

PONDERING COPYRIGHT AND RECASTING OPENNESS

Nehaa Chaudhari
The Centre for Internet and Society, Bangalore, India

nehaa@cis-india.org

*Presentation for the National Conference on Opening up by Closing the Circle: Strengthening Open Access
in India, October 21, 2013, New Delhi, India.*

OUTLINE

- Understanding Authors' Rights-
 - The Moral v. The Economic
 - Treatment under the Indian Copyright Act, 1957
- Copyright Alternatives
 - Copyleft
 - 'Creative Commons' Licensing
- Recasting Openness

UNDERSTANDING AUTHORS' RIGHTS

- The Moral Rights and the Economic Rights Narrative
 - Differences in the principles
 - Article *6bis* of the Berne Convention, 1886
 - The Copyright Act, 1957- Section 57- *Authors' Special Rights*

EXPLORING ALTERNATIVES TO COPYRIGHT

Copyright

All rights reserved

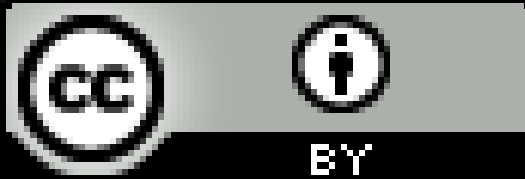
Creative Commons

Some rights reserved

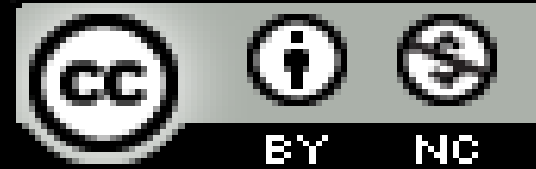
Copyleft

No rights reserved

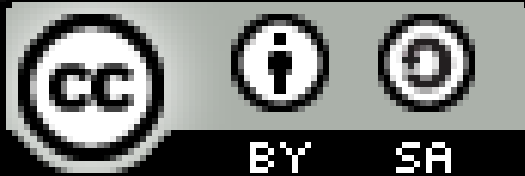
...CONTD.



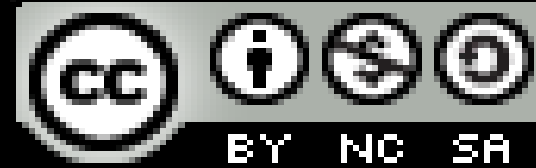
Attribution



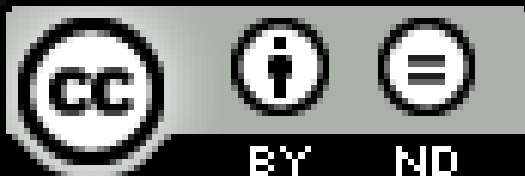
Attribution-
NonCommercial



Attribution-
ShareAlike



Attribution-
NonCommercial-
ShareAlike

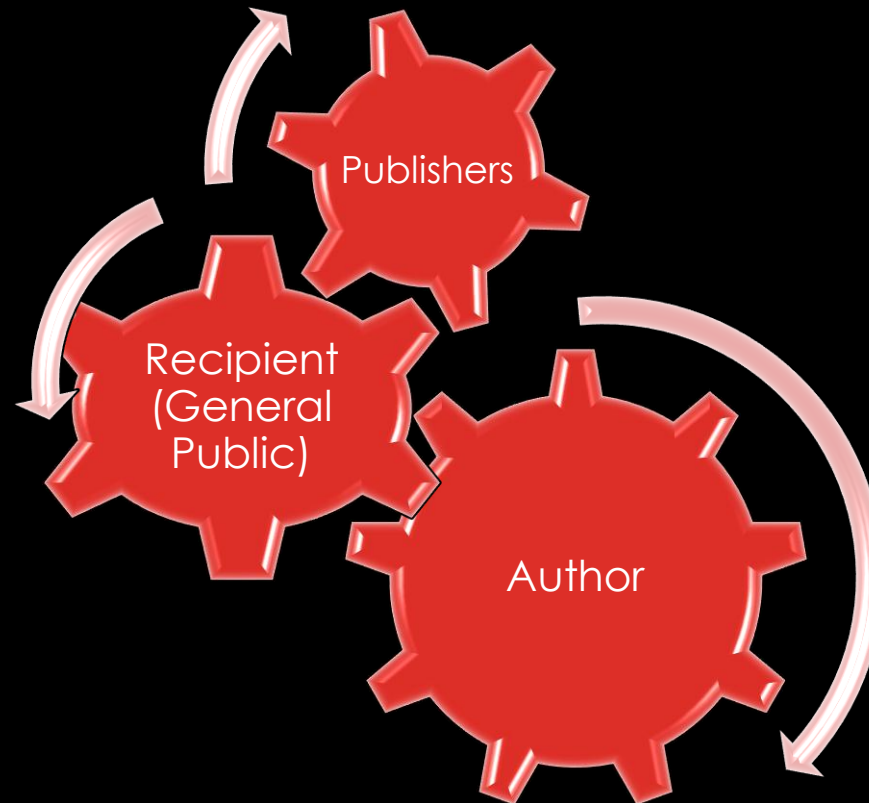


Attribution-
NoDerivs



Attribution-
NonCommercial-
No Derivs

RECASTING OPENNESS



...CONTD.

- Limited access to information/knowledge is a multi-faceted problem
- Unpacking the traditional justifications to Openness
 - Is there any substance to the 'tax payer' argument?
 - Who should pay for Open Access?
 - The Tragedy of the Commons and the Romance of the Public Domain (Chander, Sunder <http://www.yale.edu/lawweb/jbalkin/telecom/chandlerandsundertheromanceofthepublicdomain.pdf>)
- Need to redefine Openness?



Thank you!