

# **PUBLICATION OF SCIENTIFIC RESULTS: SELECTED LEGAL ASPECTS**

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- New scientific revolution**
- Protection of R & D results**
- From grey to white**
- Case study: Elsevier**

# **New scientific revolution**

- ☒ The future (of science) is open!**
- ☒ Reproducibility of science**
- ☒ Borderline publication**
- ☒ Implementation: Open Access**

# R & D results and rights to them

**☒ Journal Articles – ©**

**– Creativity**

**☒ Data(base) - ©, SGDR**

**– Originality / Substantial investment**

# From grey to white I

- GL-repository > publication**
- Deposition of data:  
GL-repository > publication**
- „Transfer“ of rights**

# From grey to white II

## Journal Articles

- Grey: Preprint
- Grey/white: Postprint
- White: Final version

## Data

- Contract

# Elsevier I

- Journal Publishing Agreement**
- Take it or leave it**
- „Transfer“ of right**
- Green OA**

# Elsevier II

## Rights retained

- Personal Use
- Internal Institutional Use
- Scholarly Sharing

# Elsevier III

- Preprint**
- Accepted Manuscript**
- Published Journal Article**
- Noncommercial use**
- CC BY-NC-ND**

# Elsevier IV

- Data – Supplemental Material**
- License to use > Elsevier**

# Conclusion

- Convergence**
- Intuitive Solution => Infringement**
- Right of secondary publication?**
- Contract!**