French Project of **Mass Digitization** of Out of **Commerce and** under Copyright Books of the 20th Century

#### **Books are not Equal in Front of Digitization**

**1900 1925 1950 1975 2000** 

### Public Domain books

Anybody can digitize domain public books without any permission to ask

Mass Digitization
Plans in a lot of
Libraries

#### **Out of Print & Under Copyright Books**

Digitization
only permitted if
digital rights are negociated individually with authors /
right-holders

No way to do that massively

No mass digitization of out of print books

In Print & Under Copyright Books

New books: digital and print version both producted by publishers.

Digitization of backlist: digital rights negociated by publishers

#### **Longsellers - Classics**

Only a few books under copyright remain commercially available a very long time.

Five Good
Reasons to
Digitize Out of
Commerce &
Under Copyright
Books

1.
It Offers Books a Second Life



It Expands Access to Books for Print-disabled Persons



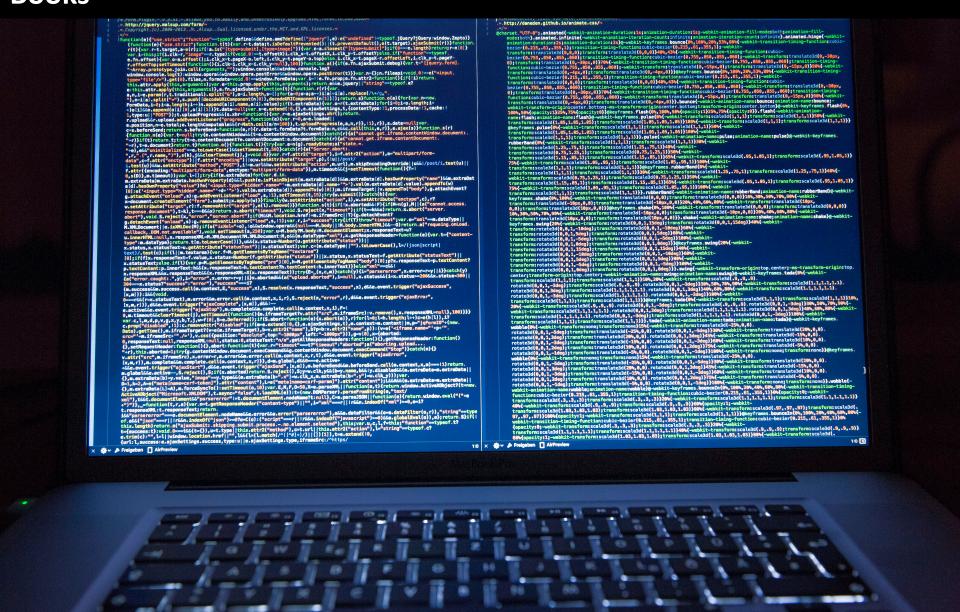
It Provides Better Conservation of Collections : Reducing Manipulations of Fragile Books

3.

