

What are authors' rights?

Authors' rights can be defined as a collection of exclusive rights held by individuals over their original works of literary, artistic, or scientific nature. These rights encompass creations expressed through various mediums or formats, reflecting the author's intellectual and creative contributions.



- Upon completion of a work, the author or creator is automatically granted certain rights over it
- An author is legally entitled to receive **benefits** for their intellectual work and contributions to culture for a limited duration.
- These rights **must be respected** even if the work is freely available on the Internet in any format, such as photographs, articles, and so on.







What are authors' rights?

The law describing, regulating and protecting the authors' rights in Spain is the

Ley de Propiedad Intelectual



and can be read in the

Royal Legislative Decree 1/1996, of April 12th, approving the consolidated text of the Intellectual Property Law, regularizing, clarifying, and harmonizing the existing legal provisions on the subject matter.



Types of rights

Two distinct types of rights can be identified:

Moral rights

They are

NON-TRANSFERABLE

To safeguard the identity and reputation of authors

Exploitation rights

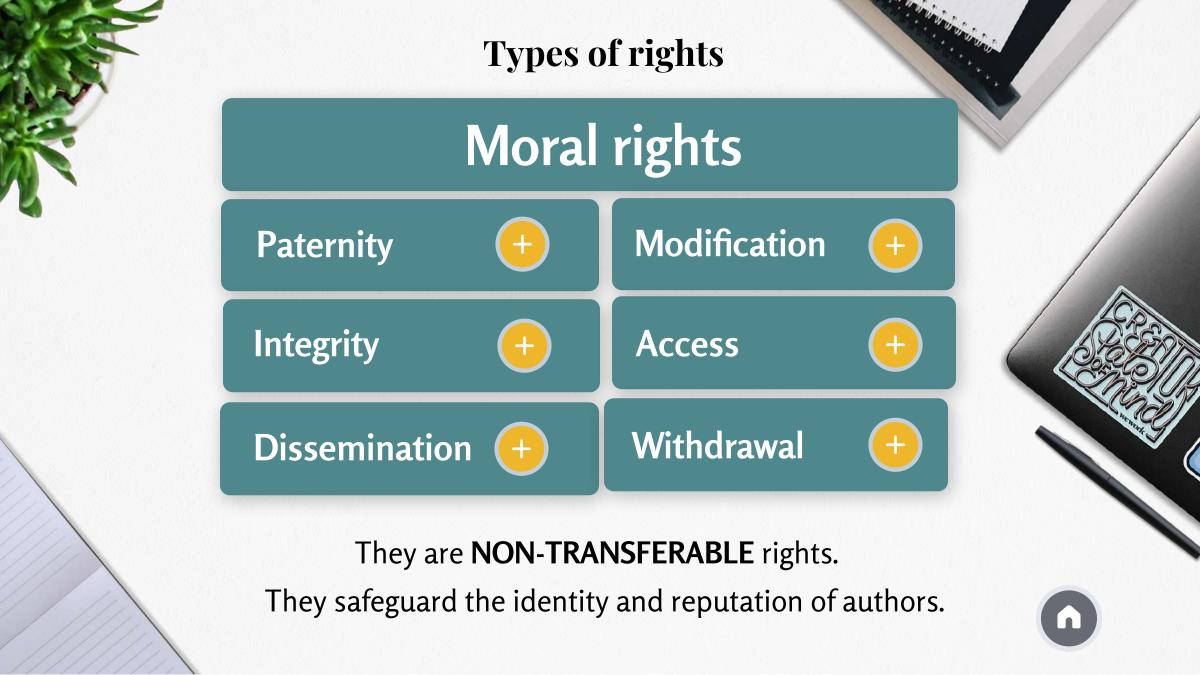
They are

TRANSFERABLE

Valid for a limited duration: 70 years after the author's demise.









Exploitation rights

Reproduction



Distribution



Communication (+)



Transformation



They are **TRANSFERABLE** rights.



Limited duration: 70 years after the author's demise.







Copyright is the term used in the Anglo-Saxon context to refer to the exploitation rights (or economic rights) associated with a specific work. The symbol ©, when attached to a name, indicates the owner of the copyright for that work.

Two examples of copyright: a book and a DVD

BARCELONA BOMBARDEJADA

Col·lecció Catalunya Desapareguda

Primera edició: febrer del 2020

© dels textos: Mireia Capdevila Candell

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The symbol \odot is commonly followed by the phrase "All rights reserved," although it is not always the case.





How can one respect copyright?

All sources used must be **cited** to:

- Acknowledge the work of others
- Document the research conducted

All the material used has to be cited:

- Texts: books, articles, theses, etc.
- Images: illustrations, photographies, graphics, maps, videos, etc.
- Music, sounds, etc.





Public domain

Literary, artistic, and scientific works enter the **public domain** once the period of **exploitation rights has expired**.

