



D6.4 LEGAL ASPECTS OF DISSEMINATION OF PROJECT RESULTS

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Executive summary

One of the objectives of WP6 is to “assure the dissemination of the Project results under free licenses and open standard formats, and its raw data as Open Data”. Within WP6 there is one task dedicated to this and two deliverables: Task 6.3, “Policies for open dissemination of DiDIY Project results” (M2-M26) (Leader: FKI).

This Task is aimed at formulating a set of policies for the Consortium with respect to the development and publication of results of the Project. In line with various guidelines and recommendations of the Commission, the Consortium considers that the results should be equally accessible and reusable by all European citizens and organisations. Therefore the Project work has been and shall be published under free/open licenses and its raw data as Open Data, conforming to the EU directive on reuse of PSI information (Directive 2003/98/EC), thus facilitating the reuse and distribution by any interested party. This WP has developed a set of internal guidelines for effective collaboration, respecting a diverse group of participants with a range of different computer software and practices. Therefore open standard formats would be encouraged as to ensure the diversity of applications used.

The two related deliverables are:

- D6.4, “Legal aspects of dissemination of the project results” (the present deliverable): policy on legal aspects of dissemination of the project results;
- D6.5, “Use of open standards and collaboration tools”: guidelines to encourage the use of open standards and collaboration tools.

Given the importance for the internal collaboration in the Consortium and exchange with the wider community, this Deliverable has been prepared in the first two months of the Project and was approved by the Steering Board. Reaching the end of the Project we include a brief synopsis of the lessons learnt, at the end of this document.

Revision history			
Version	Date	Created / modified by	Comments
0.0	23/02/15	FKI	First incomplete draft for internal circulation (through hackpad & TB list).
0.1	27/02/15	FKI	Extensions, fixes, etc; first distribution to TB, approved and implemented in the Project.
0.2	24/01/17	FKI	Small corrections, preparing for final submission.
0.3	20/02/17	LIUC	Revised draft.
0.4	24/02/17	FKI	Further extended draft.
1.0	28/02/17	LIUC	Approved version, submitted to the EC Participant Portal.



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1. Background

The FKI has developed a set of effective practices to maximise the dissemination and reuse of project results, which has evolved and has been tested in previous projects such as the SELF project (FP6-IST), the Free Technology Academy (FTA) project (LLP) and the openSE project (LLP). SELF included policies to encourage the collaborative construction of free educational materials and open educational resources. FTA published all its educational materials under free licenses and was heavily downloaded and reused by various universities and learners. openSE included the development of an open content framework to encourage the Seeding, Evolutionary Growth and Reseeding cycle as proposed in the SER model by Fischer and Ostwald to enrich participatory design with informed participation.

This deliverable takes the lessons learned in these projects and applies them in the DiDIY Project.



2. Equal access and maximum impact

Our objective is to provide the Project's results in such way that these are equally accessible and reusable by all European citizens and organisations. Therefore we have developed a Licensing Policy where the Project work is available under free licenses and any raw data stored in databases as Open Data. Two exceptions will be made. First, any information or files marked as confidential by Consortium partners is treated as private, and should be available only to Project partners. This class of information is kept to the minimum, typically for internal Project management and contracts. In case of doubt we keep things public and under free licenses.

Second, the Project visual identity, i.e., its logo. While the Project encourages the use of the Project logo by other parties in order to help spread the word on the Project and its work, we also aim to protect it from abuses. A specific guideline on the usage of the Project logo is developed below.



3. Licensing Policy

All Project results are licensed under licenses, that grant the four freedoms to its users¹:

- freedom 0: the freedom to use the work for any purpose;
- freedom 1: the freedom to study its mechanisms, to be able to modify and adapt it to their own needs;
- freedom 2: the freedom to make and distribute copies, in whole or in part;
- freedom 3: the freedom to enhance and/or extend the work and share the result.

The Project uses as default license the Creative Commons Attribution ShareAlike license² (CC BY-SA 4.0), which grants these four freedoms and assures that derivative works are shared under the same conditions.