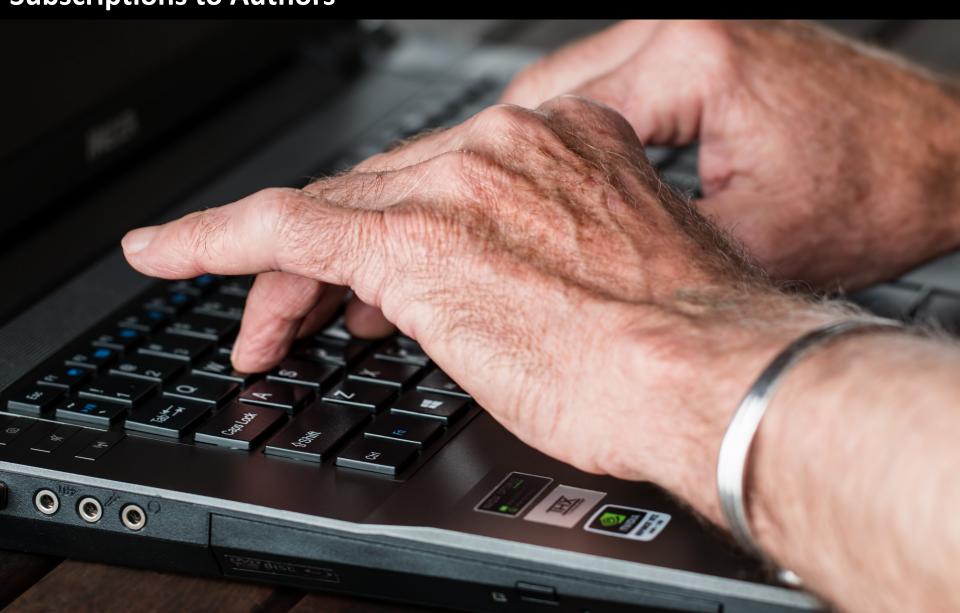


4.

# It Opens Up Opportunities to Explore the Knowledge Embodied in Books



It Brings New Revenues from Consumer Purchases or Institutional Subscriptions to Authors



In March of 2012 French Government Passed a Law Aimed at Allowing **Out-of-Commerce Books to Be more Easily Digitized** 

The law covers under copyright and out of commerce books published before January 1, 2001.

Publication of a list of works on the ReLIRE website

March 21

Works
remaining on
the list enter
in collective
rights
management

September 21

Selection of a list of works, by a commmittee of publishers / authors / librarians

authors, rightholders, publishers can ask for remove of works from the list.

## SOFIA (CMO) provides licenses

1 – to original publishers (priority)

2 – to anyone who wants to republish digitally the works

#### To set up the annual list: deep analyze of BNF collection

2013 list 2014 list 2015 list 2016 list 2017?

Books mainly related to the following major themes:

- Literature
  - History
- Humanities & Social Sciences

children books : only novels

- Humanities and Social Sciences
- > History of Asia, America and Africa
- French Poetry and Theater

#### Why don't we have a list published in 2017?

Legal issues: In may 2013 a group of authors sued the government in two directions:

1 – arguing that the 2012 law is not consistent with the constitution Constitutional Council validated the constitutionnality of the law (February 2014)



#### Why don't we have a list published in 2017?

2 - Arguing (among other arguments) that the application decree of 2012 law is forming a new copyright exception, not included in the list of copyright exceptions of the European Union copyright directive

Before making its decision, the State Council consulted the Court of Justice of the European Union. Decision has been published in **June 2017**.



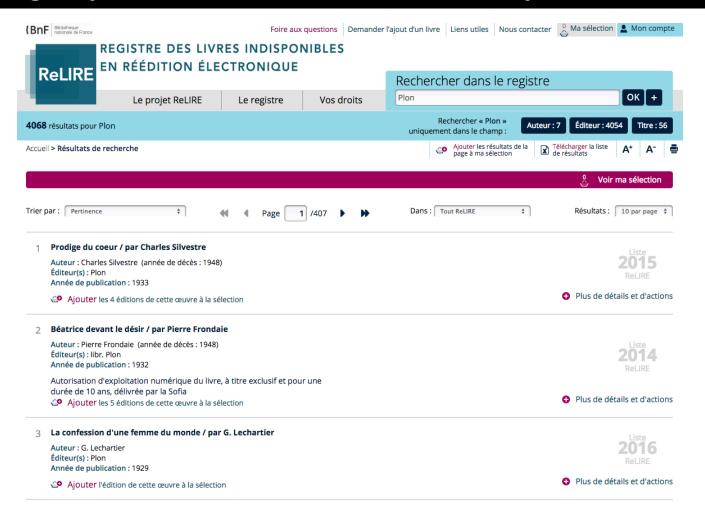
Final decision of Conseil d'Etat (based on Court of Justice of the European Union decision):

- It doesn't condemn the whole digitization project
- It criticizes some aspects of the law.
- -asks for more information of authors (individual information)
- asks for simplified formalities to remove a book from the registry

Licenses already given are not invalidated.

