

Copyright and finding copyright cleared images

Gamble Guides

What is copyright?

Copyright is a type of intellectual property right which covers all original, creative outputs of the human mind once fixed in a tangible form. It therefore protects books, journals, paintings, photographs, software, music, films, recordings etc. Copyright arises automatically, as soon as works are in a tangible form, so copyright can cover works most people do not realise are copyright protected, such as private letters, sketches, emails and contributions to social media.

Since copyright is a property right, copyright is governed by the usual rules of property. That is, the owner can sell it, lend it, rent it, leave it in a will, or just give it away. Likewise, others can buy or hire it through licences or similar agreements.

What does copyright do?

It protects the copyright owner's (usually the creator or author) rights by stipulating the extent to which copying can be undertaken so their right to financially benefit from their work is not endangered through excessive copying or re-use. Copyright law as outlined in the Copyright, Designs and Patents Act, 1988 amended by the Copyright Related Rights Regulations 2003 etc., details the extent to which works can be copied or reused. Copyright legislation therefore seeks to ensure the continued growth of written, graphic and performed works by allowing enough access to ideas and information to encourage the creation of more copyright material.

What exactly is covered by copyright?

Basically anything that is written, expressed in graphic form or recorded, or anything made by a human. This includes:

- Original literary works, e.g. books, journal articles, webpages etc.
- Typographical arrangements of published editions (the printed layout of the page)
- Original dramatic and musical works
- Original artistic works, e.g. paintings, photographs etc.
- Sound recordings
- Films, broadcasts
- Computer programmes and databases
- Crown and Parliamentary Copyright documents etc.

Can you use copyright material?

You can use copyright material if:

- Copyright has expired
- You own the rights
- The University or College own the rights and you are a staff member or registered student

- You have permission from the rights holder
- You are relying on fair dealing exceptions in the law.

When does copyright expire?

Different types of material are subject to copyright protection for differing periods. Generally:

- Literary, dramatic, musical and artistic works are covered for a period of 70 years after the death of the creator or author (if multiple authors – the death of the last surviving author)
- In a published edition, copyright (in the typographical arrangement) lasts for 25 years from the end of the year in which the edition was first published
- For unpublished works the rules are more complex, but generally the author's copyright is protected for at least 70 years after their death, or until 31 December 2039 (whichever is later). Copyright in unpublished works is not protected by the Copyright Licensing Agency.

For Crown and Parliamentary copyright and further details regarding the above consult the Intellectual Property Office or Copyright Licensing Agency websites.

What does institutionally owned copyright mean?

It means employers own the rights in material created by their employees produced as part of the duties of their employment, unless an employment contract states otherwise.

What are moral rights?

Moral rights are enshrined in copyright law and give the author or creator of literary, artistic, musical or film works further protections than those outlined already. Moral rights include:

- The right to be identified as the author (or creator) of a work
- The right not to have their work misrepresented
- The right not to have a work that they did not create falsely accredited to them
- The right to object to derogatory treatment of their work.

These rights are normally of the same duration as the rights in copyright. However, moral rights cannot be bought or sold or assigned to another party. The author will retain their moral rights in their work throughout their life. These rights may be transferred to the owner's estate when they die.

What do licensing schemes and licences do?

A licensing scheme allows individuals who are not the copyright owner to use copyright material beyond the limits of the law, with the permission of the copyright owner. This is obtained through a licence issued by an organisation on behalf of the copyright owner. A licence is a contract and the terms of the contract *must* be honoured. Make sure you check the terms of any licence carefully. The Copyright Licensing Agency (CLA) is one such organisation. The CLA offers a range of licences, including our Higher Education Licence, for copying onto and from paper, and scanning. Our Higher Education Licence allows all staff and students to photocopy

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- One whole chapter from a book
- One complete article from a journal issue
- One whole paper from a set of conference proceedings

OR 10% of the total publication, whichever is greater.

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Other copyright licences include those produced by individual websites or software packages, details of which are listed in their terms and conditions, Open Government and Creative Commons licences.

What is fair dealing?

It is a legal term used to establish whether a use of copyright material is lawful or infringes copyright. It permits individuals undertaking non-commercial research to make a single copy of specified portions of copyright material without the permission of the rightsholders. Since, there is no *statutory* definition of what degree of use constitutes fair dealing (only guidelines have been issued), each case will be decided individually depending on the amount, context and circumstances of usage. Different types of fair dealing apply differently to different classes of material.

