

Ywein Van den Brande

Advocaat

Tel. +32 2.737.91.79

ywein.vandenbrande@dbkv.eu

www.dbkv.eu

Understanding FOSS



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Part I:

Legal Background



Freedom of trade

- *"From the moment of proclamation of this law, everybody is free to trade and to exercise any profession, enterprise or craft"* (Directive d'Allarde, 2-17 March 1791)



Freedom of trade

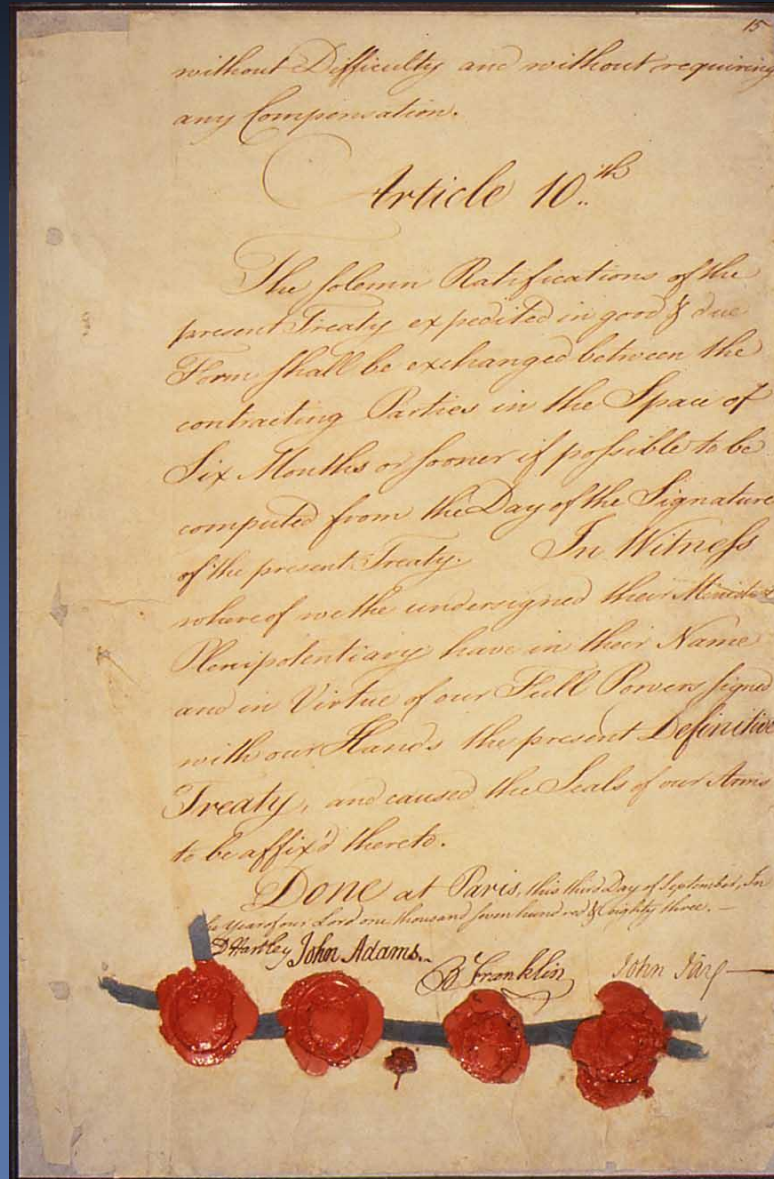


Freedom of copy

unless ...

- Copyrights
 - Trademarks
 - Designs
 - Databases
 - Patents
 - ...

