

Survey Description

:: What is this survey?

This survey was put together by ccLearn and Open.Michigan to gather information regarding the ways in which copyright law plays a role in, and perhaps acts as a barrier to, the practices of those who create or facilitate the production of Open Educational Resources (OER).

:: Why is this survey necessary?

Because most content remains "all-rights-reserved" under the traditional rules of copyright, it is often the case that the creators and producers of OER must confront questions as to when and if it is permissible to use content created by others when it is not offered under an open license. For example, an OER creator may want to incorporate a clip from a film into a lesson about film techniques, or an animated video illustrating a biological process into a lesson about that process. However, if the film clip or animation is protected by "all-rights-reserved" copyright, then the OER creator may be unsure how to proceed, or may wish to rely on some exception to copyright law that may apply under such circumstances.

:: What will you do with this information?

It is our goal to develop a deeper awareness of the degree to which OER practitioners and users grapple with copyright law issues, and whether those issues pose barriers to the creation, dissemination, and reuse of OER. We hope that this initial survey will form the basis of a larger international study led by ccLearn.

:: How does the survey work?

The survey should take you no longer than 10-20 minutes to complete. You may not be asked every question in the survey, depending on your answers. The status bar at the bottom of the survey will give you an idea of your progress. All data will be aggregated and reported anonymously - any personal information you provide will only be used to enable us to follow up with you if we have additional questions.

:: How can I help? Who can I contact with questions?

If you have questions, or are interested in helping us to translate this survey into languages other than English, please contact us at ccllearn-info@creativecommons.org

We appreciate your participation and encourage you to learn more about this and related initiatives on the OpenEd website.

**Participant Information
(optional)**

Name

Title

Institution /
Organization

email
address

**We are interested
in learning more
about how
people's practices
vary depending
upon the
jurisdiction in
which they live.**

**Please tell us
where you live.**

Country

**Are you involved in
the creation,
facilitation,
publication, or
distribution of
educational
resources?**

**Educational
resources include
lectures,
textbooks,
presentations,
demonstrations,
publications,
videos, etc.**

Yes

No

**Do you consider
the educational
resources you
create, publish,
distribute or
otherwise oversee
to be "open"?**

Yes

No

Which of the following best describe your practice of making your educational resources open?

- simply posting resources on the Internet.
- licensing resources for reuse and/or remix under a free and open license (e.g., Creative Commons, GFDL, others).
- stating that the resources are open or free to use in your terms of use or other customized license.
- making use of one or more limitations to copyright.
- other

Other (please specify)

Are you directly involved in some other meaningful way in the creation, production, facilitation, or distribution of educational resources?

Yes

No

Thank you for your time. We have designed this survey for those who create, or facilitate the creation of educational resources. If you want to learn more about this study or read about other initiatives regarding copyright exceptions and limitations within educational resources, please visit the OpenEd website:

[http://opened.creativecommons.org/Copyright_exceptions_\(fair_use\)_and_OER_production](http://opened.creativecommons.org/Copyright_exceptions_(fair_use)_and_OER_production)

Please share any additional thoughts or comments with us on the next page.

**Please tell us more
about the role you
play in the process
of creating or
facilitating the
development of
educational
resources.**

**Understandings of
"copyright" vary
widely. Does this
term mean
anything to you?**

Yes

No

**If you were asked
to define
copyright, how
confident would
you be in the
accuracy of your
definition?**

- not confident
- somewhat confident
- not sure
- confident
- very confident

**How often do you
deal with copyright
issues in producing
or assembling
educational
resources?**

- Not at all
- Sometimes
- Frequently
- Very Frequently

To the extent that you find yourself dealing with copyright issues, which of the following are of concern to you? Please rank your concern.

