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Europeana Licensing Framework

Bruxelles, Cinematek, Cinema Expert Group

19.09.2011

Patrick Peiffer, Bibliothèque nationale de Luxembourg

Coordinated by the Austrian National Library  Österreichische
Nationalbibliothek

(Links for all documents on the last slide)



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Cinema Expert Group, Bxl, 19.09.2011

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Europeana Connect Licensing WP

People:

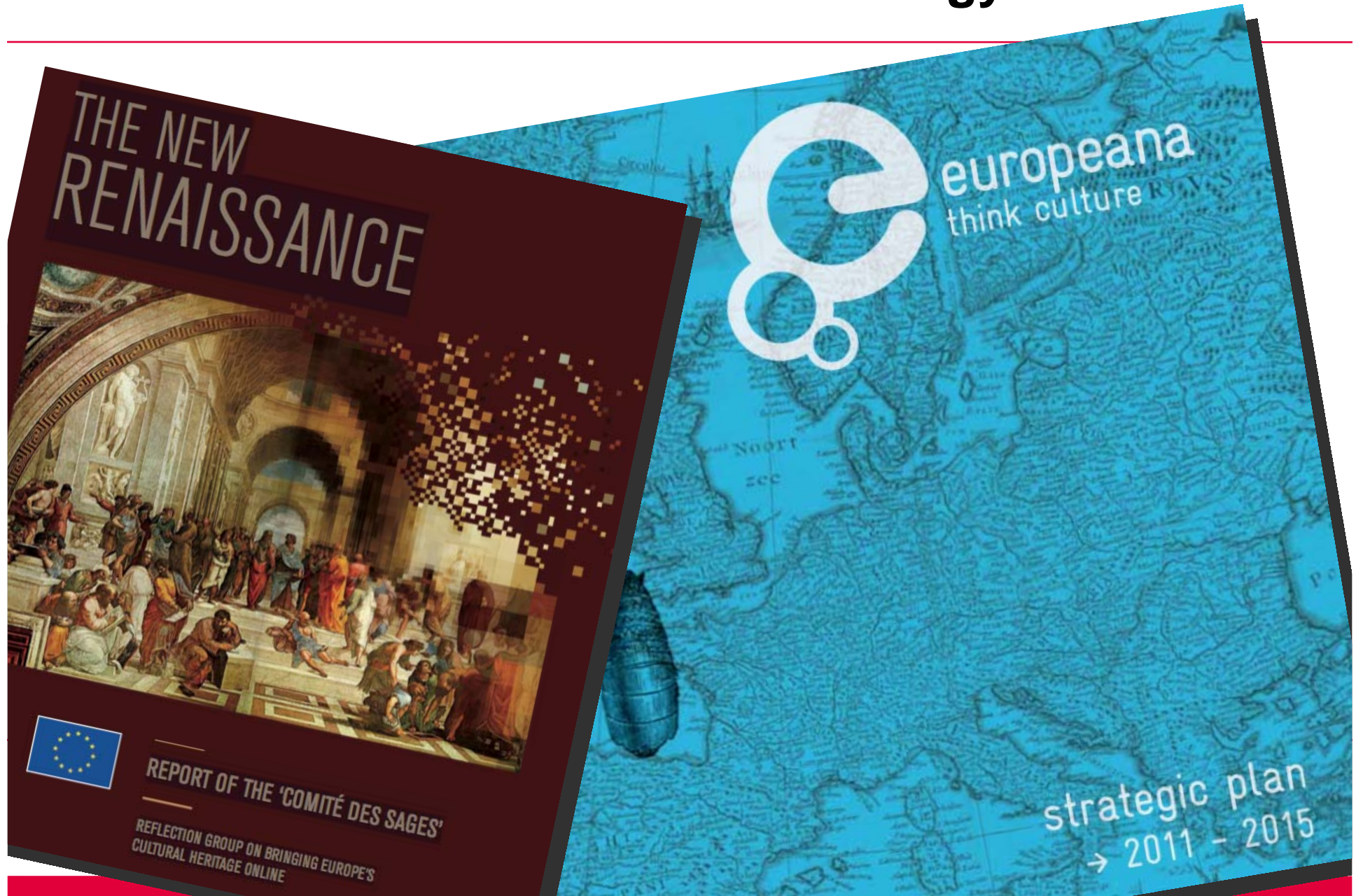
- Patrick Peiffer, National library of Luxembourg
- Lucie Guibault & Christina Angelopoulos, IvIR
- Paul Keller & Maarten Zeinstra, Kennisland
- Lots of support from Europeana Office

