

PUBLISHING 3 COPYRIGHT – Publishing Guidance Notes



1. INTRODUCTION

- 1.1 If you wish to copy any work protected by the Copyright Designs and Patents Act 1988 (as amended) (the “Act”) you should take all reasonable steps to identify the Copyright owner of the material to obtain permission to make copies.
- 1.2 If you copy in Copyright Land & Property Services (LPS)/Ordnance Survey of Northern Ireland® (OSNI®) Intellectual Property (IP) or material based upon in Copyright LPS/OSNI branded IP without our permission you are acting in breach of the “Act” and infringing the copyright in our work and we may take criminal or civil action.
- 1.3 Before copying any IP which does not bear the legend “© Crown Copyright” but which resembles LPS/OSNI IP, or where the Copyright owner is not readily identifiable, IPR Branch will always be pleased to advise you on the origin of the IP.

2. COPYRIGHT IN LPS IP

Under the “Act”, Crown Copyright subsists from the publication date to the end of that calendar year and then for a further 50 years. The Chief Executive of LPS has a Delegation of Authority from the Controller of Her Majesty’s Stationery Office in whom is vested by Royal Letters Patent the Crown Copyright in all Government information and works.

3. PUBLISHING

Using application Form Publishing 1, Publishing 1A or Publishing 1B you must apply for our permission if you wish to publish or reprint a publication based directly or indirectly on our IP or to copy such IP in the revision of a publication.

4. ROYALTIES

- 4.1 We will charge you Royalties on each copy in accordance with our current rates taking into account the category of copying and the size of the finished reproduction. In the case of an eBook Royalties will be charged on each download in accordance with twelve (12) monthly returns from you.
- 4.2 Areas of sea not mapped by us will be excluded when calculating the area to be charged for the purpose of determining the Royalties due.
- 4.3 Mapping in Atlases, Guidebooks etc, will be aggregated to account for overlaps, atlases will accrue up to a 10% discount to account for overlaps. Atlases and flat maps of all of Northern Ireland will be assessed using the actual land area.
- 4.5 We charge a minimum fee for the issuing of a Publishing Permit.
- 4.6 A standard Royalty fee for unlimited use applies for Broadcasting by any means.

5. PUBLISHING ROYALTIES AND CATEGORIES

Publishing Royalties and Categories can be found in Publishing 2, 2A and 2B. For Broadcasting see Publishing 4 and for use on the Internet see Publishing 7.

6. TERMS OF PAYMENT

Payment will be as per LPS Sales Policy as posted on www.dfpni.gov.uk/lps

7. REPRINTS

- 7.1 Permission to copy our IP is given for a single print run only. Reprints are treated as a new publication. Permission must be sought to reprint giving the Permit Number of the original printing. All reprints will have the terms and conditions restated and Royalties recalculated in accordance with our current charges.
- 7.2 We may not grant you permission to reprint if you did not print the Copyright acknowledgement and Permit Number in the original publication.

8. USE OF THE IRISH GRID

The reproduction of the Irish Grid is permitted, provided that the following acknowledgement is included: “The grid on this map is the Irish Grid, taken from the Land & Property Services/ Ordnance Survey of Northern Ireland® map.”

9. COPYRIGHT ACKNOWLEDGEMENT

- 9.1 Each authorised reproduction must include the:

- Publishing Permit Number;
- Year of publication; and
- One of the following acknowledgements:
 - i) “This material is Crown Copyright and is reproduced with the permission of Land & Property Services under Delegated Authority from the Controller of Her Majesty’s Stationery Office, © Crown Copyright and database right” or;
 - ii) Where the reproduction is not solely confined to our material the words “Based upon” should be inserted after “This material is” and before the words “Crown Copyright” in the acknowledgement.
 - iii) The note “© Crown Copyright 20__”. (Year of publication) will be sufficient for a finished reproduction of less than 200 sq cms.
 - iv) In an Atlas or Guidebook one full acknowledgement in a prominent position will be sufficient, provided that each map shows the note “© Crown copyright 20__”. (Year of publication).

- v) When the extract is obtained from out of Copyright material the acknowledgement should be "Reproduced from the ____"(Year of publication) Land & Property Services/Ordnance Survey of Northern Ireland® map".
- vi) Where space is limited "Her Majesty's Stationery Office" may be abbreviated to "HMSO".

9.2 For software, including data stored on electronic media, the appropriate Crown Copyright acknowledgement should appear on any packaging and the opening screen each time the material is accessed.

10. INTERNET USE

- 10.1 You may only publish Digital data in raster format on your Internet Site.
- 10.2 Charges will be based on usage and will be subject to a minimum charge.
- 10.3 The permit number along with the appropriate Crown Copyright acknowledgement should be displayed on your Internet site
- 10.4 For more detailed information on Internet Publishing please refer to Publishing 7.

11. BROADCASTING

At all times whenever the IP appears in a Broadcast the acknowledgement notes for Crown Copyright and Land & Property Services must be the subject of agreement between LPS and the Broadcaster.

12. ENQUIRIES

Further information relating to copyright in LPS IP can be obtained from:

Intellectual Property Rights (IPR) Branch
Land & Property Services,
1st Floor, Lincoln Building,
27-45 Great Victoria Street,
Malone Lower,
Belfast.
BT2 7SL

Tel: 0300 200 7804 (charged at local rate)
Fax: (028) 9025 1753
E-mail: copyright@dfpni.gov.uk
Web: <http://www.dfn.gov.uk/lps>