</p>
 <p>Terms & conditions allow it</p>	<p>Terms and Conditions might also be labelled as 'Terms of Service', 'Terms of Use' or 'Copyright' either of those pages should outline what sort of uses are okay. Ensure that your use of the material fits within the terms and that you can meet their attribution requirements. Note that general use of content within the steps of a course is considered 'non-commercial' but content used in promotional videos or hero images for courses is likely to be considered 'commercial'.</p>
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