COPYRIGHT AND OPEN LICENSING EDUCATION FRAMEWORK (COLEF)

2021

Contact the Copyright Office to ask questions or provide feedback:
copyright@viu.ca

More information, including employee and student copyright guides at:
https://viu.ca/copyright

BACKGROUND AND AIMS

Copyright and licensing activities occur within a broader context of information rights, and this Copyright and Open Licensing Education Framework (COLEF) situates copyright and licensing in relationship to other applicable rights and ways of knowing.

Faculty, staff, students, and other members of the VIU community are both creators and users of copyright-protected materials. Recent legal decisions, the trend away from expensive collective licensing schemes in higher education, and the changing scholarly publishing landscape make it vital to develop effective copyright support for the VIU community. This COLEF was also developed in parallel with the review of VIU's Copyright Policy (Policy 31.02).

The COLEF and its educational supports aim to:

- foster greater confidence in the creation and use of materials for teaching, learning, research, creative, administrative, and other university activities;
- empower the VIU community to produce and use copyright-protected work in a manner that respects the Copyright Act's balance between users' rights and those of the rights holder;
- combat the chilling effect on creativity, innovation, and choice associated with uncertainty about copyright law and fear of legal risk;
- support members of the VIU community with considerations for Indigenous knowledges and cultural expressions in relation to information rights, encouraging approaches that are situated in local contexts;
- build collective capacity and a culture of copyright awareness;
- help reduce costs and save time; and
- ensure a consistent approach and interpretation for copyright matters at VIU.

GUIDING PRINCIPLES

The COLEF is a living, evolving, and flexible framework that will be:

- iterative and responsive to community needs because teaching, learning, research, creative, administrative, and copyright-regulatory environments

are constantly evolving and the VIU community creates and uses copyrighted materials in diverse ways;

- seeking to create and hold space for processes based in relationship, respect, and reciprocity that invite, but not expect, Indigenous Elders and community members to continually guide and advise on respectful sharing, use, and protection of their Indigenous knowledges and cultural expressions;
- grounded in the intent to implement UNDRIP Articles 31, 11, 15, & 16 and the recommendations conveyed by the CFLA/FCAB Position Statement on Indigenous Knowledge in Canada's Copyright Act;
- guided by the principles of OCAP® "that establish how First Nations data should be collected, protected, used, or shared";
- guided by an ethos of Open, which includes promoting and supporting open educational resources, open scholarship, open access, and open licensing as appropriate; and
- developed, implemented, assessed, and updated through a consultative process with a variety of stakeholders.

FRAMEWORK

This framework (a) outlines by audience the copyright and open licensing education that will be provided to support the creation and use of materials for teaching, learning, research, creative, administrative, and other university activities and (b) describes the resources and tools that will support an effective copyright education program.

Copyright and Open Licensing Education

Faculty

Copyright and open licensing education to support teaching and learning online or in the classroom:

- distributing course readings in the classroom or in VIULearn, such as
  - library-licensed resources according to their terms of use
  - open education, permissively licensed, or public domain materials

- - material distributed under Canada's Copyright Act exceptions or fair dealing
  - material with permission from the copyright holder
- using third-party copyright-protected material in lecture slides or recordings
- showing films or playing music
- creating or using open educational resources (OERs)
- supporting faculty with considerations for Indigenous knowledges and cultural expressions in relation to information rights, encouraging approaches that are situated in local contexts
- seeking permissions from copyright holders
- understanding intellectual property for instructional materials as a faculty member
- understanding instructor copyright for slides, lectures, and recordings
- understanding student copyright for their work produced in their courses

Copyright and open licensing education to support research and creative activities:

- supporting faculty with considerations for Indigenous knowledges and cultural expressions in relation to information rights, encouraging approaches that are situated in local contexts
- supporting authors with education and awareness of their rights when negotiating and signing book and journal publishing agreements
- making publications or other research outputs open access, particularly to fulfil Tri-Agency or other open access policies for publications
- disseminating research for knowledge mobilization or public engagement activities
- using third-party content in publications and other research outputs
- seeking permissions from copyright holders
- understanding intellectual property for research materials as a faculty member
- understanding copyright and data

Staff

Copyright and open licensing education to support administrative activities:

- using copyright-protected material for reports, presentations, website administration, social media, displays, and posters
- finding and using permissively licensed, public domain, and open resources
- playing music or films at events
- supporting staff with considerations for Indigenous knowledges and cultural expressions in relation to information rights, encouraging approaches that are situated in local contexts
- seeking permissions from copyright holders
- understanding intellectual property for materials produced as a staff member

Students

Copyright and open licensing education to support student activities, chiefly through instructional opportunities like the Degree English Requirement (DER) and Graduate level research methods courses:

- finding and using material for assignments, presentations, theses, and publications
- finding and using permissively licensed, public domain, and open resources
- supporting students with considerations for Indigenous knowledges and cultural expressions in relation to information rights, encouraging approaches that are situated in local contexts
- supporting authors in awareness of their rights when negotiating and signing book and journal publishing agreements
- disseminating research for knowledge mobilization or public engagement activities
- using third-party content in publications and other research outputs
- understanding copyright and data
- seeking permissions from copyright holders
- understanding instructor copyright for slides, lectures, and recordings
- understanding intellectual property for material produced as a student

Community Members

Copyright and open licensing education to support community member activities:

- supporting members of the VIU community with considerations for Indigenous knowledges and cultural expressions in relation to information rights, encouraging approaches that are situated in local contexts
- using VIU copyright-protected material
- understanding intellectual property for material created with VIU partners

Copyright and Open Licensing Services

- Educational consultations, including online, email, phone, and in-person
- Workshops, including online and in-person
- Presentations to faculty, staff, students, and community members
- Training for new VIU employees
- Instruction in VIU courses upon request

Copyright and Open Licensing Resources

- Central copyright website to provide information and house resources
- Faculty, staff, and student guides, FAQs, and use case decision-making tools
- Permissions templates for various use cases
- Information Rights, Indigenous Knowledges and Cultural Expressions: Context and Considerations
- Creative Commons Licenses and Open Resources