

Copyrights? A Guide

1. Copyright

- **Copyright protection:** Images and photos are automatically protected by copyright as soon as they are created. This protection remains in force for 70 years after the death of the author.
- **Rights of the author:** has the exclusive right to reproduce, distribute and make their own work publicly available.
- **Co-authorship:** several people can be authors of a work.
 - Copyright is acquired automatically; © symbol not necessary
 - Legal texts, sayings, methods, instructions and ideas are not subject to copyright.

2. Image use

- **Own works:** Anyone who creates images themselves owns the copyright to them.
Third-party works: Anyone who wants to use images created by others usually needs the permission of the author or rights holder.

3. Licensing

- **Creative Commons (CC) licences:** These licences allow images to be used easily and free of charge under certain conditions. There are different types of CC licences that grant different rights of use.

Royalty-free images: There are platforms that offer royalty-free images, but the terms of use should always be read carefully (e.g. www.pexels.com).

4. Legal exceptions

- **Freedom of panorama:** Allows the use of images of public works of art that are permanently located in public places.

Right to quote: Images may be used within the scope of Section 51 of the German Copyright Act (UrhG) if they are necessary to explain the content and the source is correctly indicated.

Requirements

Publication

The author's consent to publication has already been obtained. Images from lectures and seminars to which only members have access are not considered 'publications'. In this case, the consent of the course instructor is required.

Purpose of quotation

Images that are inserted for their own sake, serve only as decoration or are intended to spare the author from having to explain something themselves are **not permitted**. We will remove them.

An image that ...

- is necessary to explain the content of the text (as a serious, methodically organised search for knowledge) and
 - serves as evidence to support one's own point of view
- ... is a major scientific "quote" and **can** therefore be used free of charge and **without the consent of the respective author**. Only such images, i.e. those where there is **an intrinsic connection** between the text and the image, are permitted in "Objects".

5. Image source references

The quotation must be accompanied by a **source reference**, i.e. **each** image must have a **caption**. This includes:

- Author (artist, etc.), name/title, year, material, size, location of the work (i.e. the usual academic information in this order)
- Location of the image (**for publicly accessible sources** such as the internet or books)
- Copyright (for sources that are **not** publicly accessible, e.g. if we have the images from the artists themselves) (There are two types of copyright: that of the author (artist, etc.) and that of the photographer who took the photograph (but only if the photographer has added their own individual message to the photographed work, i.e. not just reproduced it as anyone else would). individual message – i.e. does not reproduce it in the same way as anyone else would).
→ Written confirmation from the artist in the form of an email is sufficient

<https://www.uni-bremen.de/urheberrecht/leitfragen/3-rechtssicher-materialien-zitieren/materialien-aus-internet-fachbuch/bildmaterialien-aus-internet-fachbuch/antwort-urheberrecht-bildmaterialien-aus-internet-fachbuch>

6. Caption

Element	Content
Author (artist)	Leonardo da Vinci
Title	Mona Lisa
Year	1503–1506
Material	Oil on wood
Dimensions	77 cm x 53 cm
Location	Paris
Date the photograph was taken	01/01/2024
Source of the image	(URL to source)
Photographer	John Doe
Licence information	CC-BY- ... -4.0
Copyright	(Name of the author/organisation, company, museum, etc.)
Collection or museum	Collection of the Louvre

Example

Leonardo da Vinci, Mona Lisa, 1503-1506, oil on wood, 77 cm x 53 cm, Louvre, Paris. Photo taken by John Doe on 01/01/2024, licensed under CC BY 4.0. Louvre collection. [URL to source], last accessed: 05/08/2024

7. Case studies

Case	Caption	Example
Self-taken photo in a museum	Author (artist) , <i>name/title</i> , year, material, size, location of the work. Photo: Your name, date taken.	Leonardo da Vinci , <i>Mona Lisa</i> , 1503-1506, oil on wood, 77 cm x 53 cm, Louvre, Paris. Photo: John Doe, 01.01.2024.
Photo received from a friend	Author (artist) , <i>name/title</i> , year, material, size, location of the work. Photo: Name of friend, taken on date, location. Used with permission.	Anna Beispiel , <i>Sunset</i> , 2024, photography, Berlin. Photo: Anna Beispiel, 01.01.2024, Berlin. Used with permission from Anna Beispiel.
Third-party image with Creative Commons licence	Author (artist) , <i>name/title</i> , year, material, size, location of the work. Location of the image: Source. Licence: Creative Commons (CC BY-SA 4.0). URL. Accessed on date.	Max Mustermann , <i>Sunset</i> , 2024, photography, Berlin. Image source: Unsplash. Licence: Creative Commons (CC BY-SA 4.0). URL: unsplash.com/photo-id Accessed on 05.08.2024.
Image from the public domain (CC0)	Author (artist) , <i>name/title</i> , year, material, size, location of the work. Source of the image: Source. Licence: Public Domain (CC0). URL. Accessed on date.	Clara Beispiel , <i>Old Book</i> , 2024, photograph. Image source: Unsplash. Licence: Public Domain (CC0). URL: unsplash.com/photo-id . Accessed on 05.08.2024.
Image from a licence-free platform	Author (artist) , <i>name/title</i> , year, material, size, location of the work. Source of the image: platform name. Licence: platform use. URL. Accessed on date.	John Doe , <i>Beach at sunrise</i> , 2024, photography, Barcelona. Source of image: Unsplash. Licence: Platform use. Accessed on 05.08.2024.

Image with explicit permission from the author	Author (artist) , <i>name/title</i> , year, material, size, location of the work. Photo: Name of the author, used with kind permission, date. URL. Accessed on date.	Michael Muster , <i>Artwork in the park</i> , 2024, photography, Munich. Photo: Michael Muster, used with kind permission, 01.01.2024. Accessed on 05.08.2024.
Image under freedom of citation	Author (artist) , <i>name/title</i> , year, material, size, location of the work. Location of the image: source. Quoted from: URL. Accessed on date. ... Book title, author, year of publication, publisher, place, page reference	Ludwig Fotokünstler , <i>Historical Photo</i> , 2024, Photography, London. Location of image: "History of Photography", Sarah Musterbeispiel, 2024, XYVerlag, Munich, p. 3.
Own image	Author (your name) , <i>name/title</i> , year, material, size, location of the work. Photo: your name, date taken.	John Doe , <i>Self-portrait</i> , 2024, Photography, Hamburg. Photo: John Doe, 01.01.2024.
External image from a museum	Author (artist) , <i>name/title</i> , year, material, size, location of the work. Photo: Name of the author. Courtesy of the museum. Location: URL. Accessed on date.	Leonardo da Vinci , <i>Mona Lisa</i> , 1503-1506, oil on wood, 77 cm x 53 cm, Louvre, Paris. Photo: John Smith. Courtesy of the Louvre. Found at: https://louvre.fr . Accessed on 05.08.2024.
Image from a scientific database	Author (artist) , <i>name/title</i> , year, material, size, location of the work. Source of the image: name of the database. Accessed on date.	Jane Doe , <i>Historical artefact</i> , 2024, photograph, source of image: Europeana. Accessed on 05.08.2024.