Fair dealing applies to textual and non-textual works, (e.g. books, journal issues, illustrations, photographs, broadcasts, films, websites etc.).

Fair dealing for the purposes of research or private study permits some copying. Guidelines specify:

- Up to 5% or one chapter (whichever is greater) of a book
- Up to 5% or one article from one issue of a journal
- Up to 5% or one paper from a set of conference proceedings.

Fair dealing for illustration for instruction – that is to illustrate a teaching point (including teaching in church) – allows a limited amount of copying. In this context usage must be the minimum required to make the point; use must be non-commercial; the source must be attributed unless it is impossible to do so and copying must be carried out by a person preparing, giving or receiving instruction. The use of material must not adversely affect the rightholder's



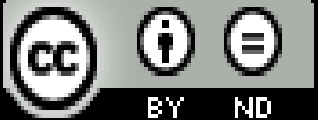
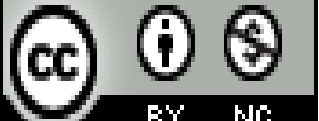


anticipated financial gain from sales of the work. This includes copyright materials used while setting or answering examination questions.

Fair dealing for criticism, review or quotation allows the reproduction of some material. Again the usage must be the minimum required to make the point; the source must be attributed and usage must be fair to the rightsholders. The Society of Authors suggest that quotes from prose should not exceed 400 words.

Fair dealing also allows a University to make a copy of a work on behalf of a disabled person which is not available through a licencing scheme or as a copyright-fee paid copy via the British Library or any other agency, without infringing copyright.

What are Creative Commons licences and what do they enable you to do?

Creative Commons licences allow copyright owners the flexibility to make their work available for reuse under a range of clearly defined terms and conditions. The six Creative Commons licences give differing levels of permission and clear guidance on how the accompanying material may be reused along with any other conditions attached. Copyright owners tag their documents to show what uses are permitted. A code system exists for ease of reference - see below.

Icon	Meaning
	CC BY Attribution. As long as you credit (cite) the original author, this image may be distributed, remixed, tweaked, and developed, commercially and non-commercially.
	CC-SA Share alike. As long as you credit (cite) the original creator and license your new image under the identical terms, this image may be remixed, tweaked, and developed, commercially and non-commercially.
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	CC BY-NC-ND Attribution non-commercial no derivatives. As long as you credit (cite) the original creator you can redistribute this image non-commercially, as long as it remains unchanged and not cropped.

What do CC0 and public domain mean? What do they entitle you to do?

CC0 means that creators and copyright owners have waived their rights to the copyright material. Other individuals are free to reuse the material in any way, for any purpose, without restriction under copyright law. Similarly works in the public domain are no longer restricted by copyright and can be freely used.

Does copyright extend to images on the internet?

Yes, most definitely! Images (photographs, illustrations, logos, maps, graphs etc.) on the internet, and elsewhere, are subject to copyright. Copyright in images lasts for 70 years from the death of the creator. Some images may also enjoy additional protection, such as logos and cartoon characters which can be registered trademarks. Look for copyright notices, terms and conditions of use of the webpage, and/or Creative Commons licence icons. These will let you know what you can use and how. If there are no notices **do not** assume the image may be used. The safest approach is to use images which you have made yourself or those from websites or organisations which have Creative Commons licences which permit them to be used in the way you wish to use them.

Where can I find copyright-cleared images online?

(Please note: Union Theological College does not take responsibility for the content of the websites mentioned below).

The **Geograph** Britain and Ireland project aims to collect geographically representative photos for every square kilometre of Great Britain and Ireland and make them available under Creative Commons licences.

<http://www.geograph.org.uk/>

ISO Republic has thousands of copyright-free photos available for download.

<https://isorepublic.com/>

Kaboompics provides access to thousands of pictures which can be used for personal and commercial projects, and may be modified, but which are not to be redistributed or sold on another website.

<https://kaboompics.com/>

Life of pix is a growing library of copyright-free photographs, with no copyright restrictions for personal and commercial use. However, no mass distribution is allowed.

<https://www.lifeofpix.com/>

Negative space gives access to CC0 licensed images which are free to use for personal or commercial projects.