"The reports of The ReLIRE Project's death are greatly exaggerated"

#### ReLIRE registry is still on line and maintained by the BNF



Since Court of Justice of the European Union decision: no new work added to the registry. It's still possible to remove works from the registry.

#### Where are we? Some figures



Following the Court of Justice of the European Union decision: no more licenses are attributed, but existing licenses stay valid.

→ Waiting for the new European Directive (today in progress) to start the licensing process again.

How is managed the process of mass digitization?

Who does what?

#### Digitization: who does what?



- 1) BNF manages the ReLIRE registry, where lists of works are published each year.
- 2) The printed books are needed to realize the digitization → these books are stored in the BNF reserves BNF is scanning the books and delivers JPEG files



SOFIA is in charge of the collective rights management of the works that remain in the registry six monthes after the publication of the annual list.



#### **FeniXX**

Rééditions numériques des Livres Indisponibles du XX<sup>e</sup> siècle

A dedicated company has been created by publishers in order to digitize, distribute and market the works they have licensed, and works that the company licensees directly with SOFIA.

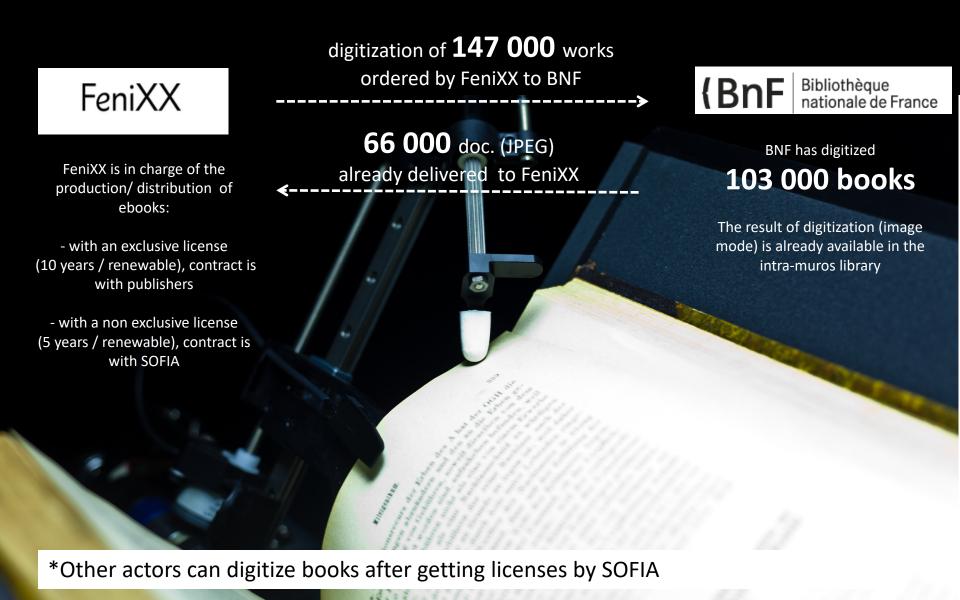
The company has been named **FeniXX** 



CNL (independent national agency dedicated to books and bookchain) finances 100% of digitization by BNF, and 70% of EPUB/PDF production.

#### Digitization: a partnership between BNF and FeniXX\*

1- from printed books to jpeg files - work in progress

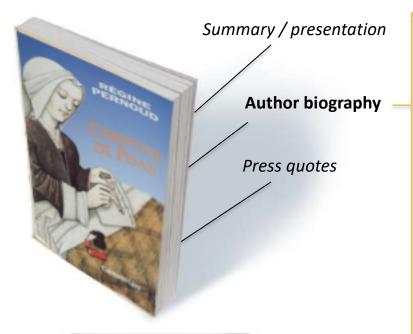


#### Digitization: a partnership between BNF and FeniXX

1- from jpeg files to ebooks – work in progress



Example 1: contents of the back cover are specified to be distributed in the ePub



Régine Pernoud, ancienne élève de l'École des Chartes, docteur les lettres, conservateur honoraire aux Archiven nationales, est l'un des plus grands spécialistes mondiaux de l'histoire du hopon Age, qu'elle alignemen contribué ràbubiliter. Purmi ses nombreux travaux, on ciene as elivres sur Jenne d'Arc et un délibre La Fernme au tempo des cathéristes dont elle nous domes ci, avec Christine de Pisan, un brillant et vivant exemple.