Work so far:

1. Public Domain Charter, Mark and Calculator
2. Rights clearance models for Content
3. Data Exchange Agreement and Guidelines for Metadata



Basis: New Renaissance and Strategy 2011-2015



1. Public Domain

- Public Domain Charter
- Public Domain Mark
- Public Domain Usage Guidelines
- Public Domain Calculator (30 countries)



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Public Domain Charter

Awareness raising about importance of Public Domain and maintaining it



Public Domain Mark

Built in cooperation with Creative Commons

Automatically adds the Europeana Metadata and Usage Guidelines

Very easy to link and keep the rights information and provenance intact

“Make it easy for people to comply and they probably will”



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Public Domain Mark 1.0

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Non-binding use guidelines apply to this work.

Work Details

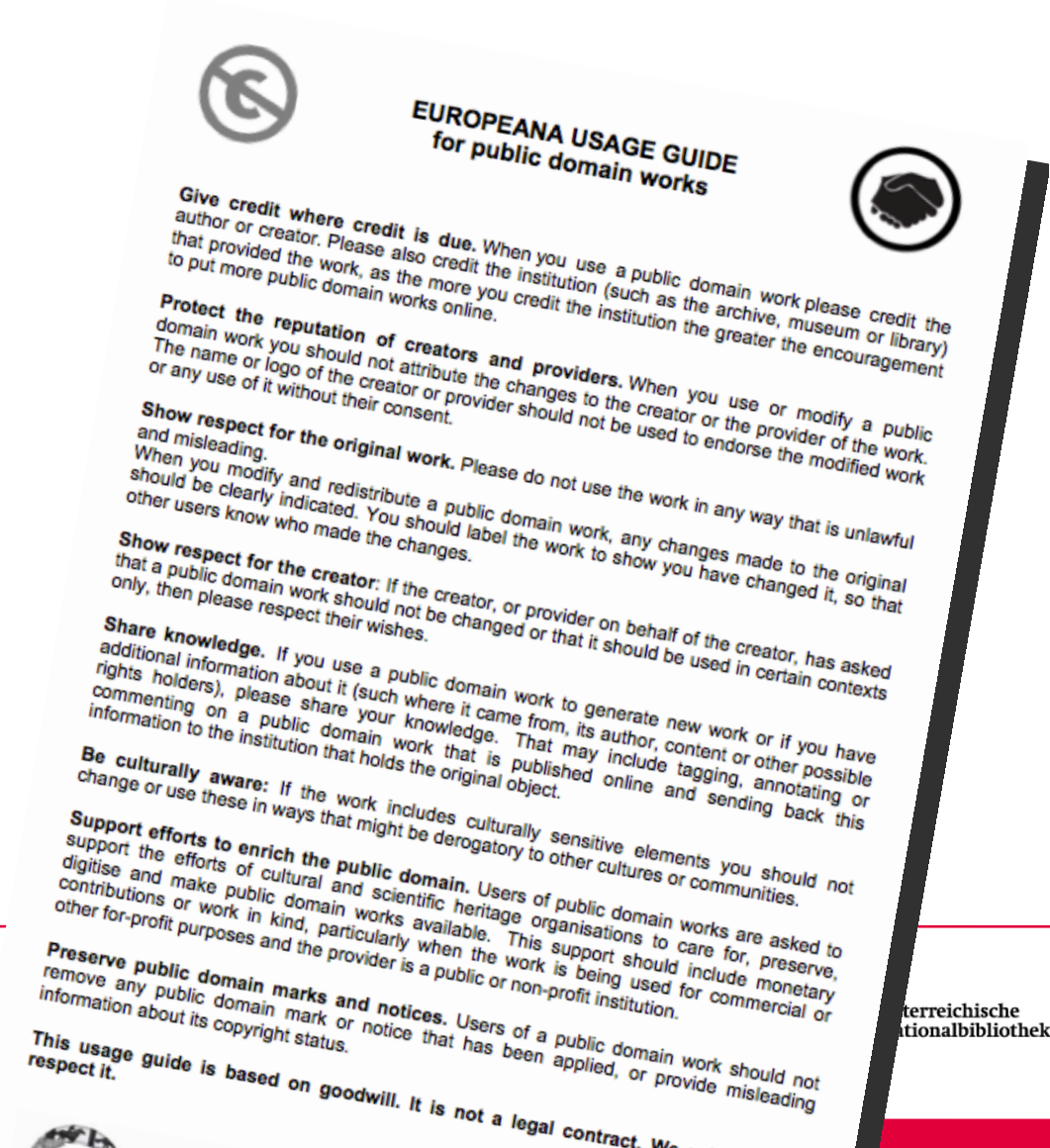
Work: Das dritte Brandenburgische Reformations-Jubiläum - oder ausführliche Beschreibung aller bei Gelegenheit der 300jährigen Jubelfeier am 1., 2. und 3. November 1839 in Spandow, Berlin und mehreren anderen Städten der Mark stattgefundenen Festlichkeiten ...