Any databases with research data that may be developed during the project is licensed under a specific open data license such as explained at OpenDataCommons³. Specific database licenses are needed in Europe, as the European Union has a Database Directive⁴ which issues additional copyright over databases, unlike in many other jurisdictions. We observe that many consider this an unnecessary enclosure of the public domain.

1 See the definition of Free Cultural Works: <http://freedomdefined.org/Definition>. Notice that this definition is directly derived from the Free Software Definition as defined by the Free Software Foundation and the GNU project:

<http://www.gnu.org/philosophy/free-sw.html>.

2 <http://creativecommons.org/licenses/by-sa/4.0>.

3 <http://opendatacommons.org/licenses>.

4 http://en.wikipedia.org/wiki/Database_Directive.



4. Confidential information

First of all, only in exceptional cases should this class of information be used. Confidential information should be clearly marked as such, and is as such considered as private information that is only used internally within the Consortium. It can be personal data that is kept confidential for reasons of privacy, or financial or contractual information. A private file repository is used for storing and sharing such information.



5. Usage of the Project logo

We encourage anyone to talk about the Project and usage of the logo in general is allowed, but with the following guidelines (greatly inspired by Wikimedia's Trademark Policy).

5.1 *YES, please...!*

You have the right to use the project logo to:

- truthfully describe the Project;
- accurately report news;
- create artistic, literary and political works or link to the Project website(s).

Please always comply with the Visual Identity Guidelines.

5.2 *YES, but first...*

Check with the project (link to contact form):

- for events and conferences,
- publications, movies and TV shows,
- for things that you want to sell, and
- other uses.

5.3 *Sorry, NO*

Not for linking to non-Project websites, or creating mimicking websites, or otherwise misleading others.



6. Privacy

Following is a text to be included in the privacy statement on each of the public websites of the Project.

The personal information provided by users in this website (e.g., subscription to newsletters, registration of personal data in databases) will never be published or communicated to third parties, unless the user specifically requests to do so. This information will only be used to communicate news and events related to the DiDIY Project, and will be immediately deleted upon request of the user. Anonymous browsing information might be collected with the purpose of improving the website.



7. Lessons learnt

In this section we briefly summarise the implementation of this Policy and what we learnt.

Website

In the first months of the Project a preliminary version of this document was approved by the Steering Board and the related Policy immediately implemented in the website. In the footer of the site can be read: “The contents of this website are licensed under a Creative Commons Attribution-ShareAlike 4.0 except if otherwise noted. Valid XHTML and CSS. See further terms on licensing, logo usage, cookies and privacy in the [disclaimer](#).” The disclaimer page presents a copy of this Policy: <http://www.didiy.eu/disclaimer>.

As the website is the main communication medium of the Project, all publications are automatically made available in line with the Policy.

Public documents

Deliverables, reports and other documents produced by the Project include the licensing details of this Policy.

Policy Patterns wiki

An external wiki has been set up to collaboratively produce a set of Policy Patterns for the context of DiDIY. This wiki complies with this Policy, using the CC BY-SA license.

Simulation models

Agent-Based Modelling techniques have been used, which have been published in an open repository, however with a NonCommercial restriction, therefore prohibiting the use or inclusion in a commercial context, such as the publication of a collective work in exchange for money. This is against the Licensing Policy and corrective action will be taken.

Open Access publications

Most articles published resulting from the Project include an explicit statement on the licensing under a free license. In some context however the publisher conditions NonCommercial conditions to be applied, so republication is harder. However the Project has devised a general strategy on Open Access publication which includes republication in a dedicated repository by LIUC, under the appropriate licensing conditions. A specific collection on DiDIY has been created with its ISSN, and a page, in English, presenting the series and listing the papers.

Unpublished works

In any social context some parts of the work are not published, which can be for very good reasons or for keeping things for oneself, hidden, or obfuscated from the general public. Within the Consortium partners tend to practise early publication and frequent updating to assure the works are openly developed and freely accessible.