

## **Change of copyright to an Open Scottish Parliament Licence**

### **Executive summary**

1. The Scottish Parliament is reviewing and updating its approach to copyright licensing in line with re-use of public sector information best practice.

### **Issues and Options**

2. Attached is a discussion paper together with a draft Open Scottish Parliament Licence written by the Office of the Queen's Printer for Scotland (OQPS), the body that currently advises the Scottish Parliament on copyright issues.
3. The benefits to changing to an Open Scottish Parliament Licence are well made. A working group has considered the advice given and agree with the principles therein. The SPCB is invited to agree the move from a click-use licence to an Open Scottish Parliament Licence (OSPL). For the current click-use licence, users must complete a form with their personal details; under OSPL they would not have to register their details. In both cases users agree abide by the terms of the licence.
4. There are two further issues which require SPCB clarification and specific agreement.
  - Although OQPS advised that all images should be made available for re-use, there is some concern that the variety of images used on our website includes examples which are not our copyright. It is therefore suggested that all images available for re-use are placed on marked downloadable pages. The intention is to have two downloadable image pages, one for generic parliament photography of the building and the other for MSP images. Written permission will be sought from Members as to the image of themselves being used.
  - The question of images and video being used for party political purposes is another important issue. It is suggested that MSPs should refer to the Use of Parliamentary Resources and External Communications for full details of what is allowed. Currently this document is under review. Clarification on this in the guidance document is preferable because the issue is not one of copyright per se but because of MSP use of resources for party political purposes. In addition it is proposed that the wording 'not for party political purposes' will be retained in the terms and conditions section of the Licence.

### **Resource Implications**

5. There are no additional resource implications which would result in the adoption of this licence. Early discussions with OQPS have indicated a potential reduction in management fee.

### **Dependencies**

6. SPCB would need to confirm requirements with regard to the future role of the Office of the Queen's Printer and develop new key performance indicators.

### **Governance issues**

7. The Office of the Solicitor is content with the proposed changes to the licence.

### **Publication Scheme**

8. This paper can be published after formal announcement of the adoption of the Open Scottish Parliament Licence.

### **Next steps**

9. OQPS will be asked to finalise the Open Scottish Parliament Licence.
10. Downloadable image pages will be developed for the website and Members will be asked to provide written confirmation to their images appearing on these pages

### **Decision**

11. The SPCB is invited to:
  - Agree to the adoption of an Open Scottish Parliament Licence
  - Agree to downloadable images of Members being made available (with the Member's permission)
  - Agree that for party political use of images and video, Members should refer to Use of Parliamentary Resources and External Communications for full details.