En couverture:

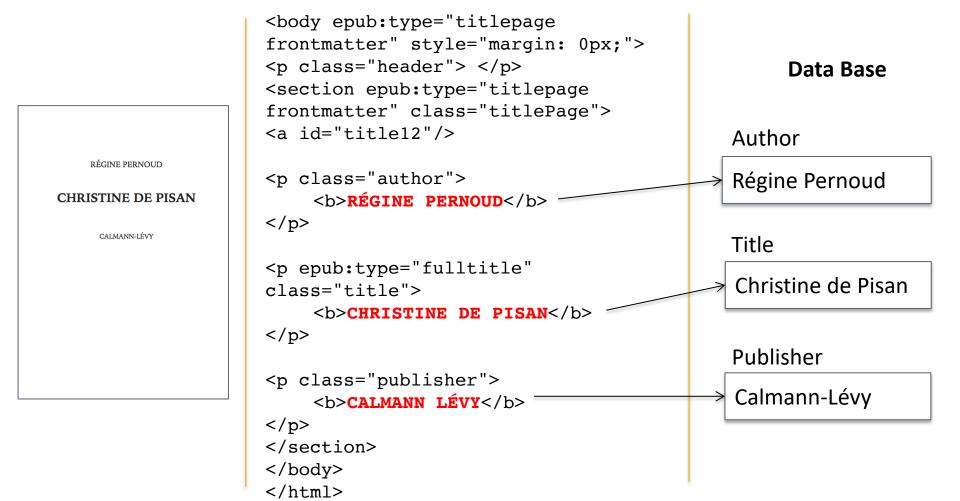
Cydippe écrivant à son amant Acontius; p° 124 v°. Détail. Manuscrit Fr. 875, litroides d'Orde, illustré par Robine: Testand, Paris, libitothèque nationale. Cliché Bibliothèque nationale de France, Paris.

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<body epub:type="contributors backmatter">

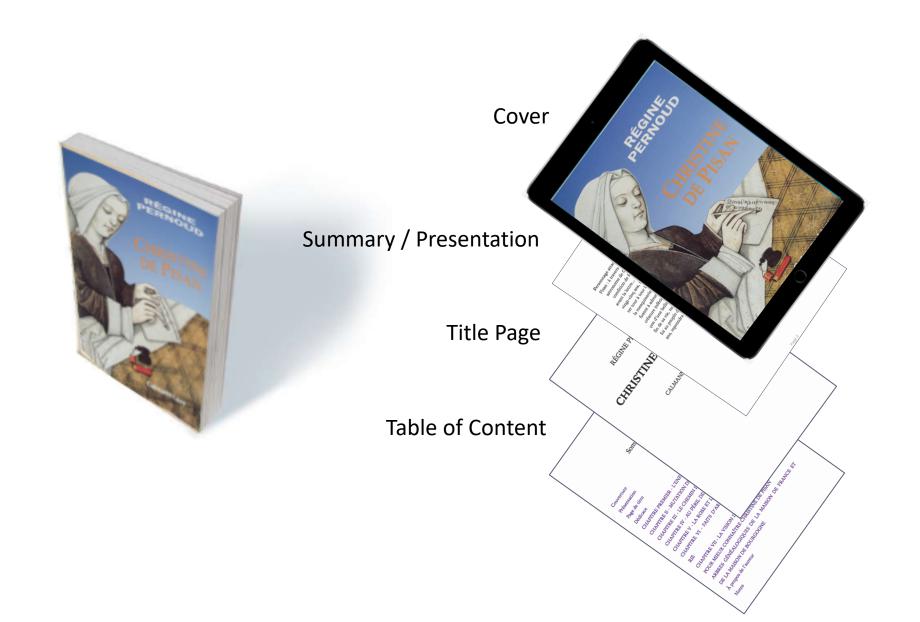
<section epub:type="contributors backmatter"</pre>
class="aboutAuthorPage">
<a id="title15"/>
<i><b>R</b>égine Pernoud,
ancienne élève de l'École des Chartes,
docteur ès lettres, conservateur honoraire
aux Archives nationales, est l'un des plus
grands spécialistes mondiaux de l'histoire
du Moyen Âge, qu'elle a largement contribué
à réhabiliter. Parmi ses nombreux travaux,
on citera ses livres sur Jeanne d'Arc et son
célèbre</i> La Femme au temps des
cathédrales, <i>dont elle nous donne ici,
avec</i> Christine de Pisan, <i>un brillant
et vivant exemple.</i>
*
<i>En couverture :</i>
<br/><i>Cydippe écrivant à son amant
Acontius</i> ; F° 124 v°. Détail. Manuscrit
Fr. 875, <i>Héroïdes d'Ovide, </i> illustré
par Robinet Testard, Paris, Bibliothèque
nationale. Cliché Bibliothèque nationale de
France, Paris.</section>
</body>
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# FeniXX: actions undertaken to increase the quality of production Example 2: the processing of the title pages