You can **cite** this work with this HTML:

```
<div xmlns:cc="http://creativecommons.org/ns#" xmlns:dct="http://
```

Public Domain Usage Guidelines

Community norms
Trust building
... be sensible



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Österreichische
Nationalbibliothek

Public Domain Calculator

Protection durations analysed for 30 jurisdictions (EU +3)

Web-based calculator and project info at

www.outofcopyright.eu

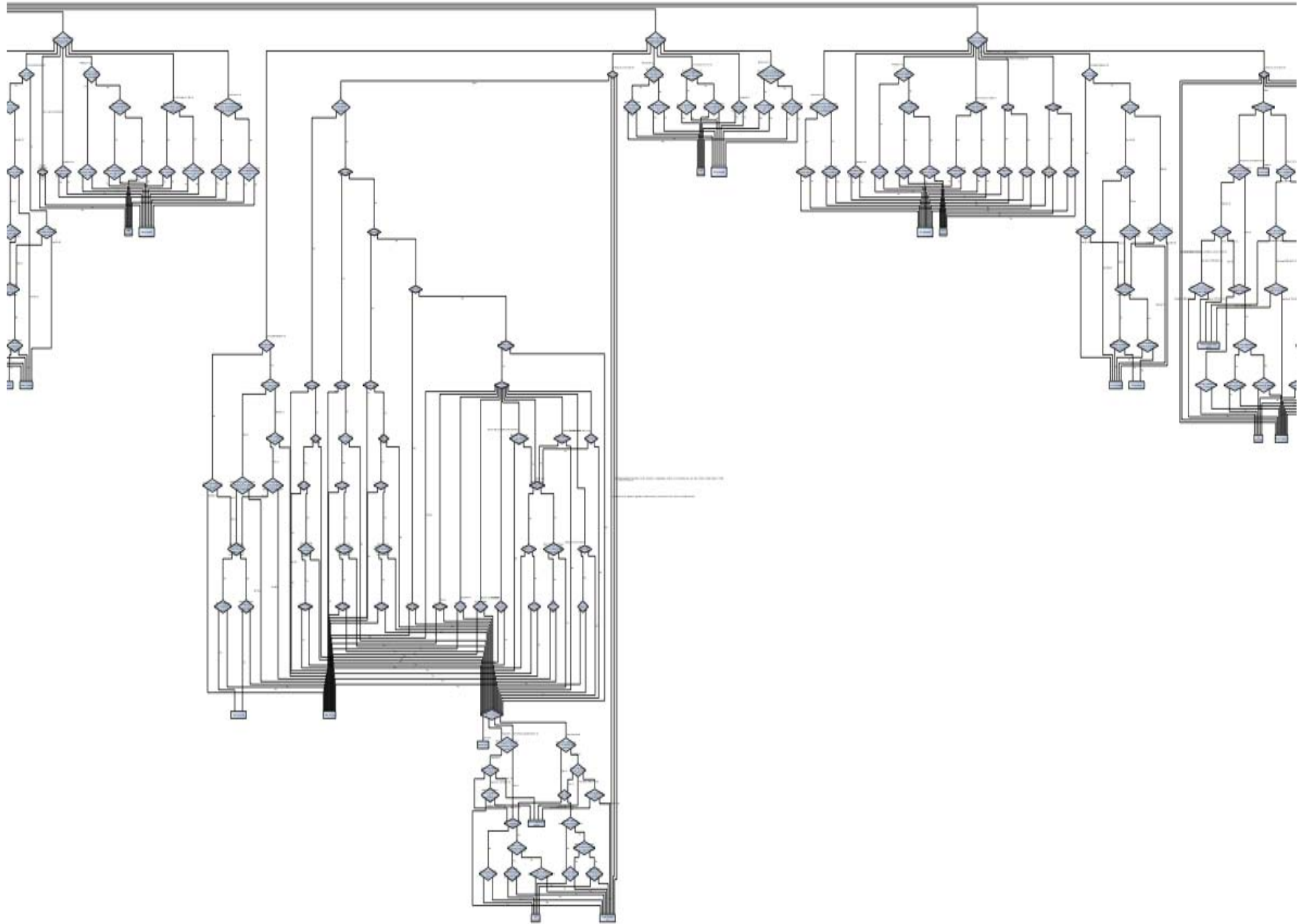
Flowcharts visualise fragmentation of rights and territories