The rights of exploitation persist for **70** years following the author's death.

After this period, the work enters the public domain, allowing its complete or partial utilization in someone else's work without requiring explicit permission. However, it is essential to always acknowledge the original source and author by providing proper citations.









Example of a public domain work





Public Domain

Citation provided by the source (Europeana):

Lumières-autokrom. Fjäril (Batavia) Riksmuseet Prof. Sjöstedt. Fotograferad i sept. 1912 med f/11, 7 sek. exponering. por Jäderström, John - Museo Nacional de Ciencia y Tecnología, Sweden - Public Domain.

https://www.europeana.eu/es/item/916118/S_TEK_photo_TEKA0024063





Any concerns about authors' rights?

Feel free to explore the...

UAB Intellectual Property and Open Access web



Propietat Intel·lectual i Accés Obert

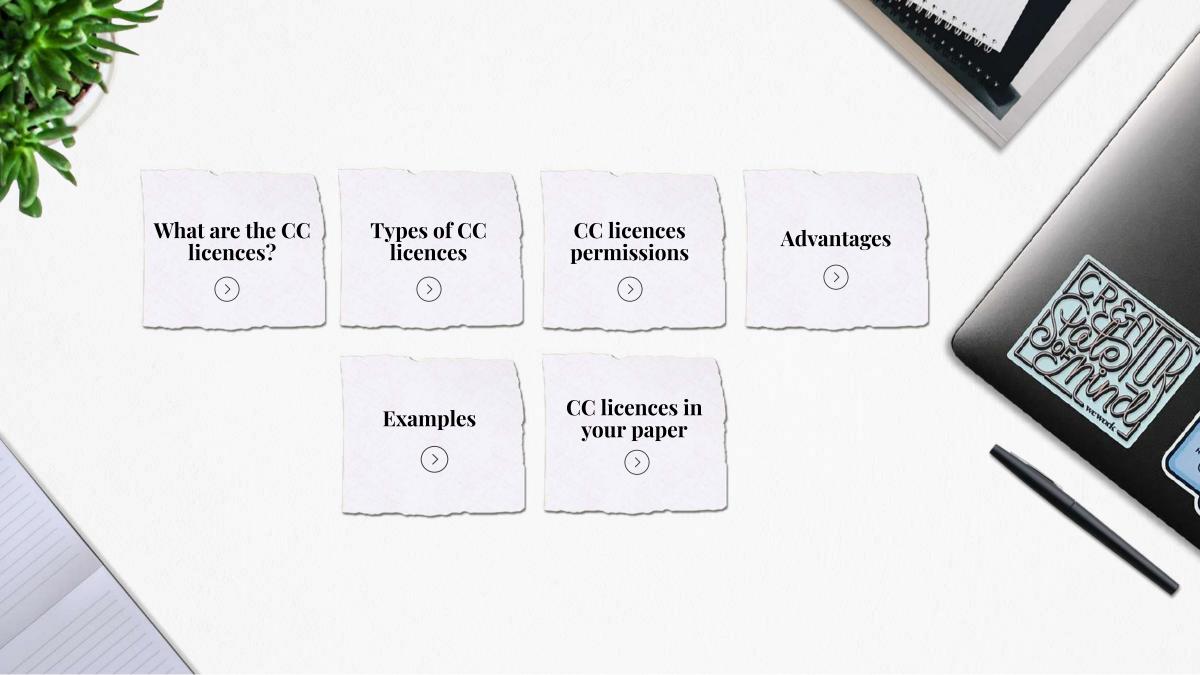
Resoleu els vostres dubtes











What are the CC licences?



Creative Commons is a non-profit organisation that provides open licences for authors, allowing them to retain their rights while specifying the permitted uses of their works.

In essence, **Creative Commons** licences enable authors to grant the general public access to their works, outlining authorised **uses and conditions**, without requiring explicit permission or financial compensation.



https://creativecommons.org/







What are the CC licences?

Authors have the option to utilise Creative Commons licences to specify the permissible uses of their works.



ATTRIBUTION

It is necessary to give proper attribution, include a link to the license, and indicate any modifications made when using the work.



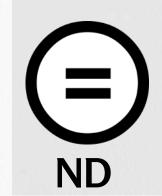
NON-COMMERCIAL

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SHARE ALIKE

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NO DERIVATIVES

If you remix, transform, or build upon the material, you are not allowed to distribute the modified material.

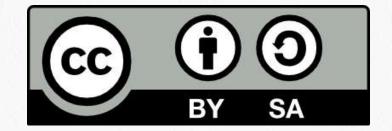


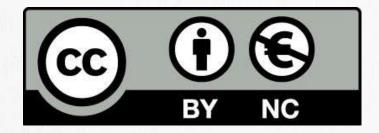


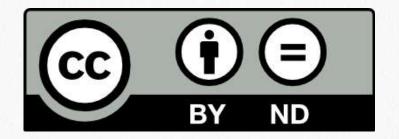
Types of CC licences

The combination of the four aforementioned attributes allows for the creation of **six fundamental Creative Commons licences**. These licences can be applied to any type of work.

