



UWI
MONA CAMPUS
JAMAICA, WEST INDIES



THE STUDENT RESEARCHER: ***Ethics, Copyright & Intellectual Property Edition***

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E-RESOURCES

COPYRIGHT ACT

http://www.jipo.gov.jm/sites/default/files/PDF_Files/CopyrightAct.pdf

AN ACT to Amend the Copyright Act—2015

<http://www.wipo.int/edocs/lexdocs/laws/en/jm/jm044en.pdf>

Jamaican Copyright Licensing Agency (JAMCOPY)

<http://jamcopy.com/index.php/copyright>

UWI: A Policy on Intellectual Property Management and Commercialisation - Revised Policy approved by the University F&GPC May 29, 2015

http://www.open.uwi.edu/sites/default/files/UWI_POLICY_ON_INTELLECTUAL_PROPERTY_MANAGEMENT_AND_COMMERCIALISATION.pdf



Dear Graduate Student,

Over the next few months, we will be shining the spotlight on your rights and responsibilities as a UWI researcher. Therefore, in this edition of the GRAB, we are pleased to bring you: **The Student Researcher: Ethics, Copyright and Intellectual Property Edition.**



Recently, we hosted the Inaugural Signature Talk during UWI Research Days 2017 on **Copyright and Intellectual Property: Author's Rights**. This very timely Talk was presented by Mrs. Frances Salmon, Head, West Indies and Special Collections in the Mona Library. We trust that you will use the opportunity to read the policies, procedures and Laws governing intellectual property and take steps to protect your rights.

Finally, the UWI Quality Assurance Unit has published its Poster on Ethics. Since research ethics is critical to the success of the UWI's research and development agenda, we encourage you to continue to familiarize yourself with the requirements, some of which are presented in this issue of the **GRAB**, your copy.

*Sandra Powell-Mangaroo, MSc, BSc, CPS
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The UWI, Mona Campus*

UWI: A POLICY ON INTELLECTUAL PROPERTY MANAGEMENT AND COMMERCIALISATION

This Policy sets out the principles governing the ownership and disposition of intellectual property generated within the University, the respective rights and responsibilities of those involved and the administrative arrangements for the management of intellectual property in the University.

The Policy also provides guidance on the commercialisation of intellectual property developed within the University and on the use of University-owned trade marks.

Extracted from the Policy

See also Regulation 1.39 which states:

"As a UWI student, the candidate agrees to abide by the UWI Policy on Intellectual Property..."

RESEARCH SUPERVISION

Supervisors shall provide academic guidance and direction to students in the conduct of the student's research.

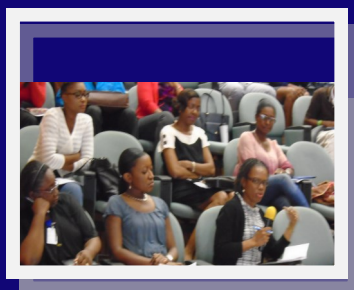
See Regulation 1.23

The Chief Supervisor shall communicate regularly with the student, convene meetings of the Committee of Advisors at least once per year, and by regular reports, inform the Campus Committee of the state of the student's work.

See Regulation 1.24

AWARD OF DEGREE WITH HIGH COMMENDATION

See Regulation 1.75



Campus Librarian, Dr. Paulette Kerr, making a point during the Signature Talk at Research Days 2017 on the topic: Copyright and Intellectual Property: Author's Rights

Read more...

www.mona.uwi.edu/postgrad



To Maintain Ethics In Graduate Research:

- ▶ Educate yourself about The UWI Policy on Research Ethics and other relevant guidelines
- ▶ Ensure that research projects are subjected to ethical review by
- ▶ The UWI Ethics Committee
- ▶ The gathering, analysis, preservation and reporting of data must be undertaken with honesty and integrity
- ▶ Disclose any actual, potential or apparent conflict of interest that may impact on the research being undertaken
- ▶ Adhere strictly to the guidelines for the use of research funds and the reporting on the use and provenance of such funds
- ▶ Research involving human participants must be carried out in accordance with the highest standards of conduct, especially being respectful of the rights of the persons who are participants in the research
- ▶ Research involving animal subjects must be carried out in a most humane fashion, taking account of overall welfare of these subjects while being committed to the use of alternatives where possible
- ▶ Research should be undertaken in a sustainable fashion taking account of the impact of research on the ecological system



POLICY AND PROCEDURES ON RESEARCH ETHICS

Conducting research at UWI means research work undertaken by UWI staff and students and by all persons who use UWI facilities for the creation, dissemination and publication of research work.

Responsibility of Researchers

The primary responsibility for the content and conduct of research rests with the individuals performing the research. Researchers bear the principal responsibility for protecting the well-being, human rights and dignity of their human participants and for the humane treatment of animal subjects. In the case of collaborative or team research, the Research Director or Principal Investigator is obliged to ensure that the members of the research team or group are aware of and are complying with the contents of this Policy, as well as with other applicable ethical norms governing the conduct of the research. (See item #3.4 of the Policy)

Extracted from the Policy

The Policy will be available shortly at www.mona.uwi.edu/postgrad



COPYRIGHT AND INTELLECTUAL PROPERTY: AUTHOR'S RIGHTS

Presenter: Mrs. Frances Salmon, Mona Library

Signature Talk: UWI Research Days 2017—February 2

The law was created to protect the rights of creators while allowing the public access to their works and to balance the rights of the creator with those of the public. The basic principles are that:

- ◆ the property must be in tangible format (i.e. it must be fixed in some carrier e.g. on paper, in film etc.);
- ◆ the work must be original - Once the work is in tangible format it is covered by copyright. There is no requirement to register. Copyright exists before publication.

Creators have several rights. These are classified under two broad headings: **Moral Rights and Economic rights.**

There are four **Moral Rights** recognized in the Jamaican law:

1. **The right to attribution:** This is the right to be recognized as the author of a work. This right needs to be asserted before it applies.
2. **The right to object to derogatory treatment of a work:** Derogatory treatment is defined as any addition, deletion, alteration to or adaptation of a work that amounts to a distortion or mutilation of the work, or is otherwise prejudicial to the honour or reputation of the author.
3. **The right to object to false attribution:** This is the right not to be named as the author of a work you did not create.
4. **The right to privacy of certain photographs and films:** This right enables someone who has commissioned a photograph or film for private and domestic purposes to prevent it from being made available or exhibited to the public.

Economic Rights allow the creator to exploit the work either by licensing or selling the rights to the work.

They have:

- ◆ The right to reproduce i.e. to make copies or to allow copies to be made e.g. photocopy
- ◆ The right to prepare derivative works e.g. a poster presentation of a published article
- ◆ The right to distribute copies to the public
- ◆ The right to perform the work
- ◆ The right to display the work
- ◆ The right to broadcast i.e. dissemination via radio or television
- ◆ The right to transmit—usually refers to internet



Picture above: Mrs. Frances Salmon and Pro-Vice-Chancellor, (Graduate Studies and Research), Prof. Dale Webber engage the audience.

Picture On Front cover: Students asked questions during Mrs. Salmon's presentation



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We are committed to serving you with HEART (i.e. Honour, Excellence, Accountability, Respect, Teamwork)