Difficult to understand questions and find answer in order to
define status of work



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2. Extended Collective Licensing

Goal: Reduce the 20th Century hole in Europeana

Goal: Pragmatic solution for mass clearance and cross border access

Not a one-size-fits-all solution

But: for some types of works, in some sectors, in some countries, it's the only solution (example: historical newspapers)

Report “Basics of ECL” by IvIR published in September 2011:

www.ivir.nl/publicaties/guibault/ECL_Europeana_final_report092011.pdf



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3. Data Exchange Agreement and Guidelines

Process so far

- 4 April 2010:** final version of current [Data Provider](#) and [Data Aggregator Agreements](#)
- 30 September 2010:** Metadata on the web workshop for mixed content provider group
- 5 November 2010:** Metadata on the web workshop for museums
- 22 November 2010:** Metadata on the web workshop for archives
- 23 November 2010:** first draft of new version of [Data Provider Agreement](#)
- 24 November 2010:** Metadata on the web workshop for libraries
- 2 December 2010:** Metadata on the web workshop for audiovisual providers
- 13 December 2010:** second draft of new version of [Data Provider Agreement](#) and [description of changes](#) between this version and the 4 april 2010 version
- 14 December 2010 - 7 January 2011:** 1st round of online consultations with network of content providers and aggregators
- 17 January 2011:** Metadata on the web workshop for aggregators
- 10 February 2011:** Third draft of the new version of [Data Provider Agreement](#)
- 17 February 2011:** DEA presentation at EFG workshop, Patrick Peiffer, eConnect WP4 leader
- 4 March 2011:** First draft of the [Data Exchange Agreement](#) and [description of changes](#) between this version and the 13 December 2010 version
- 8 March 2011- 6 April 2011:** DEA internal consultation in ATHENA
- 10 March 2011:** DEA presentation at APENET workshop, Patrick Peiffer, eConnect WP4 leader
- 14 March 2011-6 April 2011:** DEA internal consultation in CARARE
- 16 March 2011:** DEA presentation at EUscreen workshop, Georgia Angelaki, Europeana Office
- 7 April 2011:** CCPA Legal Working Group discussion and endorsement of DEA
- 8 April 2011:** DEA workshop for ATHENA partners
- 27 April 2011:** DEA internal consultation in APENET
- 5 May 2011:** Second draft of the [Data Exchange Agreement](#)
- 6 May 2011 - 11 May 2011:** Development of DEA draft Usage Guidelines
- 12 May 2011:** First Draft of Europeana usage guidelines for metadata
- 12 May 2011 - 31 May 2011:** 2nd round of online consultations with the network of content providers and aggregators
- June 2011:** Europeana LOD pilot [results available online](#)
- June 2011:** Europeana 2nd round of [consultations results](#), [compiled feedback](#) and [feedback analysis](#)
- 7 June 2011:** CCPA core discussion of consultation results. [Summary of discussions](#)
- 7-11 June 2011:** Hack4Europe! - Europeana hackathon roadshow
- 16 June 2011:** Updated version of the [Data Exchange Agreement](#)
- 27 June 2011:** Data Exchange Agreement [draft transition plan](#)
- July 2011:** Validity of the Creative Commons Zero 1.0 Universal Public Domain Dedication with regards to the German Copyright Law. [An expert analysis](#).
- 15 July 2011:** Data Exchange Agreement [updated version](#) and [redline version](#). It includes expert analysis report and Europeana office input.



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Europeana Data Exchange Agreement



Europeana Data Exchange Agreement (final draft, 15 July 2011)

Parties:

Europeana Foundation (formerly EDL Foundation)

Address:

Phone:

URL:

Name of authorised Person:

Title/Role in organisation:

Work Phone:

Work Email:

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Main features of Data Exchange Agreement

Only concerns descriptive metadata, not the digitised objects.