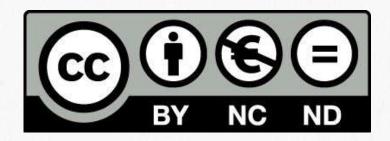














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CC licences permissions



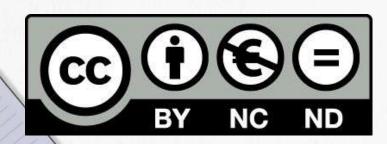
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Advantages of the CC licences

Advantages for authors



They are free.



They are easy to use.



They are legal.



They have international recognition.



They are not exclusive: they are compatible with other licences.



The author retains the rights and decides the permitted uses of the work.



They assist in combating plagiarism.



They offer greater dissemination and visibility.

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Advantages of the CC licences

Advantages for the general public



They simplify the process of understanding the conditions associated with a work.



They foster cooperation and knowledge sharing.



They establish a better balance between the rights of authors and the needs of users.

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Image by: Flaticon





In a book





Vostè és lliure de:

(h) Copiar, distribuir i comunicar públicament l'obra.

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- NO COMERCIAL (non commercial): L'explotació de l'obra queda limitada a usos no-comercials.
- SENSE OBRES DERIVADES (no derivate works): L'autorització per explotar l'obra no inclou la transformació per crear una obra derivada.
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- En aquesta llicència res no menyscaba o restringeix els drets morals de l'autor. Els drets derivats d'usos legítims o altres limitacions reconegudes per llei no es veuen afectats per l'anterior.

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In a journal article

https://doi.org/10.5565/rev/tda.79

ISSN 2339-6490 (en línia), ISSN 1134-9263 (en paper)

Apunts per una arqueologia dels castells i fortificacions prefeudals a l'Alt Pirineu (Urgell, Pallars i Ribagorça), segles VI-X

Marta Sancho i Planas¹



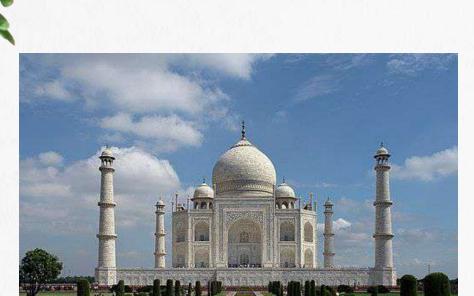
Rebut: 18-10-2018 Acceptat: 24-10-2018

Sancho Planas, M. (2018). Apunts per una arqueologia dels castells i fortificacions prefeudals a l'Alt Pirineu (Urgell, Pallars i Ribagorça), segles VI-X. *Treballs d'arqueologia, 22*, 5-28. https://doi.org/10.5565/rev/tda.79





In a photograph





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In an audio











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61603

LISTENS:

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DOWNLOADS: 8591

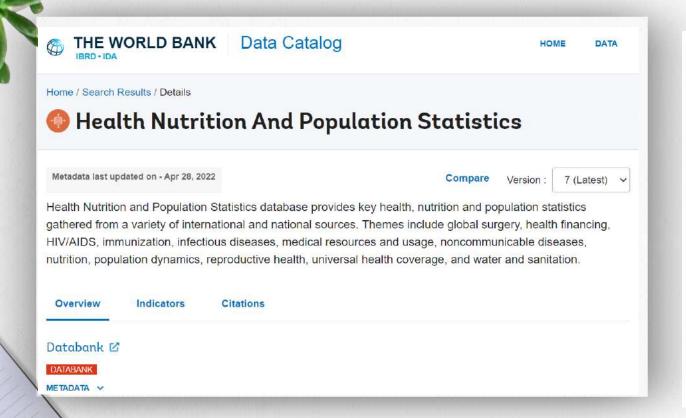
» VIEW ALBUM PAGE » VIEW ARTIST PAGE

Fournier, S. (2010). *Falling for you (Piano version)* [Song]. Free Music Archive. https://freemusicarchive.org/music/Sean_Fournier/none_given_1385/Falling_For_You_Piano_Version/





In a dataset





Data Access and Licensing

Classification: Public

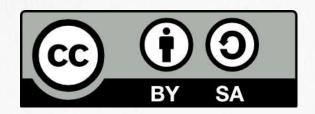
This dataset is classified as Public under the Access to Information Classification Policy. Users inside and outside the Bank can access this dataset.

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CC licences in your paper

Here is the recommended licence for your paper upon submission to the UAB Repository (DDD).



