

## **Copyright Policy of Princeton University**

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### **A. Basic Objectives**

Copyrights are created by the Constitution and the Laws of the United States "to promote the progress of science and useful arts by securing for limited times to authors ... the exclusive right to their writings." The basic objectives of Princeton University's policy as to copyrights include the following:

1. To maintain the University's policy of encouraging research and scholarship without regard to potential gain from royalties or other such income.
2. To maintain the basic right of any individual within the University community to write and publish.
3. To encourage the dissemination of copyrightable materials developed in the course of University activities.
4. To recognize each individual's right to all income resulting from his writings except as stated herein.
5. To disavow any claim of equity on the part of the University in the writings of any individual simply because of the individual's membership in the University community.
6. To advance and encourage research and scholarly endeavor within the University with any funds accruing to the University from copyrights.
7. To recognize the equity of outside sponsors in the endeavors of the University by granting appropriate limited rights to sponsors, consistent with the University's basic objectives outlined above.

### **B. University Research Board, the Office of Research and Project Administration, and the Office of Copyright and Trademark Licensing**

The University Research Board is responsible for general oversight and administration of the University's copyright policy as regards the University, its faculty, employees, students and outside sponsors.

The Office of Research and Project Administration (ORPA) is responsible for the implementation of the Copyright Policy under general oversight of the Board. The Office of Copyright and Trademark Licensing, located within ORPA, is responsible for the University's Copyright and Trademark Licensing Programs, providing management of copyrights and trademarks and licensing services for the University community.

### **C. Relationship Between the University and its Faculty, Employees and Students**

1. All faculty members, employees, and students, in consideration of their membership in the academic community and upon the approval of this policy by the Trustees and the Faculty of Princeton University, agree to handle material subject to copyright as follows:
2. The University shall, except as provided by specific contract between the author and the University, have the right to obtain and own copyright and to retain any income from copyrightable material which is developed by individuals whose specifically assigned duties include the preparation of that material.
3. The University supports the normal teaching and research efforts of its faculty in a variety of ways. The University considers these allocations appropriate to further the individual scholarly activities

of the members of the University community and makes no claim to the products of these activities. However, under some conditions, this support may include substantial expenditures for additional work that faculty or staff have undertaken and that may bring in personal income from the outside. In such cases, the University considers it has some equity and part of the income received should be used to reimburse the University for use of its resources.

4. The University shall not, except as provided by specific contract between the author and the University, claim any equity in or right to copyrightable material other than that covered by paragraphs 1 and 2 above, and computer programs discussed in paragraph D below.
5. When the University and an outside sponsor enter into an agreement for research or other scholarly endeavor to be conducted with funds or facilities provided by said sponsor, faculty members, employees or students who utilize such funds or facilities shall comply with the conditions pertaining to copyrightable material contained in said agreement and may be required to agree in writing that he or she will so comply.
6. If a dispute should arise between an author and the University with respect to the provision of this Section C, questions shall be referred for decision to the University Research Board.

#### **D. Materials Subject to Copyright**

The types of material that may be subject to copyright include the following:

1. Literary works, such as books, journal articles, texts, glossaries, bibliographies, periodicals, manuscripts, study guides, laboratory materials, syllabi, and tests.
2. Musical works, including any accompanying words.
3. Dramatic works including any accompanying music.
4. Pantomimes and choreographic works.
5. Motion pictures and other audio-visual works.
6. Sound recordings.
7. Architectural works.
8. Computer software. While from a strictly legal standpoint, computer programs may be either copyrighted or patented, they are, within the University context, closer to inventions than to literary and artistic creations. Therefore, all rights in computer programs shall be considered under the provisions of the University Patent Policy rather than this Copyright Policy.

#### **Distribution of Income**

Any income realized by the University from its equity in copyrightable material will be used for the purpose of research or scholarly activity, with preferential consideration being given to the field of activity in which the copyrightable material is generated.

#### **Princeton University Name and Seal**

No individual or organization of the University may use the name Princeton University or a name that suggests Princeton University, or the name of any Princeton University organization, except when such individual or organization has been officially recognized by the proper University authorities, and except in strict accordance with the terms of recognition.

The use of the seal of the University on publications, manufactured articles, and the like is prohibited, except when specifically authorized by the University. Applications for such authorization must be made to the Secretary of the University. Deliberately fraudulent misuse of the name or seal of the University by any member of the University community will be regarded as a serious offense.