Creative Commons Global Summit 2013

Report provided by Angelica Tavella
http://angelicatavella.com/

1. Highlights:

A. Version 4.0 Update

Although many were anticipating the official switch from the 3.0 to 4.0 license, it was decided at the Summit that to avoid future problems, there would be more time taken to revise the current Draft 3. These changes involve further refinements and simplification in language when possible, consolidation of the *sui generis* database rights provisions into a single section for ease of reference, and similar improvements. You can follow the Version 4.0 Wiki (http://wiki.creativecommons.org/4.0) to see the final licesnse next week.

B. Position on Copyright Reform

The CC team took an official stance on the ongoing debate of whether or not to be official proponents of copyright reform, and decided that after 10 years of success to be for such change. The statement of support for copyright reform states "*The public needs more extensive rights to use the full body of human culture and knowledge for the public benefit. That is why Creative Commons supports ongoing efforts to reform copyright law to strengthen users' rights and expand the public domain*". The current draft can be viewed here:

https://docs.google.com/document/d/1_HgAoGfAR1KjZDW-p-CKIB-lbYJK8Dq1oCLy8PiT6SE/edit

C. Future of CC

A timeline was drafted to complete a CC 10 Year plan, of which more details can be found here:
http://wiki.creativecommons.org/File:10_year_plan_discussion.odp

2. Effects of Italy's Cultural Heritage Protection Laws:

Included in the last day's panel on "Copyright Developments Around the World", Angelica Tavella gave a presentation (http://www.slideshare.net/AngelicaTavella/cc-world-summit-slides) on the effects of Italy's scarcely acknowledged Cultural Heritage Protection Laws. Under the piece of 2004 Legislation "Code of Cultural Heritage and Landscape (Codice Urbani)", The Italian Ministry of Cultural and (MiBAC) has control to grant permission for any use of a reproduction of an Italian cultural good. This imposes a problem for allowing any digital photos of Italian monuments and art to be made available under an open license, and even prevented Italy from taking part in the first year of the Wiki Loves Monuments competition (in 2011), which is the world's largest international photo competition.

     Main points from the presentation included:

     -Case study: Italy's prevention of being involved in Wiki Loves Monuments 2011 Competition. Resulted in a lawyer being hired to make special negotiations so that Italy could partake in the 2012 competition (which had substantial results)

     -Unresolved issue: No compatible solution to allow photos of Italian cultural goods to made available under CC (or any other) open license. This includes the Wikimedia Commons, Europeana, or any other digital cultural organization aiming to promote cultural heritage.

     -Conclusions:
     A. Legislation: Should be presented in a more pro-culture manner, not the current anti-share imposition.

Instead of saying the said use is **prohibited** unless a, b, and c steps are taken, say the use is **allowed** is x, y, and z steps are taken.

B. Logistics: transaction costs to calculate fees and grant permissions are unnecessarily high.
Set standard costs for common uses (ie. an automated calculation if the good generates x amount of interest or revenue)

C. Identify and limit a few specific works/ cultural goods to be protected under the terms of Cultural Heritage Protection Laws (similar to Portugal's law).

D. Reproductions may be subject to the application of a CC license + an ad hoc agreement concerning the CHPLs, identified by the cultural heritage institution.

3. Other Links:
A. Video of Larry Lessig's talk on "Laws that Limit Creativity" at the Buenos Aires Law School: http://vimeo.com/73245765

B. More information can be found on the Creative Commons Wiki, including notes, presentations, and videos throughout the summit: http://wiki.creativecommons.org/Global_Summit_2013#Presentations

Pictures available at:

https://secure.flickr.com/groups/2264024@N21

https://secure.flickr.com/photos/calu777/sets/72157635170415749/

https://plus.google.com/u/0/photos/111812410453896603910/albums/5916552708600042977

https://plus.google.com/u/0/photos/111812410453896603910/albums/5917498627159100705