

UNT Dallas Library

117 Founder's Hall - 1st Floor - Northwest Corner

Copyright Basics



[Quick Help](#)

Quick Help

[Locating the UNT Dallas Copyright Policy](#)

[8.001 Intellectual Property Rights Policy – Page 1
Statement of Purpose of the UNT Dallas Copyright Policy](#)

[Definition of Copyright Infringement](#)

[TEACH ACT: Uploading DVDs to Blackboard](#)

[Definition of “Fair Use”](#)

[Guidelines for Determining Fair Use](#)

What is the purpose?

[Guidelines for Determining Fair Use:](#)

How much may I use?

What if I include an acknowledgement of the owner?

[What about articles I receive through Interlibrary loan and ILLIAD?](#)

[Copyright Clearance Center “PAY PER USE” FAQs](#)

[What if material is not in public domain or I am unsure who holds
the copyright?](#)

Ask a
Librarian
[Library](#)
[Staff](#)
[Email](#)

Locating UNT Dallas Copyright Policy

Go to:



 **UNT Dallas website:** <http://www.untdallas.edu/>

 **WHY UNT DALLAS**

 **University Administration**

 **Office of the President**

 **UNIVERSITY POLICIES**

 **See:** Chapter 8.00 – Intellectual Property [+]

 **8.001 Intellectual Property**

[Return to Quick Help](#)

Policy Statement. The University of North Texas at Dallas (UNT Dallas) recognizes that research, scholarship, and effort on the part of employees and students will result in the creation and use of intellectual property.

In the use of intellectual property, it is the policy of UNT Dallas that all faculty, staff and students respect the rights of ownership of intellectual property by adhering to United States copyright law. In regard to the use of intellectual property protected by copyright, the purpose of this policy is to: (1) provide a general outline of U.S. copyright law as codified in Title 17, U.S. Code; (2) encourage the lawful use of copyright-protected materials; (3) protect UNT Dallas against risk of copyright infringement; and (4) comply with federal legislation such as the TEACH Act and the Digital Millennium Copyright Act.

In regard to the creation of intellectual property by members of the University community, the purpose of this policy is: (1) to encourage the creation, development, and management of intellectual property, patents, copyrights, and trademarks in the best interest of the public, the creator(s), UNT Dallas, and the research sponsor, if any; (2) to provide for protection of intellectual property through patents, copyrights, and trademarks, (3) to ensure that monetary and other benefits derived from intellectual property, patents, copyrights, and trademarks are equitably distributed to the creator(s), UNT Dallas and other parties as appropriate; and (4) to address ownership issues related to intellectual property developed at or on behalf of UNT Dallas.

Application of Policy. This policy applies to all UNT Dallas faculty, staff and students.

Definitions.

[Return to Quick Help](#)

Application of Policy. This policy applies to all UNT Dallas faculty, staff and students.

Definitions.

1. Academic period. “Academic period” means one academic term, which can mean a semester or a shorter unit of time during which a complete course is offered.
2. Copyright. “Copyright” is a form of protection provided by the laws of the United States ([17 U.S.C.](#)) to the authors of “original works of authorship,” including literary, dramatic, musical, artistic, and certain other intellectual works.
3. Copyright infringement. “Copyright infringement” means unauthorized use of copyrighted material in a manner that violates the copyright owner’s exclusive rights, as provided by law.

Source: TEACH ACT: ALA Best Practices using Blackboard

(American Library Association, ALA)

Scenario



A professor wants to make a DVD of an entire film available on her Blackboard course. Does she need to get permission?

Most films fall under the category of dramatic literary or musical works and the TEACH Act specifies use of **limited portions** of these works. As long as the Blackboard site were restricted to the class and the film was directly related to the class content, **a segment** that would be comparable to what one would show in an individual class session would probably fall within the TEACH guidelines.

If however, she wants to show **the entire film by streaming it through Blackboard**, she **must either make a fair use case or get permission**. Looking at the four factors one can see that factors in favor of fair use are the educational use and impact on the market (assuming this is a one-time use and that the faculty member or institution has already purchased the DVD). Factors weighing against fair use would be the nature of the work which is highly creative and **the amount used**. In this case, it may be prudent to obtain permission from the copyright holder.

[Return to Quick Help](#)

FAIR USE

Fair Use.



“Fair Use” is a limited exception to copyright protection that states that reproduction of a portion of a copyrighted work without the copyright owner’s permission may be allowed under certain circumstances.

Fair use is covered in Chapter 1: Subject Matter and Scope of Copyright, Section 107 of copyright law <http://www.copyright.gov/title17/>.




[Return to Quick Help](#)

FAIR USE

Guidelines for determining fair use:



The purpose and character of the use,

-  • Will use be commercial in nature?
-  • Is it for nonprofit educational purposes?
-  • Is it transformative? (Original material with your own new, creative changes.)

FAIR USE

Guidelines for determining fair use:



The amount and substantiality of the portion used in relation to the copyrighted work as a whole;



- There is no specific number of words, lines, or notes that may safely be taken without permission.



- Acknowledging the source of the copyrighted material does not substitute for obtaining permission.

[Return to Quick Help](#)

COPYRIGHT CLEARANCE CENTER

All articles or book chapters requested through ILLiad, go through a copyright clearance queue in ILLiad which is reviewed by the ILL staff.

Currently, when the limit is exceeded for a particular journal the library pays copyright fees through the Copyright Clearance Center (this may change) . (3/2015)

Terms:

ILL – Inter-Library Loan

ILLiad – Software used to process Inter-Library Loan requests.

