



Dave Corley &lt;davecorley@gmail.com&gt;

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## Regarding the use of CC-BY datasets on data.gov.ie by OpenStreetMap Ireland

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**Opendata** <opendata@per.gov.ie>

Tue, Apr 12, 2016 at 3:13 PM

To: Dave Corley &lt;davecorley@gmail.com&gt;, Opendata &lt;opendata@per.gov.ie&gt;

Hi Dave,

Regarding your email, please see the comments in red below.

1. As the Dept. responsible for [data.gov.ie](http://data.gov.ie), do you accept that this method of attribution meets the requirements of the CC-BY licence applied to datasets released by any and all current and future publishers on [data.gov.ie](http://data.gov.ie)?

CC-BY is the recommended licence for Ireland's Open Data Initiative. It is intended that the Open Data portal will only include appropriately licensed datasets. However, the Technical Framework allows for a transitional phase where datasets already on the portal are given time to migrate to CC-BY.

### Regarding Attribution (and the avoidance of attribution stacking):

The Technical Framework notes that under the CC-BY Licence, users must acknowledge the source of the Information in their product or application. Where the Information Provider does not provide a specific attribution statement users should include, or link to, this attribution statement: "Contains Irish Public Sector Data licensed under a Creative Commons Attribution 4.0 International (CC BY 4.0) licence". If using data from several Information Providers and listing multiple attributions is not practical in a product or application, users may include a URI or hyperlink to a resource that contains the required attribution statements. It seems reasonable to use <http://wiki.openstreetmap.org/wiki/Contributors> as such a resource. Unless a specific attribution statement is provided, it would be fair to use the general statement as set out in the Technical framework.

### Regarding what is covered by CC-BY:

The licence deed for CC-BY is available at <https://creativecommons.org/licenses/by/4.0/>. This deed notes that users may:

- Share — copy and redistribute the material in any medium or format, or
- Adapt — remix, transform, and build upon the material for any purpose, even commercially.

### Regarding modification of data:

Section 3.a (Licence Conditions – Attribution) of the CC-BY licence legal code stipulates that users must indicate if they modified the licensed material and retain an indication of any previous modifications.

The licence deed summarises the terms for attribution — “You must give appropriate credit, provide a link to the licence, and indicate if changes were made. You may do so in any reasonable manner, but not in any way that suggests the licensor endorses you or your use”.

Once these conditions are satisfied, it is reasonable to assume compliance with datasets licensed as CC-BY.

2. If you deem this is an acceptable method to acknowledge attribution, is this acceptance enough to cover all current and future publishers using [data.gov.ie](http://data.gov.ie) to disseminate their data or is individual permission required from each and every current and future publisher?

A requirement for publication through the Open Data portal is that datasets are associated with the recommended Open Data licence. Therefore, it is reasonable to assume that any data published through the portal in the future will be so associated. The Technical Framework is a living document that will be expanded upon as technologies and practices evolve, so licences may also change, if more appropriate standard ones are developed. However, you can be sure that the Open Data Initiative will not move to a more restrictive licence.

Please note that Technical Framework’s disclaimer that:

All data linked to the Open Data portal is published “as is”. The Information is licensed 'as is' and the Information Provider and/or Licensor excludes all representations, warranties, obligations and liabilities in relation to the Information to the maximum extent permitted by law.

The Information Provider and/or Licensor are not liable for any errors or omissions in the Information and shall not be liable for any loss, injury or damage of any kind caused by its use. The Information Provider does not guarantee the continued supply of the Information.

Please let me know if you need any further comments.

Regards

Martin

**From:** Dave Corley [mailto:[davecorley@gmail.com](mailto:davecorley@gmail.com)]

**Sent:** 11 April 2016 18:29

**To:** Opendata

**Subject:** Regarding the use of CC-BY datasets on [data.gov.ie](http://data.gov.ie) by OpenStreetMap Ireland

Hi,

[Quoted text hidden]