

# How to copyright a compilation of Articles, Artwork or other collections!

CopyrightTips from experts\* at CopyrightsNow.com

Let's say you want to publish a compilation of articles written by separate authors and include some articles that you authored. Can you copyright the entire work with one copyright registration?

Answer: Yes. However, the copyright for a compilation as a whole is separate from copyrights for each article of content.

So, when you create a compilation, your copyright protects only the work as a whole (i.e., your selection and arrangement of elements) not the individual elements itself. Each article should be copyrighted by the respective author as a separate copyright registration.

However, if you created some of the elements (i.e., text, artwork, illustrations, etc.) as part of the compilation - then you can include those elements you created as part of the copyright registration.

You would place a copyright notice on the work, such as: © 2024 Your Name. All Rights Reserved.

# What is a compilation?

Compilations of data or pre-existing works (also known as 'collective works') may be copyrightable if the materials are selected, coordinated, or arranged in such a way that the resulting work as a whole constitutes a **new work**.

When the collection is a purely mechanical task with no element of original selection, coordination, or arrangement, such as a white-pages telephone directory, then copyright protection for the compilation is not available.

Some examples of compilations that may be copyrightable are:

### Examples:

- A directory of *the best services* in a geographic region
- A list of the *best short stories* of the year
- A collection of sound recordings of the *top hits* of the year
- A book of *greatest news photos*
- A website containing text, photos, and graphics

- An academic journal containing articles on a particular topic
- A book comprised of articles by different authors or journalists

In the above examples, Compilation Authorship may be involved in deciding which were the best stories, the biggest hits, greatest photos, the appropriate articles for selection, and in what order to present the works within the compilation.

Note: The author(s) and title(s) of the pre-existing works included in the compilation do not need to be entered on a copyright registration form. However the type of content in the pre-existing works must be listed in 'Limitations for Pre-existing material' on the copyright registration.

However, you still need permission from the respective author of each work included in the compilation.

# What elements does your copyright protect?

- 1) Compilation Authorship protects the new work as a whole for the selection and arrangement of elements within the work, including: articles, photos and other pre-existing material
- 2) Original Authorship protects newly created elements such as: articles, text, photos, art, illustrations, etc. that you created for the compilation

(Note: Both types of authorship may be included on one copyright registration)

# Who owns the compilation?

So now that you've created a compilation, who owns it... and why does it matter? If you're an **in-house editor or author**, *your employer owns the compilation copyright for each project - and the registration should be filed under the company name.* 

However, if you're an independent contractor or an outside agency, you will start out owning the compilation copyright (and any elements you created for it), unless you have signed a 'work-for-hire' agreement with contractor - which typically reverts all 'rights' to the contractor.

## Sample copyright registration for a Compilation Work

Here is a sample of screen entries from CopyrightsNow®: Copyriahts<mark>No</mark> Log-off Next > @CopyrightsLock BOWIOD-B2 My Compilation of Works Cn N Author Information ○ Individual • Organization First Name Last Enter your full legal name (or 'leave blank if 'Organization' is selected) --(To use 'Pen Name' - click? for Help) Company\* My Publishing Company Leave Company blank (no spaces in the field) if 'Individual' is selected Address 123 Main St City Your City St MI - Michigan Zip 48000 Yr of Birth Country **United States** (Optional) Phone 248-111-9999 E-Mail mycompilation@domain.com Check to use Author's contact information as the only Copyright Owner (Claimant) and Certificate mailing address

Fig 1: Sample screenshot of Author Information

In this sample, an organization publishes the work and is therefore considered the Author. If you copyright as an 'Individual', enter Your Name and leave Company (blank).

As an employee of company (even if it is your own company) it is considered a 'work-for-hire' where the company owns all rights to your authorship.

However, the company *does not own rights* to other articles contributed by other authors. There are two important guidelines:

- Other pre-existing article titles do not need to appear on the copyright registration;
- 2. Other Author(s) are not listed on the copyright registration only the creative elements of the articles need to be entered in 'Limitations for Pre-Existing Material' (such as: text, photos, art, illustrations, etc.)

The copyright claimant should also be the Company (or Individual), as the owner of the work.

Please note that copyright issues can be complex in your situation. <u>Consult a copyright attorney for specific legal advice</u>.

