

Forthcoming Deposit Agreement of FSD

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CES2012: DATA ACQUISITION AND LICENSE AGREEMENTS
5TH OCTOBER 2012, TAMPERE, FINLAND



YHTEISKUNTATIETEELLINEN TIETOARKISTO
FINLANDS SAMHÄLLSVETENSKAPLIGA DATAARKIV
FINNISH SOCIAL SCIENCE DATA ARCHIVE

FSD Upgrade fsd.uta.fi/en/news/FSDUpgrade.html

- > Four year project (2010-2015) founded by Academy of Finland
- > Main aim to meet the criteria for full membership in the future CESSDA ERIC
- > One of the five tasks is to create a new dataportal
 - Will allow online access for registered users
 - Requires reformulating deposit and user licences

FSD's new data deposition agreement

> Depositors' commitments

- The contact information of the depositor(s) is entered into the FSD client database
- The depositor(s) retain(s) the ownership, copyright and associated intellectual property rights in the dataset and related material
- The depositors have the possibility to receive statistics on the use of their data



FSD's commitments

- > The archive can process the data according to established data protection, data security and long-term preservation practices
- > The archive preserves the data and takes care of its long-term usability according to its records management and archives formation plan
- > The data archive has the right to publish the study description of the data in Finnish and international data portals and lists
- > The data archive can distribute the data to users under the conditions set out below

Conditions stipulated by the depositor(s) for the distribution of data

- > The dataset is *openly accessible for all* users. This option is suitable for data the use of which is not restricted by the Personal Data Act, Copyright Act, or the Act on the Openness of Government Activities. (option one)

- > The dataset can be distributed to **Registered Users** who agree to comply with the terms and conditions set out for the use of the data
 - for *educational and research* purposes. (option two)
 - for *research only*. Research includes Master's, licentiate and doctoral theses. (option three)
 - *with the permission* from the depositor only. (option four)



Distribution of data by a permission from the depositor only

- > Please describe the procedure for permission requests
 - contact information for the person to whom the archive should send the request
 - an alternative procedure and contact information for when the person primarily responsible for granting permissions is not accessible
- > The depositor shall inform the archive of any changes in contact information.

Further request

- > If initially distributed by permission from the depositor(s), it is recommended that, after a specific period of time, the data can be distributed according to condition II 2a or 2 b. Please specify the time after which it is no longer necessary to ask for permission:
- > Starting from ___/___20___, the data can be distributed to users according to the condition:
- > ___ II a for educational and research purposes
- > ___ II b for research purposes only



Other specifications

- > The depositor(s) wish(es) to receive an annual report of data reuse by e-mail.
- > AVAILABILITY OF DATA FOR REUSE
- > The data archive can distribute the data for users
- > __ immediately
- > starting from __/__/20__



Conditions for the Use of Data

- > New clause: The data archive has the right to close the client account of any user who has breached the terms and notify the user's organization and research funders of the breach.
- > Data protection and research ethics defined more precisely:
 - The user shall not attempt to identify participating individuals or bodies in a manner that would breach privacy or data protection laws.
 - The user shall preserve the confidentiality of information when publishing results obtained from the data.
 - The user undertakes to comply with any specific restrictions set out for the use a particular dataset.
 - The user shall follow the ethical guidelines by the National Advisory Board on Research Ethics in Finland (www.tenk.fi).

Terminology

- > Glossary with definitions of all the terms used in licences will be available on the web
 - Annual repost on use
 - Deposition of data
 - Depositor
 - Distribution of data
 - Open access
 - Primary use of data
 - Original creator
 - Purpose of use
 - Registered user
 - Records management plan

New agreement process for already archived data

- > Datasets listed according to the Conditions stipulated by the depositor(s) for the distribution of data
 - Can be distributed for research and education: 620 datasets
 - Can be distributed only for research: 131 datasets
 - FSD cannot deliver the dataset for re-use without the permission of the depositor 279 datasets
 - 93% quantitative and 6 % qualitative datasets

How to handle the agreement process

- > No plans nor decisions yet
- > First a web-page informing about forthcoming changes?
The link would be sent to all depositors.
- > Or contacting by sending traditional letter and the new deposit form?
- > How to persuade researchers/organisations not to maintain their permission to be asked each time their data is requested?