Goal: Ensure interoperability to enable 2011-2015 strategy

Goal: Make it simple and easy for every user to comply



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Chosen approach

Partners must filter their commercially used metadata before submitting to Europeana (see FAQ on Agreement page)

Commercial use of Europeana metadata is allowed

Partners must ensure rights are cleared in their metadata

All rights that can legally be waived, are waived

Instrument used: Creative Commons Zero



Example: Bibliographic Metadata

Insufficient originality for copyright protection

Therefore no attribution right

But Europeana goes further and always requests attribution,
through Usage Guidelines for Metadata

Additionally, Europeana is the best attribution hub possible,
making it easy and simple to comply with Usage Guidelines



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Guidelines



europæana
think culture

Europeana usage guidelines for Metadata (draft, as of 12.05.2011)

These usage guidelines are based on goodwill, they are not a legal contract but Europeana requests that you follow these guidelines if you use Metadata from Europeana.

All Metadata published by Europeana is available free of restrictions under the Creative Commons Zero Public Domain Dedication <http://creativecommons.org/publicdomain/zero/1.0/>

This means that you can use it for any purpose without having to give attribution. However, Europeana requests that you actively acknowledge and give attribution to all the sources of the Metadata: the Data Providers (being a specific cultural heritage institution) as well as any Data Aggregators, including Europeana.

Give credit where credit is due.

- Give attribution to the Data Provider and all contributing Data Aggregators, including Europeana. Aggregators perform a crucial task in collecting, storing and harmonising data so that it is more widely accessible and interoperable.
- Make sure that others are aware of the rights status of the Europeana Metadata and are aware of these guidelines by keeping intact links to the CC0 Public Domain Dedication
- If for technical or other reasons you cannot include all the links to all sources of the Metadata and rights information directly with the Metadata, you should consider including them separately, for example in a separate document that is distributed with the Metadata or dataset.
- If for technical or other reasons you cannot include all the links to all sources of the Metadata and rights information, you may consider linking only to the respective Metadata source on Europeana, where all available sources and rights information can be found, including in machine readable formats.

Metadata is dynamic; consider using the Metadata via the Europeana APIs or by linking.



- When working with Metadata obtained via Europeana, please note that Metadata is not static, it changes. Europeana offers Metadata in order to correct mistakes and update information. For this reason the preferred manner of using Metadata from Europeana is via the Europeana API. In any other manner, at least provide a link back to Europeana and implement some update mechanism.

Mention your modifications of the Metadata back.

- Whenever you transform, translate or otherwise modify Metadata, or reuse restrictions, preferably under the Creative Commons Zero Public Domain Dedication.

Be responsible.

- Ensure that you do not use Metadata in a way that infringes on the status or that the Data Provider's rights in your use of the Metadata.
- Ensure that you do not use Metadata in a way that infringes on the rights of the sources.
- Ensure that your use of Metadata complies with national legislation to protect intellectual property, defamation, protection, defamation

Please note that you use Europeana offer no warranties of any kind.

Thank you!



Data Exchange Agreement Usage Guidelines for Metadata

Non-binding community norms

Key for building trust!

Give credit where credit is due

Metadata is dynamic, link to it

Mention your modifications of the Metadata and contribute them back

Be responsible

(...)



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Big Picture

Data Exchange Agreement (DEA)

Digital Agenda Europe (DAE)

... it's not a coincidence ;-)

Open Access to scientific information

Open Data

Public Sector Information

Keeping cultural heritage relevant.



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Links to documents

New Renaissance report

http://ec.europa.eu/information_society/activities/digital_libraries/comite_des_sages/index_en.htm

Europeana Strategic Plan 2011-2015

<http://www.version1.europeana.eu/web/guest/news/-/blogs/europeana-s-strategic-plan-2011-2015>

Europeana Data Exchange Agreement, Guidelines and FAQ

<http://www.version1.europeana.eu/web/europeana-project/newagreement>

Europeana Data Exchange Agreement - Consultation process

<http://www.version1.europeana.eu/web/europeana-project/newagreement-consultation>

Public Domain Charter, Mark and Guidelines:

<http://www.version1.europeana.eu/web/europeana-project/publications/>

Public Domain Calculator

www.outofcopyright.eu

Cross-border extended collective licensing: a solution to online dissemination of Europe's cultural heritage?, J. Axhamn and L. Guibault,

http://www.ivir.nl/publicaties/guibault/ECL_Europeana_final_report092011.pdf

"This Painting is not available in your country", Paul Mutant, CC BY-NC-ND

<http://www.flickr.com/photos/paulmutant/4992725876/>

Europeana Connect, coordinated by the Austrian national library

<http://www.europeanaconnect.eu>

Thank you for your attention
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