Berne Convention



No protection of “ideas”



Only protection of form



Originality

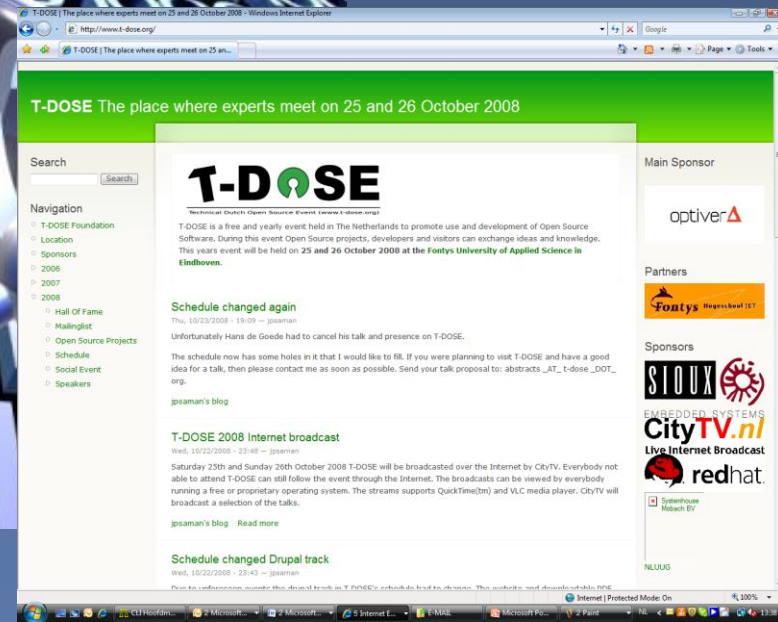
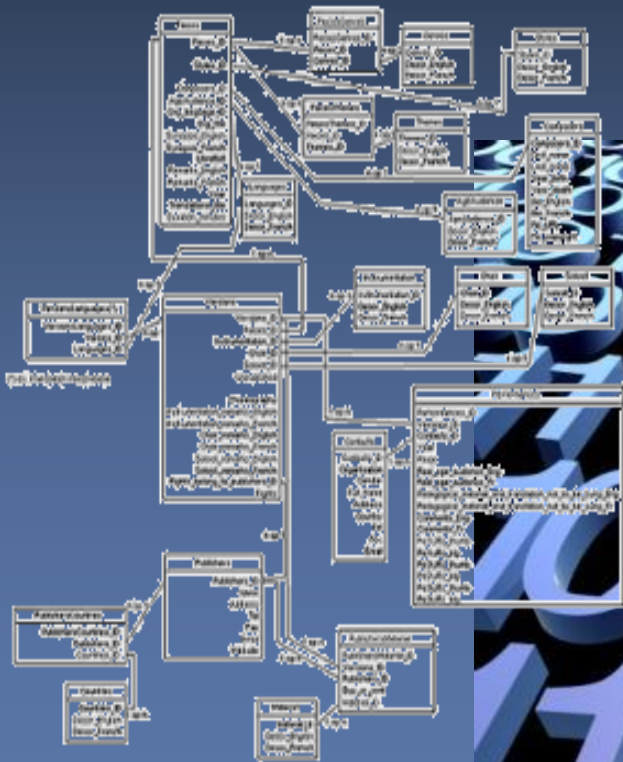


Copyrights on software: protection of:

Structure

Code

Design



Copyright

Only **the author** has the right to:

Reproduce the work

Modify the work

Convey to the public

...

