

# Harmonization of licences for geographic data

Workshop on legal aspects of  
geographic data

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# A geographic dataset...

- Raw data
- Data sheet
- Model, taxonomy, ontology, structure
- Database
  - not all of them are protected
  - copyright for compilation
  - EU Directive on sui generis rights
  - Access-control mechanisms
  - Licence or terms of use

# Licenses for geodata

- Geoscience Australia: CC BY 2.5 Australia
- data.gov.uk: Open Government licence v1.0
- Open Street Map: migration from CC BY SA 2.0 to the Open Database licence
- IGN Belgium: ARR

# IGN

- Les cartes ne peuvent être reproduites ou adaptées par quelque procédé que ce soit (scannage, réimpression, emploi sur Internet) pour être publiées et/ou diffusées, sans accord préalable de l'IGN.
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# NC

- belief that the monetization of reserved usages will bring additional funding to an expensive digitization process
- uncertain
- transaction costs may deter initiatives
- and be higher than royalties
- deserves further research
- the public domain generates value through its reuse for further creation, research, education, private consultation or commercial use

# More requirements in the BY attribution clause than the FAQs and the law

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# Open Street Map

- migration
- interoperability
- consent problem
- OdbL

# Open licence Database

- A Share Alike licence for data and databases
- Collective database
- Derivative database under same licence
  - Means a database based upon the Database, and includes any translation, adaptation, arrangement, modification, or any other alteration of the Database or of a Substantial part of the Contents. This includes, but is not limited to, Extracting or Re-utilising the whole or a Substantial part of the Contents in a new Database.

# OdbL

- Produced work
  - a work (such as an image, audiovisual material, text, or sounds) resulting from using the whole or a Substantial part of the Contents (via a search or other query) from this Database, a Derivative Database, or this Database as part of a Collective Database.

# OdbL

- Share Alike

- Any Derivative Database that You Publicly Use must be only under the terms of:
  - i. This License;
  - ii. A later version of this License similar in spirit to this License; or
  - iii. A compatible license.

# Share Alike

- A legal bottleneck
- What is a compatible licence
- Small differences
- Consent problem
- Expectations

# What is reuse

- A mash up
- Visualisation
- A derivative
- Uncertainly
- Science Commons Open Data Protocol
- CC0

# A political statement

- All rights reserved
- Attribution Share Alike
- Attribution
- Public Domain

*dank u wel!*