<https://negativespace.co/>

Pexels provides access to thousands of CC0 licensed images.

<https://www.pexels.com/>

PhotoEverywhere has over 3,000 photos from around the world. Images have been made available for free under a Creative Commons licence as long as you credit the source and/or provide a link to the website.

<http://photoeverywhere.co.uk/>

Picjumbo has thousands of free stock photos which users are free to download and use how they wish. Attribution is appreciated.

<https://picjumbo.com/>

Pixabay provides access to over two million free stock photos, videos and music.

<https://pixabay.com/>

StockSnap.io gives access to hundreds of CC0 licensed photos, which have been shared by photographers. They encourage users to include an appropriate attribution.

<https://stocksnap.io/>

Unsplash is a growing library of photos which you can use how you wish.

<https://unsplash.com/>

Wikimedia Commons makes thousands of images available. An information page is provided for each image which provides details of the copyright status, the copyright owner and the licence terms and conditions.

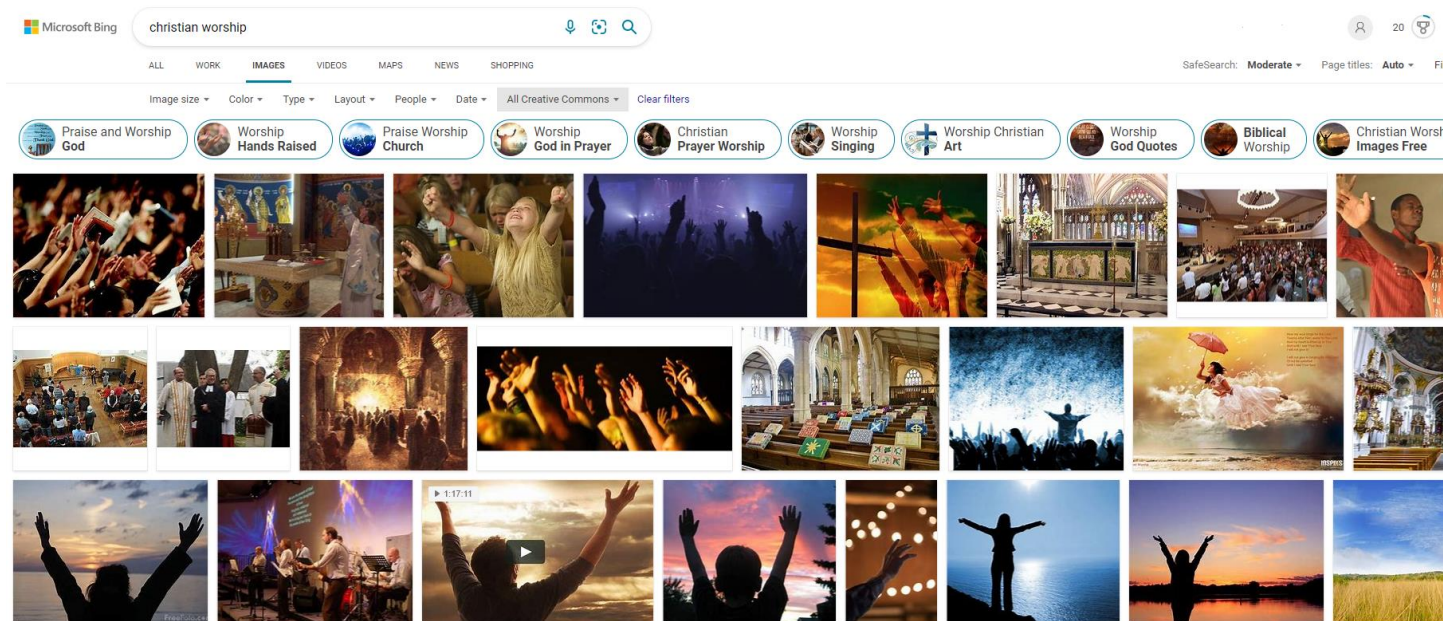
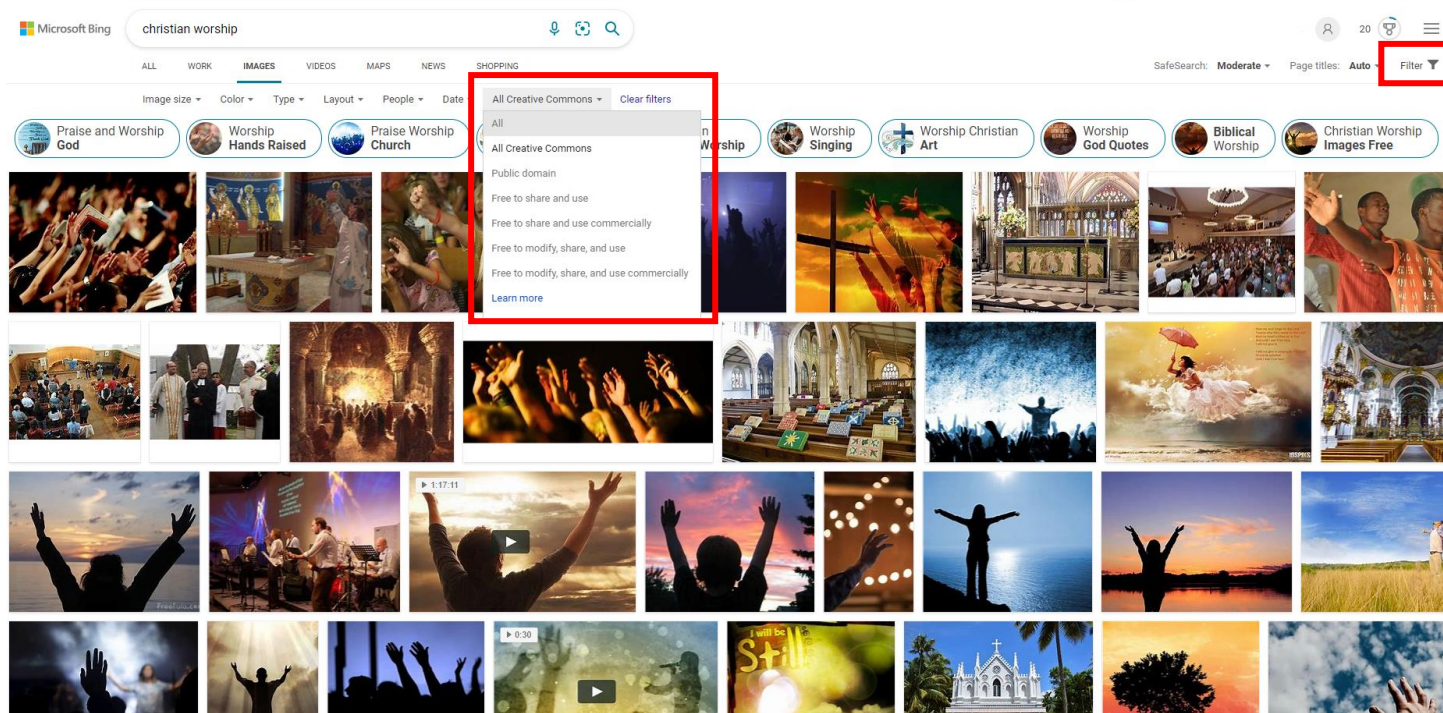
https://commons.wikimedia.org/wiki/Main_Page