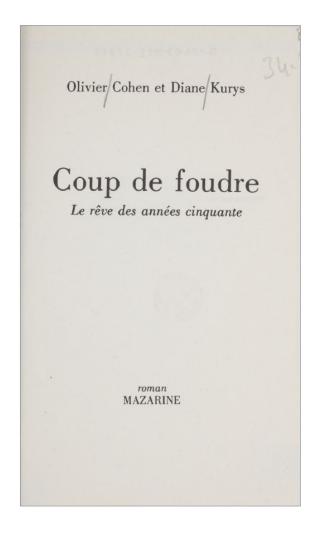
- No images;
- Identification of editorial informations.

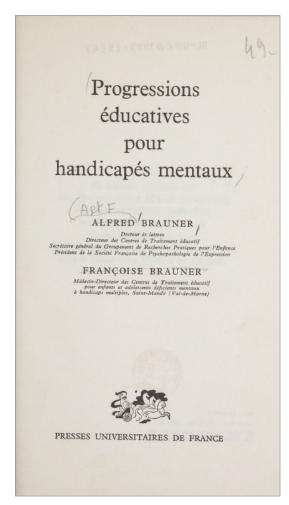


Example 3: books structures are adapted to digital reading



Example 4: we deal with parasitic contents





regard, refoulait, avec la perspective intérieure, le fait que l'artiste et ce qu'il peint — et aime pourtant, à n'en pas douter — sont dans un même espace, celui dans lequel il vit.

Mais cette intimité, d'être censurée, ne s'affirmait parfois que d'autant plus fort, dans les œuvres les plus marquantes, bien que de façon indirecte, et vint donc le jour où Cézanne revendiqua le droit, et se donna les moyens, de ce grand réalisme si redouté de la tradition de l'Intelligible, après quoi Alberto Giacometti aima Cézanne, et c'est aujourd'hui Gutherz qui, s'attachant à l'un et à l'autre, retrouve spontanément la perspective « intérieure », étant avec son modèle en relation de sympathie, de solidarité instinctive, et souvent même d'amour. L'« objet », chez lui, ce n'est pas l'attache du bras au corps, comme dans une académie, ce n'est pas même un corps tout entier, mais à distance d'étude; c'est une femme en son lieu, et combien de fois ce lieu est sa maison même et cette femme est la sienne!