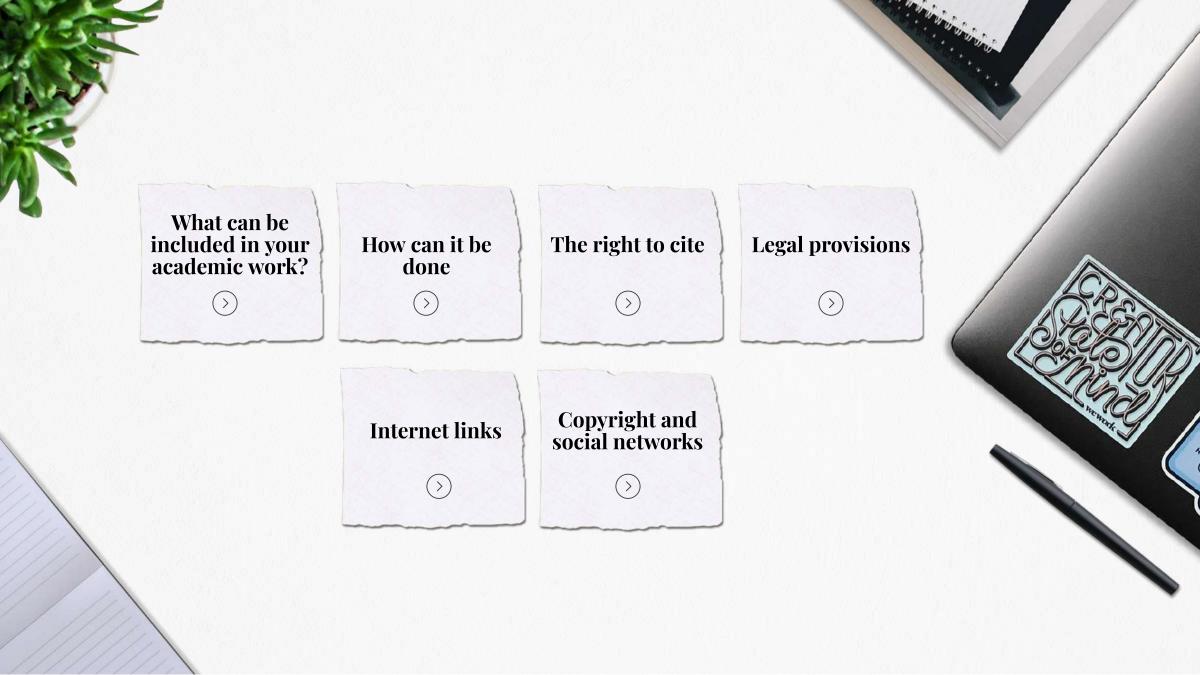
CC BY-SA licence: ATTRIBUTION - SHARE ALIKE

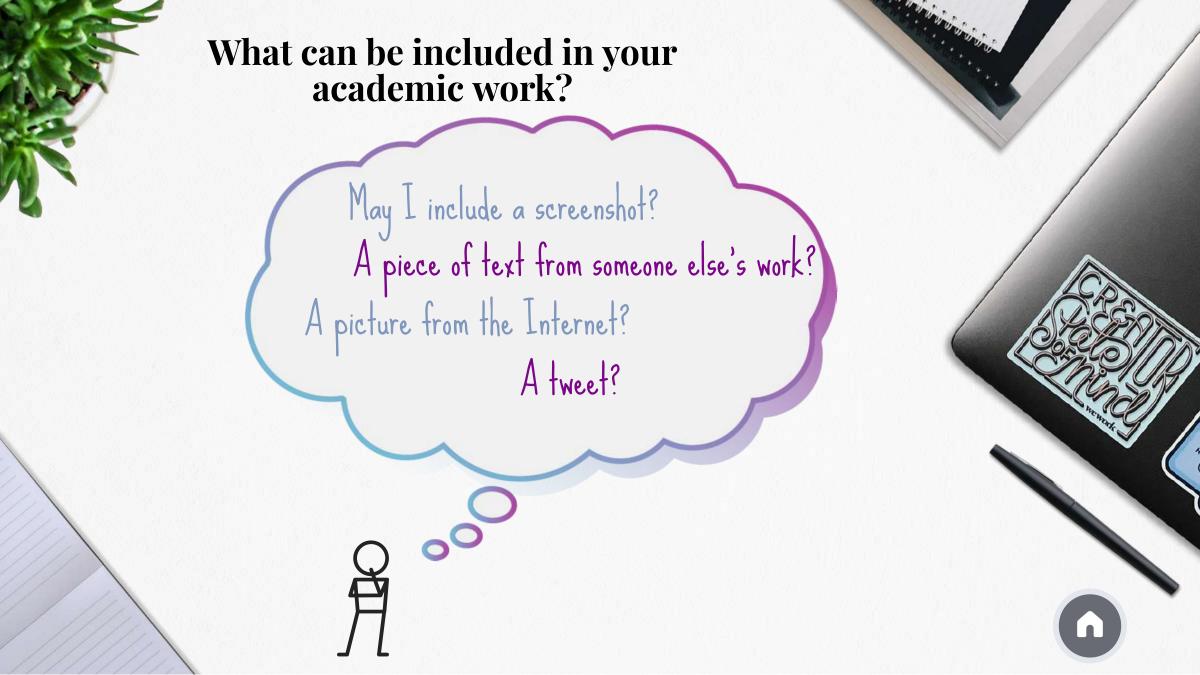
- BY (ATTRIBUTION): Anyone using your work must acknowledge your authorship, provide a link to the licence, and indicate if any modifications were made.
- **SA (SHARE ALIKE):** If someone remixes, transforms, or creates from your work, they must distribute their derivative work under the same licence as the original work.











