



UNIVERSITÀ DELLA CALABRIA

Terms of use: information on copyright and privacy

According to art. 1, lett.i) of the Prime Minister's Decree of February 25th 2020 "for the benefit of students who are not allowed, for the needs connected with the health emergency referred to this decree, to participate in the didactic or curricular activities of universities and institutions of high artistic, musical and choreutic training, whenever is possible, they can be carried out remotely, as identified by the same universities and institutions, also with regard to the specific needs of students with disabilities".

The subsequent Prime Minister's Decree of March 1st 2020 (art.2, paragraph 1, letter f) provided for the closure of educational services for children, schools of all levels, as well as higher education institutions, including universities and the Institutions of Higher Musical Artistic Education and Coreutica, without prejudice to the possibility of carrying out distance learning activities, measures implemented with the Rectoral Decree n. 395 of March 8th 2020.

The measures provided for by the aforementioned decrees were confirmed by the Prime Ministerial Decree of March 9th 2020. In view of the aforementioned decrees, in order to guarantee the right to study, the teaching and training activities are provided in e-learning mode. Therefore, for the benefit of students, supplementary didactic material, which is useful for their productive learning through telematics mode, is made available to them.

The essential terms regarding copyright and privacy of the service in question are clarified below. The contents published on the platforms can be used, personally by those entitled, for educational purposes; cannot be marketed or used in any other way than is expressly authorized by law, or by the owners and / or holders of copyright.

All the contents (as an example but not limited to: images, text, audio, files, metadata, site contents, organization of the material, script code, graphics, texts, tables, images, sounds, podcasts, videos) available on the teaching platforms used at Unical are protected in accordance with current copyright legislation.

The contents are made available and accessible in compliance with the intellectual property rights of the legitimate owners. It is forbidden to disseminate, communicate, distribute the contents and other information or data present on the platform without the prior written consent of the respective rights holders.

Article 70 of the law n. 633/1941 allows partial reproductions of other people's works ("The summary, quotation or reproduction of passages or parts of works") and their communication to the public as long as they are functional for the purposes of criticism and discussion and do not constitute competition to the economic use of the work. Furthermore, if carried out for teaching or scientific research purposes, the use must be for illustrative and non-commercial purposes.

The summary, quotation or reproduction must be "always accompanied by the mention of the title of the work, the names of the author, the publisher". If the work of others is used, within the limits set out in art. 70, it is good to remind the users of the platform where the slides are available, that these too are subject to the above limits.

The user will be able to use any (video) recording of the lessons and the related material exclusively for personal study, deepening or clarification purposes. The user is prohibited from any form of dissemination (offline or online, for example on social networks) or communication to third parties of the recording of lessons. In particular, the user is strictly prohibited from taking advantage of the recording of the lessons (by way of non-exhaustive example: by transferring the same, also via the Internet, for consideration).

With regards to protection of personal data (privacy), the use of the lesson by the learner must be traced back to the hypotheses contemplated by article 2, par. 2, lett. c) of Regulation (EU) 2016/679, General Regulation on Data Protection (from now on, GDPR), i.e. the processing of personal data carried out by a natural person "for the exercise of activities of an exclusively personal or domestic nature", as such not falling within the scope of material application of the GDPR itself.

Also, from this point of view, the student cannot use any recording of the lesson for different purposes (as a non-exhaustive example: disseminate it through multimedia channels, upload it to other platforms or publish it on various social media). In this regard, the Guarantor for the protection of personal data, for a case of registration occurred within a school, recently clarified (December 2019) that: "It is permissible to record the lesson for personal purposes, for example for individual study reasons, compatibly with the specific school provisions in this regard. For any other use or possible dissemination, including on the Internet, it is necessary to first inform the people involved in the registration (professors, students ...) and obtain their consent "(Guarantor for the protection of personal data, School FAQ and Privacy).

Pursuant to art. 13 of GDPR, with reference to the online teaching activities in question, the user is reminded that his personal data, such as contact information and any images present in video lessons, exams, or other on-line communication activities involving teachers and students, will be processed only for educational purposes, as also provided by the full information available on the University portal, in this case through the use of telematic tools.

The data processed for the aforementioned purposes will be communicated or will, in any case, be accessible to the teachers involved in these activities and, if necessary, to the technical support and platform management personnel, who in their capacity as data processors and system administrators will be adequately trained for this purpose by the Data Controller.

Access to the data collected for the aforementioned purposes may be allowed by the Data Controller, for the performance of hardware or software maintenance work necessary for the operation of the platform or for the management of some additional features, also to external subjects who, for the sole purpose of the requested service, may become aware of the personal data of the interested parties and who will be duly appointed as Data Processors pursuant to art. 28 of the GDPR.

The nature of the provision of personal data is to be considered mandatory. Any refusal makes it impossible for the University to provide distance learning and for students to take advantage of this

activity. Data processing is carried out for the time strictly necessary to achieve the purposes for which they were collected and with the use of appropriate security measures to prevent the access by unauthorized personnel and to guarantee their confidentiality and integrity. It should be noted that the treatment is carried out in compliance with the general principles of transparency, correctness and non-excess pursuant to art. 5 of the GDPR and that the data will be processed exclusively for the institutional activities of the University of Calabria. The Data Controller of the data provided by users is the University of Calabria, with headquarters in via Pietro Bucci, 87036 Rende (CS). The Data Protection Officer is the lawyer Sergio Niger, via Pietro Bucci, Cubo 7/11, 87036 Rende (CS), email: rpd@unical.it, tel. +39. 0984.493918. All the rights are recognized to the users of the interested parties for the treatment referred to in articles 15, 16, 17, 18, 19 and 21 of the GDPR.