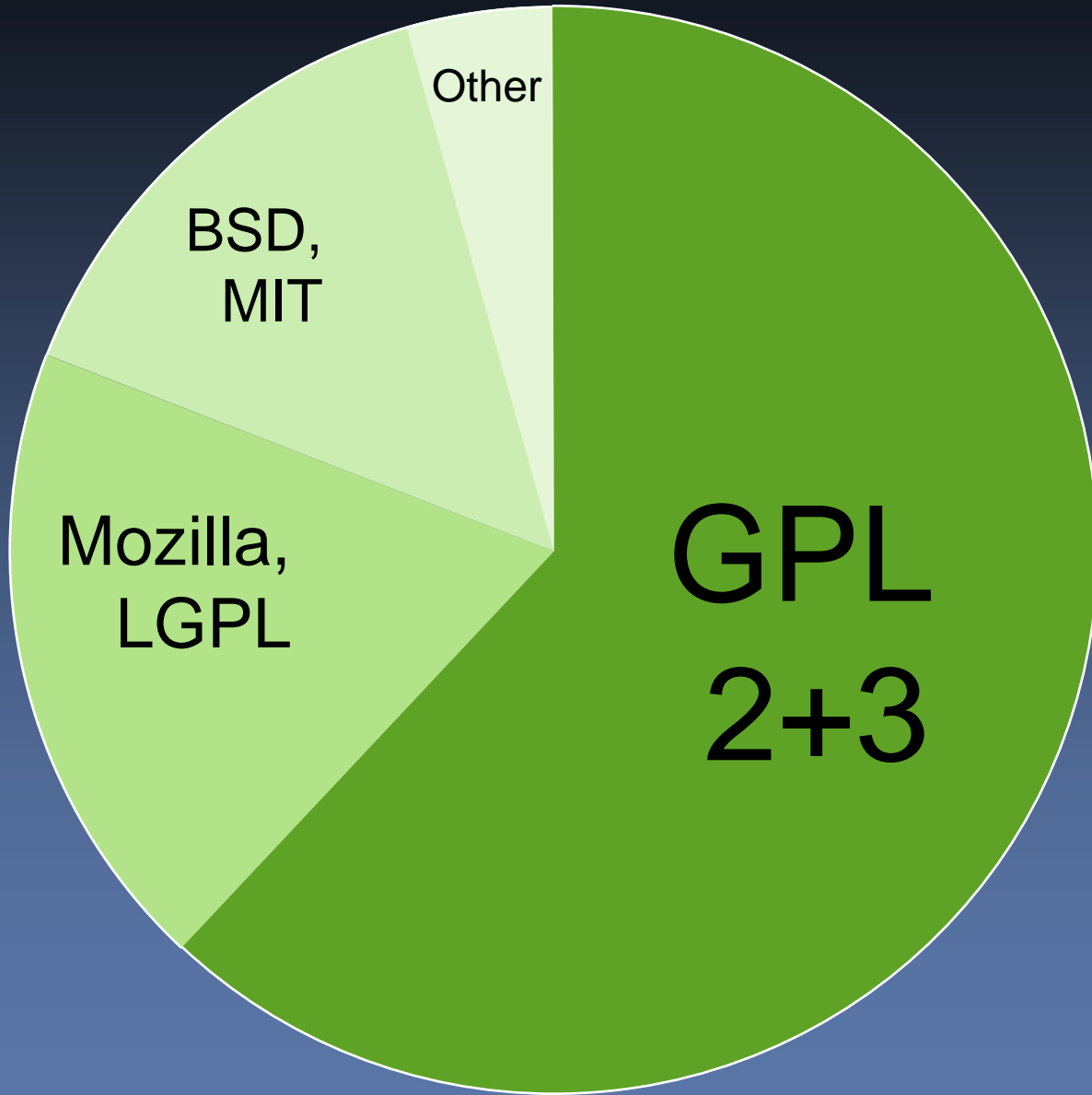
Use  Permission

Who is the author?