	Very Concerned	Concerned	Somewhat Concerned	Minimally Concerned	Not Concerned	N/A
Remixing different resources legally	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Other (please specify below)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Publishing material that incorporates unlicensed third party content	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Discovering materials you can legally use	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Publishing material you create	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

Other Concerns:

**Have you heard of
Creative Commons
licenses?**

Yes

No

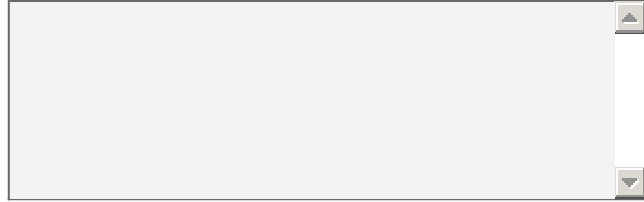
**If you were asked
to explain Creative
Commons licenses,
how confident
would you be in
the accuracy of
your description?**

- Not Confident
- Somewhat confident
- Not Sure
- Confident
- Very Confident

When creating or assembling educational resources, how often do you attempt to use material that are licensed under Creative Commons or other free / open licenses?

- Not at all
- Sometimes
- Frequently
- Always

**Please explain why
you do not use
openly licensed
materials, or only
use them
sometimes.**

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Many countries have exceptions and limitations to copyright within their laws.

Examples include "fair use" and "fair dealing." In this study, we refer to these copyright exceptions and limitations as "limitations to copyright."

Are you aware of limitations to copyright under your country's law?

- Yes
- No

Thank you for your time. We have designed this survey for those who create, or facilitate the creation of, educational resources and for those who are familiar with limitations to copyright. If you want to learn more about this study or read about other initiatives regarding copyright exceptions within educational resources, please visit the OpenEd website:

[http://opened.creativecommons.org/Copyright_exceptions_\(fair_use\)_and_OER_production](http://opened.creativecommons.org/Copyright_exceptions_(fair_use)_and_OER_production)

Please share any additional thoughts or comments with us on the next page.

How often do you incorporate or repurpose materials under the presumption that you are allowed to do so based on one or more limitations to copyright?

- Not at all
- Sometimes
- Frequently
- Very Frequently

Please provide short descriptions of the top three situations where you have relied on these limitations to copyright.

For example, do you claim "fair use" in your use of third-party content in crafting critical essays or preparing course materials for classroom teaching? Do you work at a library and rely on a limitation to copyright to make a replacement copy of a damaged original?

1.
2.
3.

When creating and publishing educational materials, do you find yourself using both Creative Commons licensed materials as well as materials based on one or more limitations to copyright?

- Yes
- No
- Not Sure

We are interested in learning more about how you manage the copyright of third party content. Which of the following do you do when preparing and publishing educational resources?

(choose all that apply)

- decide that the inclusion of the third party content in your legal jurisdiction is acceptable according to a limitation to copyright.
- include license status and attribution on third party content.
- create replacement content and license it under a Creative Commons or other free / open license.
- attempt to identify the copyright holder and get permission to license the third party content under a compatible Creative Commons or other free / open license.
- remove, annotate, or provide a link to the original third party content.
- delete some third party content.
- include desired third-party content wherever needed, regardless of license or copyright status.
- decide that some or all of the third party content are not actually copyrightable in your legal jurisdiction and include them in the published resource.
- replace third-party content with Creative Commons or other openly licensed content.

never include third party content.

Other actions you take (please specify)

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When you incorporate third party content into a resource you create or assemble, does the license you choose for your resource, as a whole, become more restrictive?

- Not Applicable
- Never
- Sometimes
- Frequently
- Always

If you include third party content in your educational material on the basis of a limitation to copyright, do you consider your right to use this third party content to be very broad, very narrow, or somewhere in between?

- Very narrow
- Narrow
- Somewhere in between
- Broad
- Very broad

How important do you believe your use of third party content is to the educational resources you publish?

- Not important
- Somewhat important
- Important
- Very important

Why is using third party content important?

- Results in a higher quality resource
- Resource is more engaging with third party content
- Respects your original intention
- Resource requires the third party content to make sense
- Other (please specify below)

Other (please specify)

**Any additional
comments or
thoughts you
would like to share
with us?**

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