What can be included in your academic work?

When composing your work, it is crucial to carefully consider how you will use the information you have gathered, including documents, data, images, music, and social networks. Reflecting this information appropriately in your work is essential.

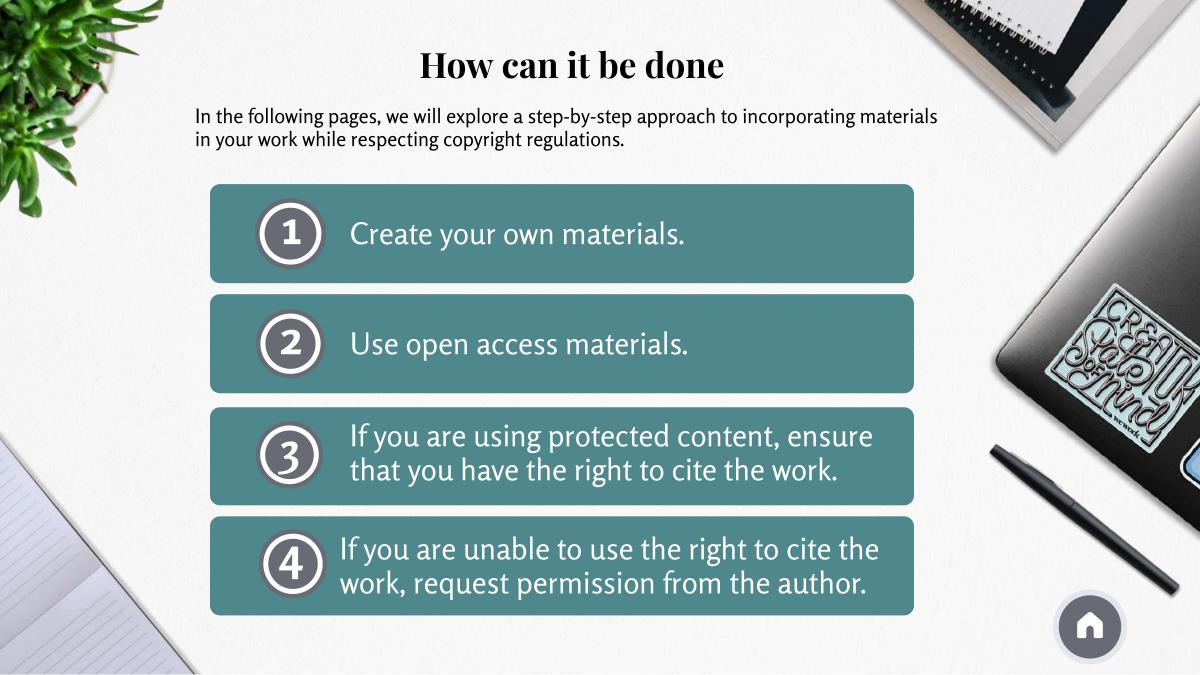
If you intend to incorporate content you have discovered, such as on the Internet, it is vital to verify its **copyright** status and the **permitted uses**.

Always ensure that you **cite the content accurately** and in accordance with proper citation guidelines.



Always remember that **authors' rights** apply to any **audiovisual resource** you encounter on the Internet!

Just because something is available on the web does not mean that any of the authors' rights (reproduction, distribution, public communication, etc.) have been relinquished.





Create your own materials

If you have the opportunity to take your own photos, develop your designs, or create your graphics, don't hesitate to do so! Be creative!



Image 1
Tossal de Manises
archaelogical site
(Alicante), October 2021.
Taken by the author.





Use open access materials

It will not always be possible for you to create your own content, and you will have to use external materials. If so, find and use **open access contents**. For example, those having a Creative Commons or a Public Domain licence.

© creative commons



Find them...