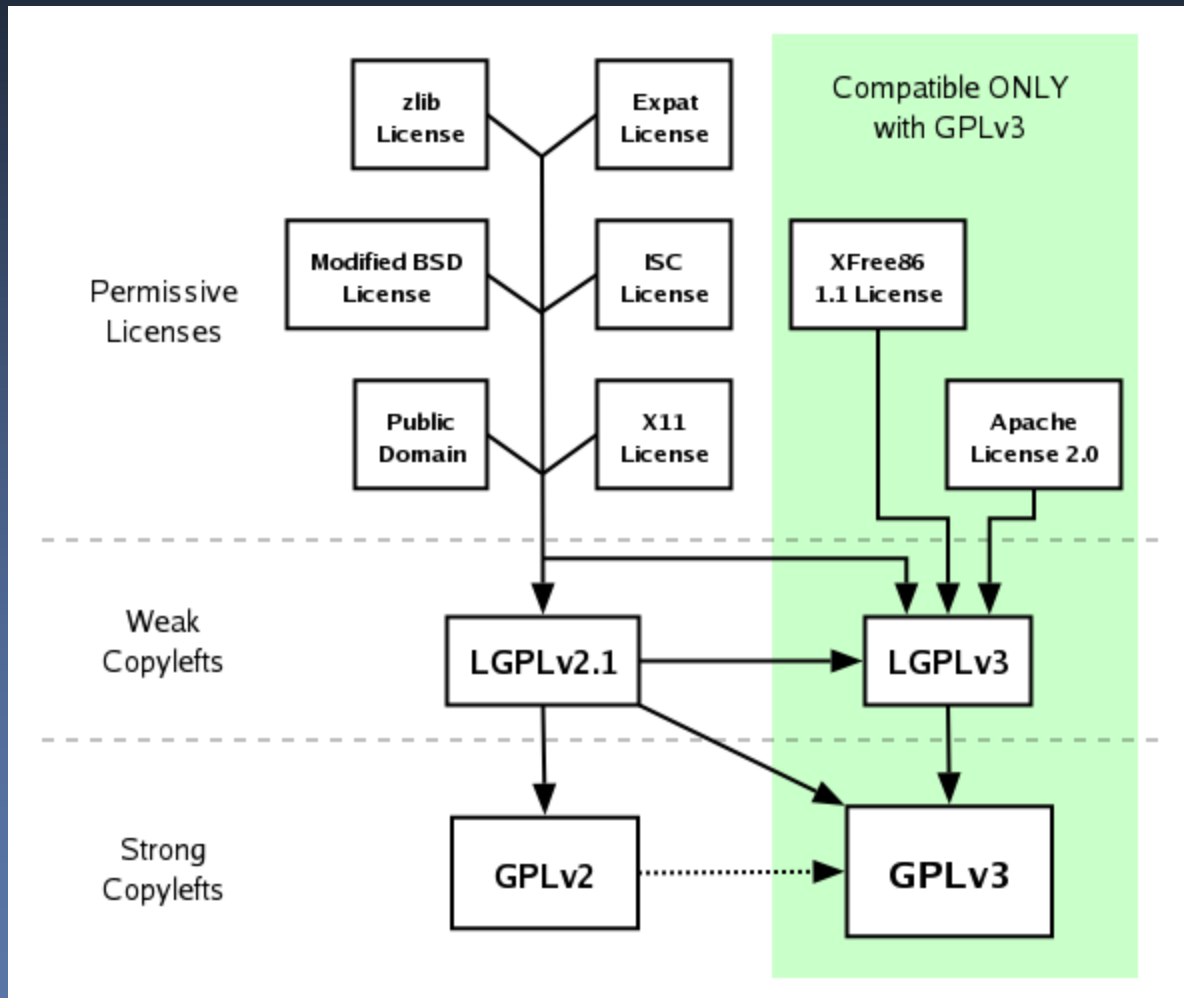


Use → Permission → License





Compatibility



GPL3 COMPLIANCE

Part II: GPL3 requirements



You solely **run** GPL3
software



No **acceptance** of the GPL3 license

You want to do more..



I want to download OpenOffice.org

Download OpenOffice.org 3.0 for free, or find out about other ways of getting it (not all platforms and languages are up yet)



I need help with my OpenOffice.org

Help is at hand whenever you need it



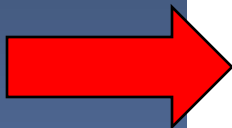
I want to do more with my OpenOffice.org

Extend OpenOffice.org with additional functionality, templates and clipart



I want to participate in OpenOffice.org

OpenOffice.org is made with help from people all over the world. Feel free to contribute!



Acceptance of the GPL₃ license

You **may**:



create Works based on the software (this includes modifying the software)

You may:



remove or circumvent any technological measures implemented with the software (such as DRM)

You solely use GPL3 software



No obligation to distribute

NO

VALID UNDER APPLICABLE LAW?