You can also use search engines to locate images which have a Creative Commons licence.

Bing Advanced Image Search

Click the link - <https://www.bing.com/images/discover?form=Z9LH1>


Search for a keyword which you are interested in. Click **filter** to the right of the screen. **Select the level of licence** which you wish to search for.



Click the image you wish to use, then click the link to the website where the image is found on the top right of the webpage. You should then be able to find its licence requirements. N.B. you may have to spend some time looking around the website before you find these details.

Microsoft Bing

Christian People Worshipping Praise & Worship Worship Jesus Worship God Christians Worshipping Worship God Quotes Praise and Worship Songs Worship Backgrounds Worship Cross Christians Worshipping Christianity Worship Church Worship Praise and Worship Hands



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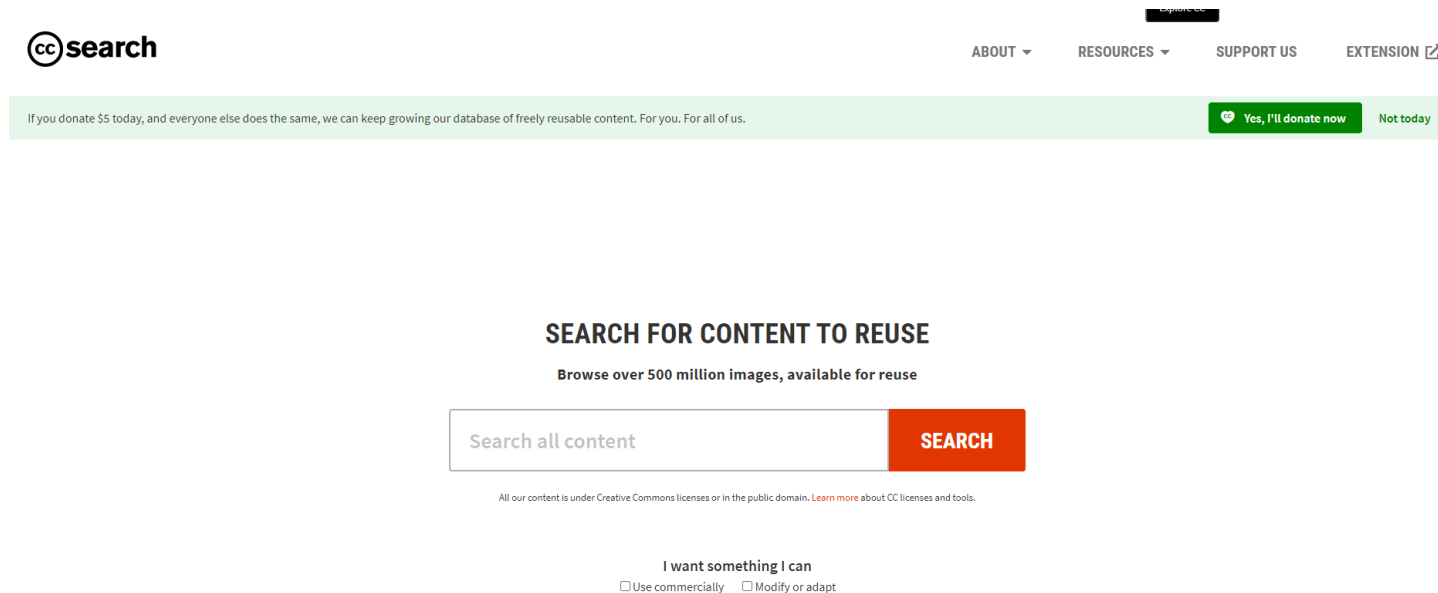
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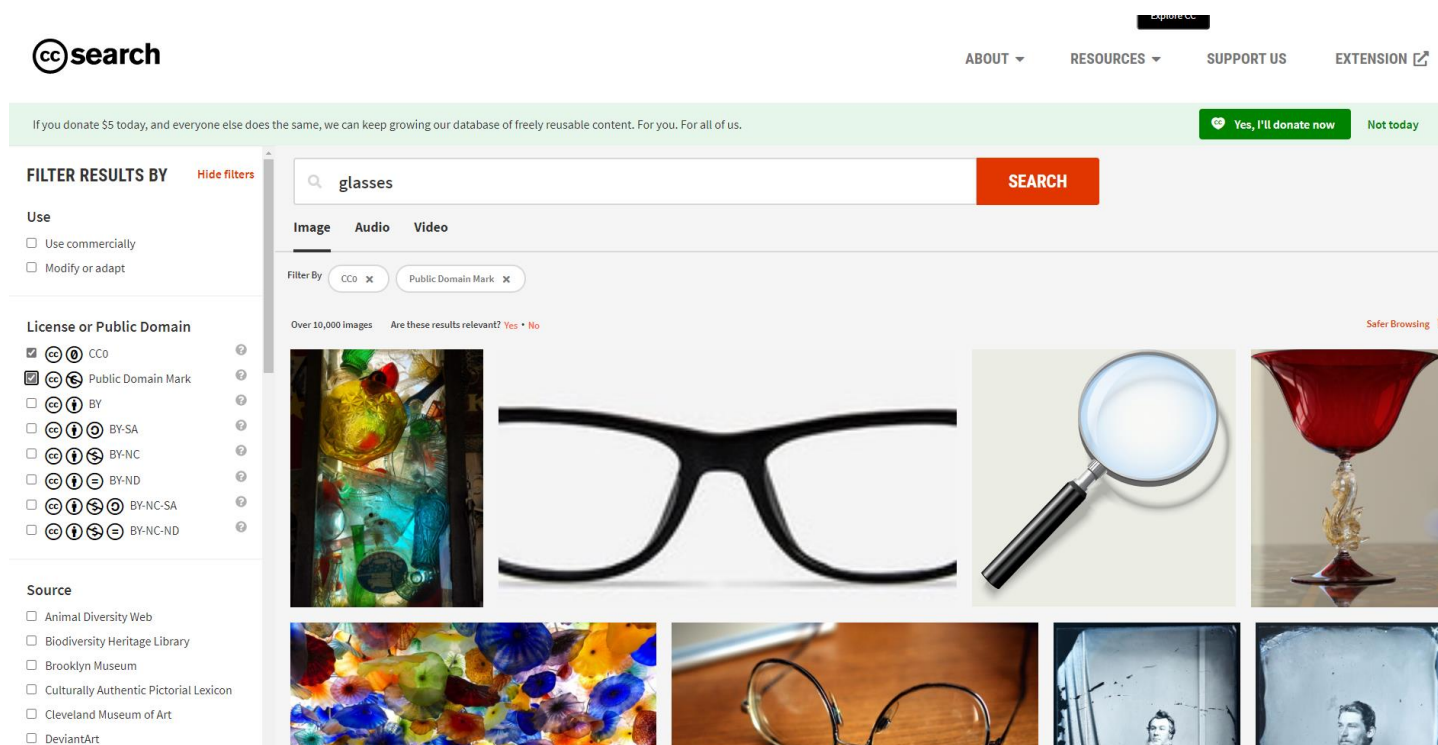
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Search CC - <https://search.creativecommons.org/>