- Using the "Usage rights" filter in Google Advanced Search
- Searching for them in open access content search engines like:
 - Openverse
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Do you recall the Creative Commons licences? With a CC licence, the author specifies the permissible uses of their material without the need to seek explicit permission (but proper attribution is always required!).



If you are using protected content, ensure that you have the right to cite the work

Frequently, you will need to incorporate copyrighted content into your paper.

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At this stage, you must ensure that you can exercise the right to cite. The right to cite is one of the exceptions provided by law, allowing you to include part of someone else's work in your own paper with some restrictions without seeking explicit permission.



The right to cite

The right to cite allows you to incorporate a portion of a copyrighted work into your own paper with certain limitations without needing explicit permission from the author.

When can it be exercised?

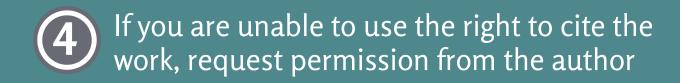
When all the following requirements apply **simultaneously**:

- Citation is made for teaching or research purposes. For instance, when writing an academic paper.
- It is utilised to **illustrate your explanations**, such as for analysis, comments, or critical judgments.
- Reproduction is done **proportionately**. A sentence or a fragment can be used, but not the entire work, with **images** being an exception.
- The work has already been **published**.
- The original source and author are **cited**.

The right to cite is a legal concept regulated by Article 32 of the Intellectual Property Law in Spain.







If you discover that you cannot exercise the right to cite, you can always contact the author and **request permission** to use their work.



How can it be done?

- Ask for a written authorisation from the author
- Specify the particular use you require, outlining which part of their material you need and how you intend to use it. Mention that your work is likely to be published in the UAB Institutional Repository.





Legals provisions

Do I need permission to reproduce legal provisions?

No authorisation is required.

The **Intellectual Property Law** stipulates in Article 13 that the following items are not subject to intellectual property:

- Legal provisions
- Their corresponding projects
- Legal rulings
- Acts, agreements, deliberations, and opinions of public bodies
- The official translations of all the above texts

Indeed, you can include these texts in your work without having to ask for permission. However, it is crucial to remember to quote them correctly in your citations.







Internet links

May I include links to websites or documents in my work?



Yes, you can include links to websites or documents, as long as you are not aware that these pages or documents are illegal and infringe upon the rights of third parties.

Exercise caution when linking to websites that contain movies, shows, or sports broadcasts; ensure that they are legal!





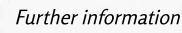
Copyright and social networks

Who owns the copyright of the contents published on social networks? Is it the individual who posts them, or does the platform where they are published hold the copyright?

The person who uploads content to social networks must possess the necessary rights to do so and is **accountable for them**.

The platform bears no responsibilities unless it becomes aware that the rights of third parties are being infringed upon. Check the legal section of the platforms, as they often outline the reserved rights and the rights that have been transferred.









What uses can be made of screenshots, text fragments, tweets, or images from social networks?

All contents on social networks are, by default and unless otherwise indicated, protected by copyright.

Therefore, in this regard, these contents should be treated the same as any other materials you use in your paper (books, articles, etc.).









"Further rights"?

You may need to include **personal data** or **confidential information** from a company or institution. Additionally, you might want to add **photographs** of individuals or transcribe a previously conducted **interview**.

All such information requires special handling. In this section, we will explore what this information entails, the rights that govern it, and the steps you should take when incorporating it into your paper.



Personal information

Personal information refers to any data relating to identified or identifiable individuals:



- First and last name
- Id number, Passport, University ID Number o any other identification document
- Postal or email address
- Age
- Sex
- Date of birth
- Nationality
- IP address
- Photographs
- Voice
- Physical characteristics
- Geolocation data
- Etc.





Special category data

Special category data refers to personal data that contains particularly **sensitive** information and, therefore, requires **enhanced protection**.

This type of data is closely linked to fundamental rights, civil liberties, and privacy.

- Ethnic or racial origin
- Political opinions
- Religious or philosophical beliefs
- Trade union affiliation
- Genetic data
- Biometric data
- Health data
- Sex life
- Sexual orientation



Publication of personal information

Prior consent



If you intend to include personal data in your work, you must obtain **prior consent** from the individuals involved.

This consent can be implicit or explicit.

HOWEVER: It must always be **explicit** for **special category data**. The affected individuals must provide written confirmation of the intended use of their personal data.

Importantly, consent can never be assumed ("If you don't say no, I understand yes").

Minors



According to the Organic Law 3/2018 on Personal Data Protection, minors aged 14 or older can provide consent without the involvement of parents or guardians.



Publication of personal information

Anonymisation of data



Consent is not necessary if personal data have been anonymised.

The anonymisation process involves separating the identifying data from the rest, ensuring that individuals can never be identified.

Deletion of data



Once your paper has been submitted, any personal data used in the research should be deleted, as it is no longer necessary for the study's purposes, and retaining it could potentially jeopardize individuals' privacy and data protection.