You distribute *your own* GPL3 software



You may:



You **must**:

- Grant a patent licence at no cost (if any)
- Distribute a copy of the GPLv3
- Distribute a copy of the source code (or alternative – see further)



GPL3 distribution

- License is granted:
 - irrevocably
 - Right to subdistribute, modify ...
- Dual licensing is possible



You distribute *existing*
GPL3 software



You may:



You **must**:

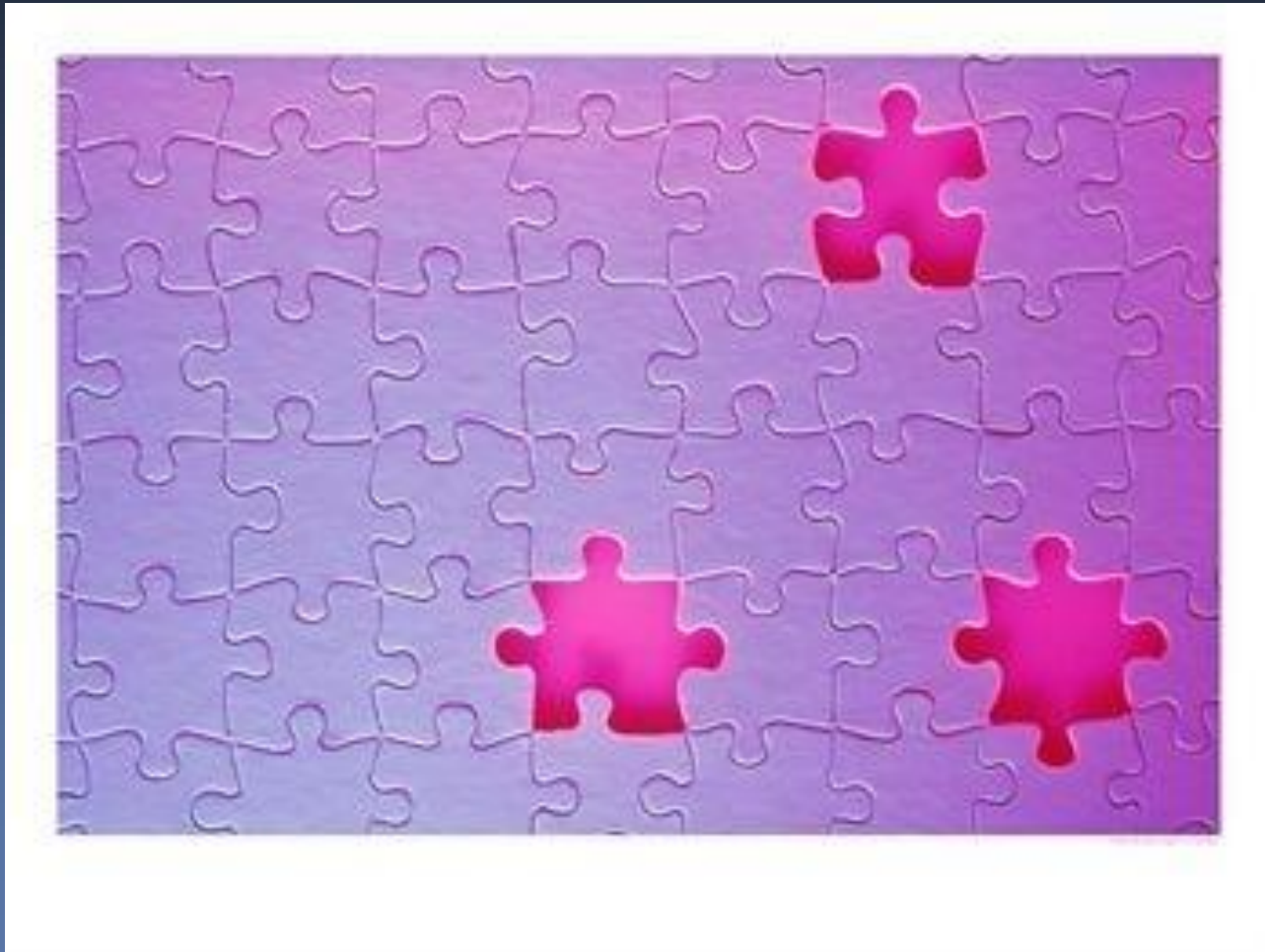
- Distribute a copy of the GPLv3
- Distribute a copy of the source code (or alternative – see further)
- Respect the notices/permitted restrictions of the copyright holder



You distribute *modified existing* GPL3 software



Copyleft effect



Same as when distributing unmodified GPL3 software

You may:



You must:

- Distribute a copy of the GPLv3
- Distribute a copy of the source code (or alternative – see further)
- Respect the notices/permitted restrictions of the copyright holder