You can refine results, including selecting particular copyright license(s), on the left of the screen.



Google Advanced search

Click the link - http://www.google.com/advanced_image_search

Enter keywords linked to the image you want in the “all these words” box. Beside “usage rights” select the kind of licence you want the image to have from those given in the dropdown menu. Click “Advanced search” at the bottom of the page.

Advanced Image Search

Find images with...

all these words:

Christian worship

this exact word or phrase:

any of these words:

none of these words:

To do this in the search box.

Type the important words: winter hoarfrost

Put exact words in quotes: "frost flower"

Type OR between all the words you want: trees OR weeds OR grasses

Put a minus sign just before words that you don't want: -windows

Then narrow your results by...

image size:

any size

Find images in any size you need.

aspect ratio:

any aspect ratio

Specify the shape of images.

colours in the image:

☒ any colour ☐ full colour ☐ black & white ☐ transparent ☐ this colour: X

Find images in your preferred colours.

type of image:

any type

Limit the kind of images that you find.

region:

any region

Find images published in a particular region.

site or domain:

Search one site (like sfmoma.org) or limit your results to a domain like .edu, .org or .gov

SafeSearch:

Show explicit results

Tell **SafeSearch** whether to filter sexually explicit content.

file type:

any format

Find images in the format that you prefer.

usage rights:

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Find images that you are free to use.

Advanced Search

Click on the image you wish to use. Click, "Visit" to find out more details about the image.

Google Christian worship

faith, jesus, prayer, holy... pxhere.com

Episcopal Church, NYC, 13-04-1969)... en.wikipedia.org

Christian Church | MBK (Marjie) | Fil... flickr.com

Cross Worship Christian - Free pho... pixabay.com

Faith Christian Worship Center | ... flickr.com

man, silhouette, light, sky, sun ... pxhere.com

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person, standing, front, altar, ... pexels.com

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church, faith, pray cross, religio... pexels.com

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Yes you can make a single copy of an image for inclusion in a thesis or dissertation as long as the source is acknowledged. If the thesis is later copied for other purposes or published, clearance would need to be obtained from the copyright owner.

When do I need to get permission to use copyright material and how do I do this?

If you want to copy more than would be permitted under fair dealing or under the terms of the College's Higher Education CLA licence, or if you wish to use the materials for something other than educational purposes, you must seek permission from the copyright holder (if the material is still in copyright). Finding out whether the item is still in copyright, locating the copyright owner and gaining their permission may be extremely difficult and time consuming.

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