[Return to Quick Help](#)

Locating the Copyright Holder

Q: What if the material I wish to place on reserves is not in the public domain and does not qualify for fair use?

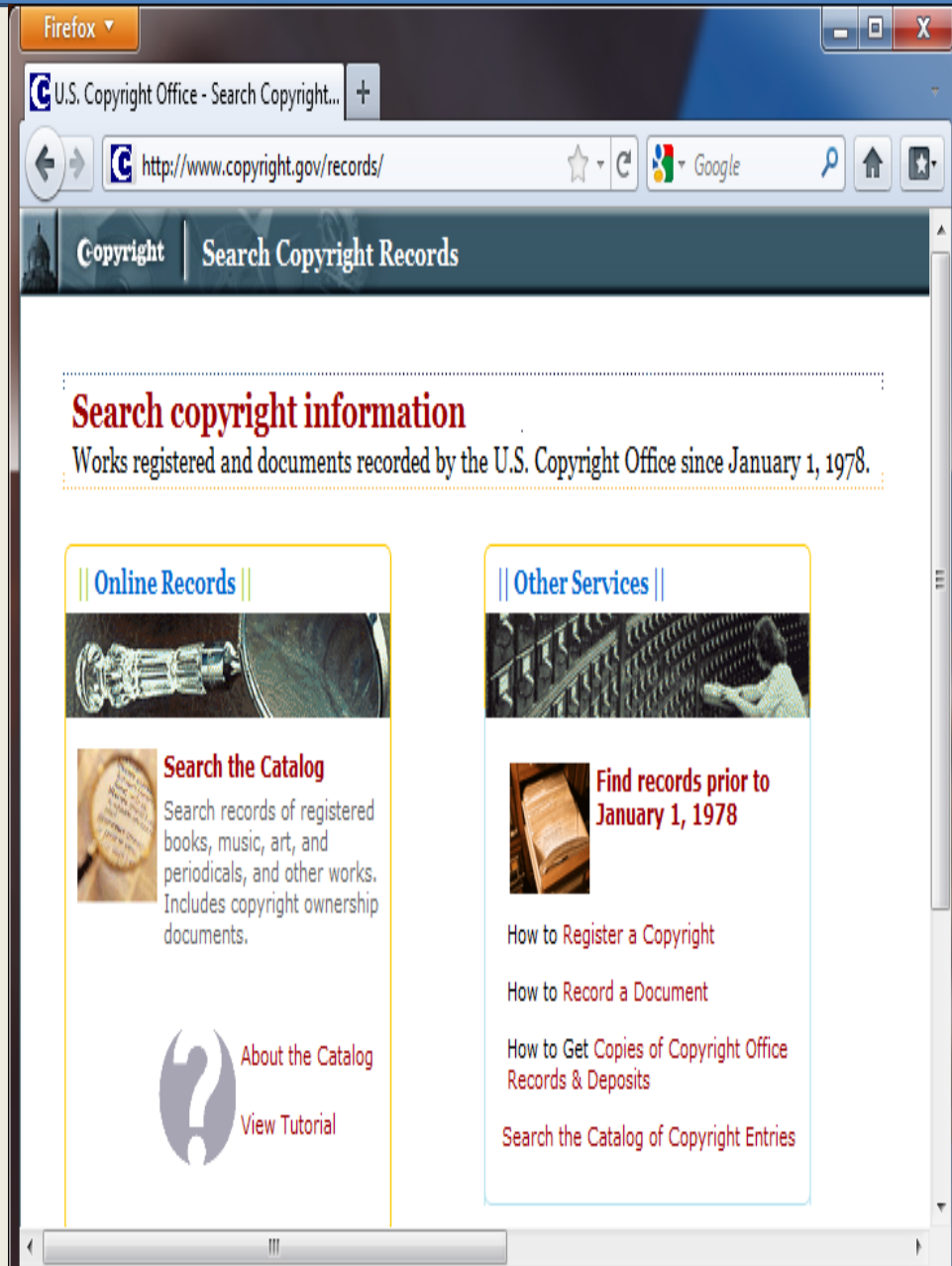
A: You may request a written copyright permission from the copyright holder.

Q: What if I am unsure who owns the copyright?

A: You may search for the copyright holder at

<http://www.copyright.gov/records/>

[Return to Quick Help](#)



The screenshot shows a Firefox browser window displaying the U.S. Copyright Office Search Copyright Records page. The browser's address bar shows the URL <http://www.copyright.gov/records/>. The page features a navigation bar with "Copyright" and "Search Copyright Records" links. The main content area is titled "Search copyright information" and includes the text "Works registered and documents recorded by the U.S. Copyright Office since January 1, 1978." Below this, there are two main sections: "Online Records" and "Other Services". The "Online Records" section includes a "Search the Catalog" link with a description: "Search records of registered books, music, art, and periodicals, and other works. Includes copyright ownership documents." and a "View Tutorial" link. The "Other Services" section includes a "Find records prior to January 1, 1978" link and a list of links: "How to Register a Copyright", "How to Record a Document", "How to Get Copies of Copyright Office Records & Deposits", and "Search the Catalog of Copyright Entries".



LIBRARY HOURS

Monday - Thursday	8:00 AM - 8:00 PM
Friday	8:00 AM - 5:00 PM
Saturday	9:00 AM - 5:00 PM
Sunday	CLOSED

[Return to Quick Help](#)