Same as when distributing
unmodified GPL3 software

BUT



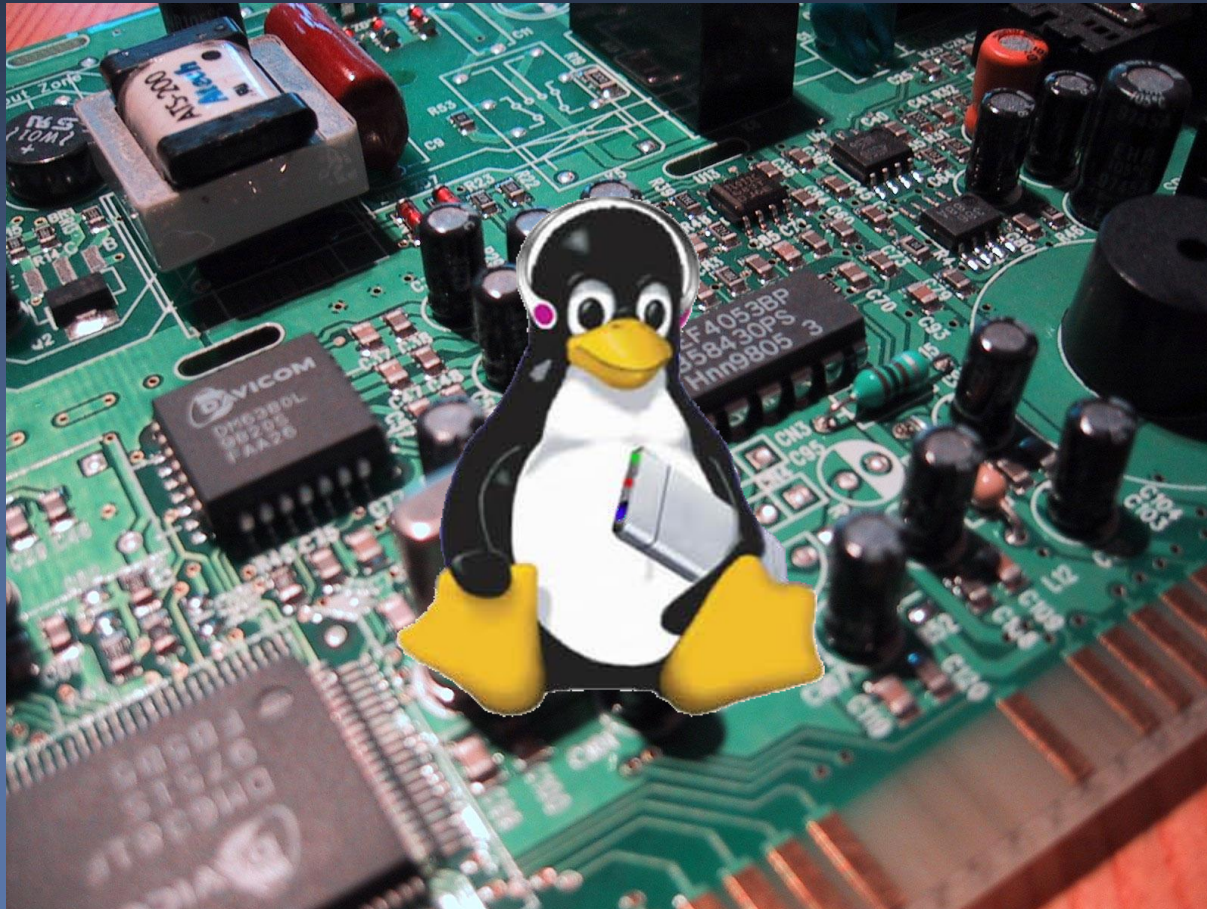
What source code?

CUST NO	CUSTOMER NAME	STREET ADDRESS	CITY AND STATE	INVOICE DATE	INVOICE NO	INVOICE AMOUNT
68234	ASHLEY COMPANY	2911 S. TREMONT ST.	AUSTIN TX.	092740	98766	82509

Distribution without source code



Distribution in consumer products



Questions?

Ywein Van den Brande

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