Publication of data without consent



Proof of consent is required upon request. Publishing your paper without consent constitutes a serious violation, as it involves personal data.

Learn more

Data Protection in the UAB



General Data Protection Regulation (Government of Catalonia) [in Catalan]







Confidential information

If you have used confidential information from companies, institutions, laboratories, or any other sources, you must obtain **explicit authorisation** before including this information in your work.

Please ensure that your school has a **protocol for confidentiality** in place for such cases, as is the requirement for Bachelor's Degree Final Projects (TFG) at the School of Economics and Business Studies:





"If students use confidential information from companies or institutions in the TFG and/or carry out a period of work experience within a company or institution, it is established that students and companies should sign an agreement which states that the information should be treated with confidentiality and in which the company authorises the student to present the TFG to the tutor and, where appropriate, the evaluation panel.

If the student prepares a Business Plan for their TFG which means that the report contains confidential information the tutor and, where appropriate, the evaluation panel for the poster, must sign a confidentiality agreement.

The UAB as the institution responsible for examining and evaluating students, and the tutors and/or evaluators of the work, must also sign a confidentiality agreement including the details of the student or, where appropriate, the company or institution. [...]

All regulations:







Image rights

If your work includes photographs or videos you have taken of individuals, you will need to have them sign a **photograph or video release form**, granting permission for the use of their images. This ensures the proper transfer of their image rights.

By signing this form, individuals authorise a **specific use** of their image, and conditions and limits are established accordingly.



You will find a variety of **release forms** at the following link. Choose the one that best fits your needs and use it as a template for creating your own form.

Is a signed release form always necessary?

It won't be required for individuals who appear **incidentally** in a **public event** that is being reported graphically.



Photograph/Video Release Form Sample

PHOTOGRAPH/VIDEO RELEASE FORM

TEMPLATE

I, [full name of the person to be photographed and/or recorded], holder of ID number [ID number belonging to the person to be photographed and/or recorded], hereby consent to my appearance in images and videos recorded by [student's full name] for use in [name of the activity or work].

I understand that such dissemination does not constitute an unlawful interference with my privacy or a violation of my honour and dignity, as per the provisions of the Civil Protection of the Right to Honour, Personal and Family Intimacy, and one's own image under Organic Law 1/1982 of May 5.

In the event that I hold any ownership rights over the materials that may result from these recordings, I hereby transfer to [student's full name and ID number] all my exploitation rights over them, on a non-exclusive basis, in all forms of exploitation, for everyone, and for the entire duration.



I am aware that the aforementioned [name of the activity or work] is likely to be disseminated through the UAB Digital Repository of Documents (DDD). By signing this document, I acknowledge that this action complies with the provisions of the General Data Protection Regulation (GDPR) of Regulation (EU) 2016/679, of the European Parliament and of the Council, dated April 27, 2016.



I also acknowledge that the UAB has duly informed me that I have the right to exercise my rights of access, rectification, erasure, objection, restriction of processing, and portability of my data by sending a letter, together with a photocopy of my ID card, to the General Secretariat, Rectorate Building, 08193 Bellaterra (Cerdanyola del Vallès).



For the record, I sign below.

[signature]

[place], [date]





Interview Release Form Sample

Ilf your work includes the entire or partial reproduction of an interview, you will need to have the interviewee sign an interview release form.

You can find a variety of **release forms** at the following link. Choose the one that best fits your needs and use it as a template for creating your own form.

INTERVIEW RELEASE FORM

TEMPLATE

I, [interviewee's full name], holder of ID number [belonging to the interviewee], hereby agree to the following: I authorise the partial or whole reproduction of my opinions and considerations gathered in an interview granted to [student's full name] with ID Number [student's ID] for the purpose of preparing the [Bachelor's Degree Final Project, Doctoral Thesis, etc.].

If I hold any intellectual property rights on [interview XX], I hereby transfer all my exploitation rights over the interview to [student's full name] with ID number [student's ID] on a non-exclusive basis, for all forms of exploitation, and for the entire duration.



I am aware that the [Bachelor's Degree Final Project, Doctoral Thesis, etc.] is likely to be disseminated through the UAB Digital Repository of Documents (DDD) at http://ddd.uab.cat or any other platform deemed suitable by UAB. I acknowledge that the UAB has informed me that I can exercise my rights of access, rectification, erasure, objection, restriction of processing, and portability regarding my data by sending a letter along with a photocopy of my ID card to the General Secretariat, Rectorate Building, 08193 Bellaterra (Cerdanyola del Vallès).



0

And for the record, I sign.

[signature]

Bellaterra (Cerdanyola del Vallès), [day, month, year]





You do not need to include the actual signed authorisations or release forms in your paper.