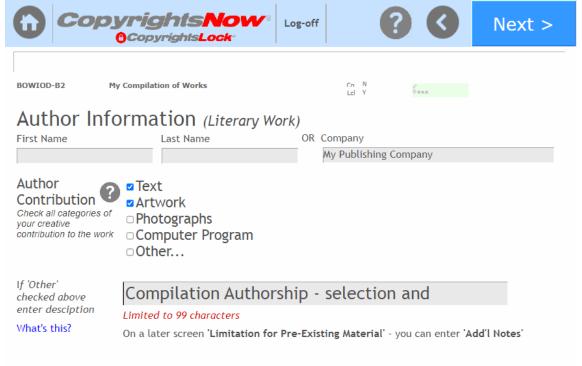


Fig 2: Sample screenshot of Author Contribution for the work

### Enter the elements of your copyright:

- 1) Your Authorship of the article(s) i.e., Text, Artwork, etc. AND
- 2) Compilation Authorship selection and arrangement of articles

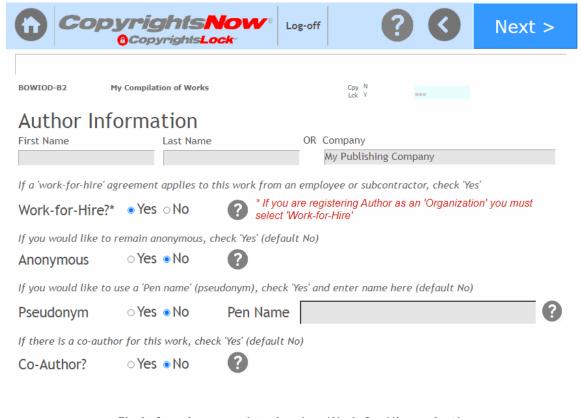


Fig 3: Sample screenshot showing 'Work-for-Hire' selection

Check 'Yes' for Work-for-Hire (since the Author is a Company)

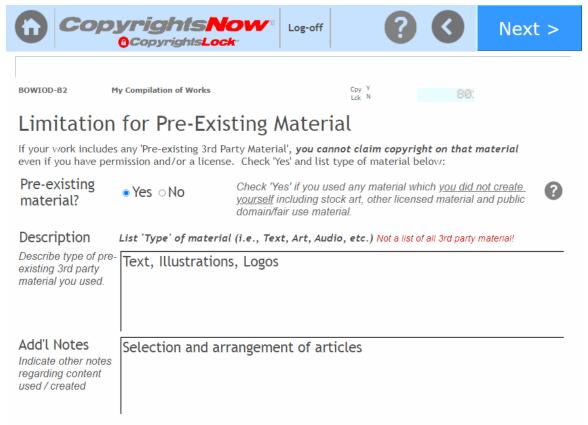


Fig 4: Sample screenshot showing 'Limitation for Pre-Existing Material' selection

Check 'Yes' for Pre-existing material (since non-Authored articles are included) and list the 'Type' of material such as: Text, Illustrations, Logos, etc. (not the actual name of the articles or content)

Note: The name of each article is not required, nor is the name of the authors. However, you must have permissions from each author to publish.

To complete the registration, click 'Submit' on the last screen:

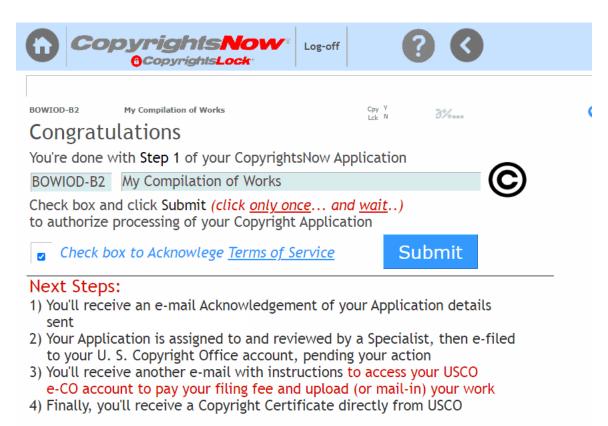


Fig 5: Sample screenshot of 'Submit' button

Sound confusing? *Rest Easy...* By using a copyright preparation tool like CopyrightsNow®... the system edits and validates your application with Al algorithms... and each application is **personally reviewed by a Specialist** to minimize potential issues which may cause delays or rejection by the USCO.

CopyrightsNow® also provides On-line HELP for each screen with detailed data element descriptions and 'Use-Case' procedures.

To start your copyright registration protection, click to <u>learn more!</u>

This blog is intended as an overview of copyrights. The authoritative source for U.S. copyright law is the Copyright Act, codified in Title 17 of the United States Code. Copyright regulations are codified in Title 37 of the Code of Federal Regulations. Copyright Office practices and procedures are summarized in the third edition of the Compendium of U.S. Copyright Office Practices, cited as the Compendium.

For more information on Compilations, refer to: U. S. Copyright Office - Circular 14 - Copyright in Derivative Works and Compilations https://www.copyright.gov/circs/circ14.pdf

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