However, it is recommended to include **the blank templates you have used** as an attachment or appendix to your paper. This helps to demonstrate that you have obtained the necessary permissions and followed proper legal procedures.

A final suggestion

Do not discard any authorisations or release forms that you obtain.



- Keeping them demonstrates that your work has been produced in accordance with the law and civil rights.
- These forms provide a safeguard against any potential conflicts that may arise in the future.

Further information

Please check the *UAB Intellectual Property and Open Access web*:



Propietat Intel·lectual i Accés Obert

Resoleu els vostres dubtes

- FAQ on personal information [in Catalan]
- S

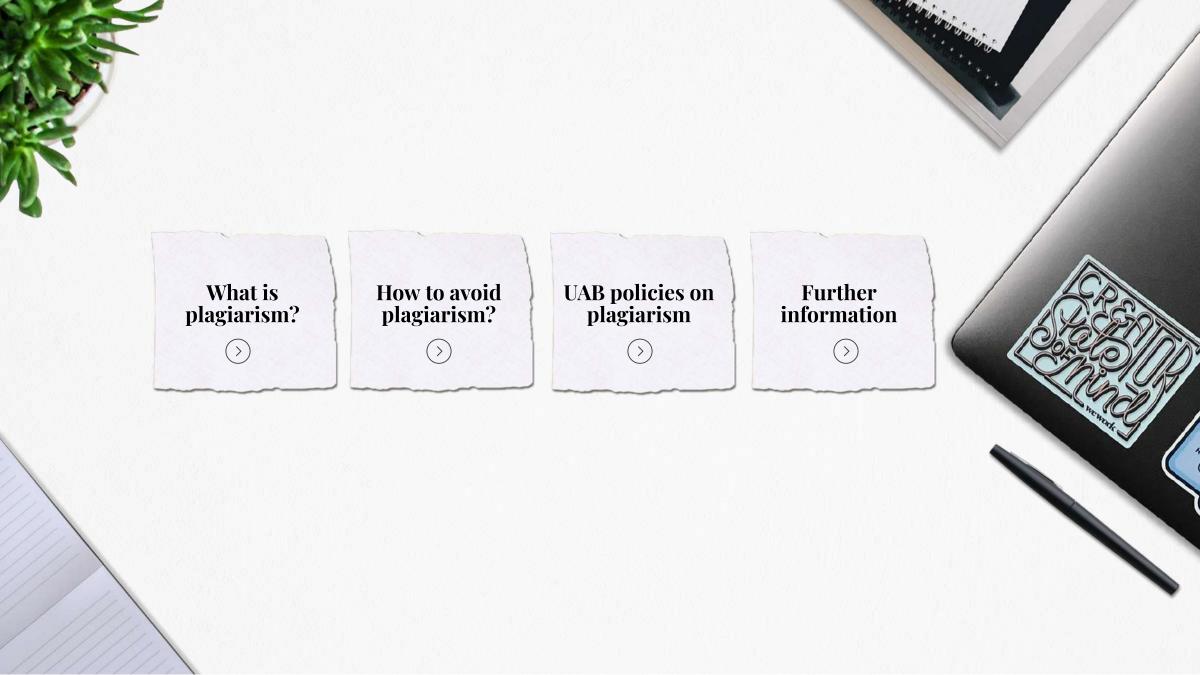
• FAQ on image rights [in Catalan]











What is plagiarism?

Plagiarism refers to the act of distributing, publishing, or reproducing a work or a portion of it under the name of someone other than the original author.

It involves **concealing the sources** used and presenting **someone else's ideas or words as our own**.

Plagiarism infringes upon the moral and patrimonial rights of the author. It is considered a **crime against intellectual property.**

Examples of plagiarism include:

- Copying your classmate's paper
- Copying and pasting sections of text from books or the internet
- Paraphrasing the ideas of others
- Using someone else's drawing or graphic
- Modifying an image and presenting it as your own

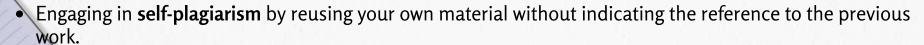




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How to avoid plagiarism?

QUOTE any data, image or text you used for your work!

By quoting...

- You respect the authorship of the work, as mandated by law.
- You justify and enhance the credibility of your own research.
- In addition, enables others to access and consult the works you have used in your research.





Please be aware that you might have signed a commitment to produce original work.

L'ESTUDIANT QUE PRESENTA AQUEST TREBALL DECLARA QUE:

- 1. Aquest treball és original i no està plagiat, en part o totalment
- 2. Les fonts han estat convenientment citades i referenciades
- 3. Aquest treball no s'ha presentat prèviament a aquesta Universitat o d'altres

I perquè així consti, afegeix a aquesta plana el seu nom i cognoms i la signatura:



UAB policies on plagiarism

The UAB has a very strict policy against plagiarism.



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