Peindre, ou dessiner, cela n'a de sens pour Gutherz qu'à proportion de l'affection

160

# FeniXX: actions undertaken to increase the quality of production Example 5: common OCR errors are tracked



$$oe \rightarrow \infty$$

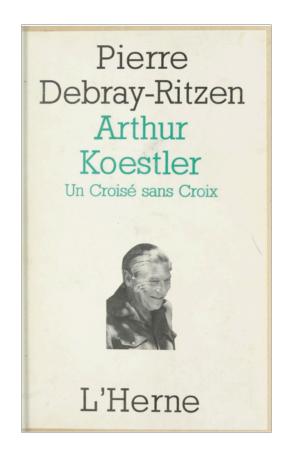
$$ae \rightarrow æ$$

$$O. N. U. \rightarrow O.N.U.$$

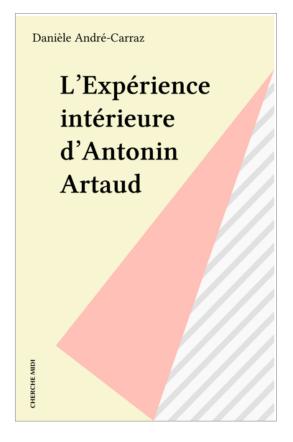
$$23000 \rightarrow 23000$$

Word <sup>1</sup>
Non-breaking space

Example 6: original covers which are not interesting are replaced



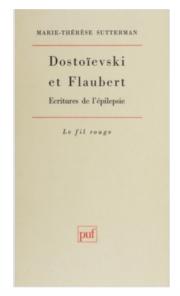




On reading apps and web sites: an alternation of original and new covers









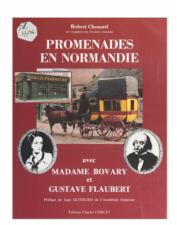






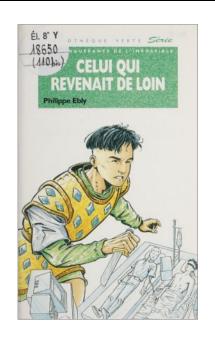


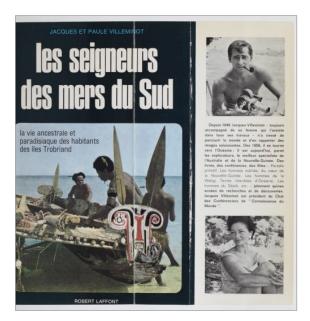


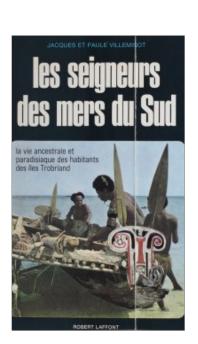


Example 7: original images and covers are cropped if necessary









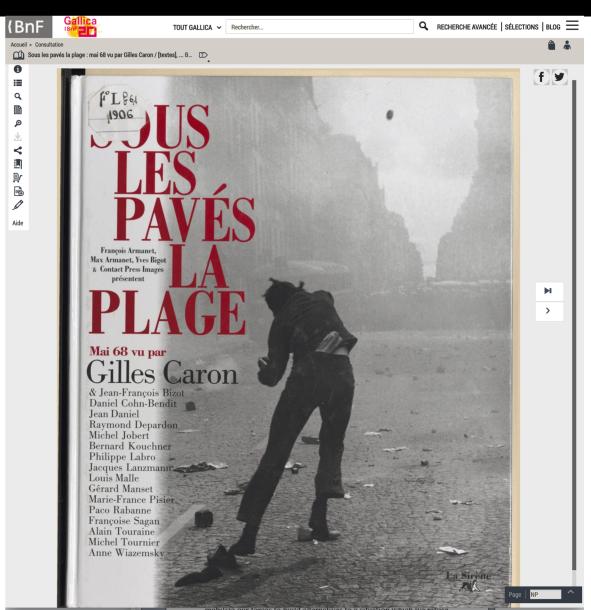
# How to find works from ReLIRE projects? 1- result of digitization (image mode): intra-muros library



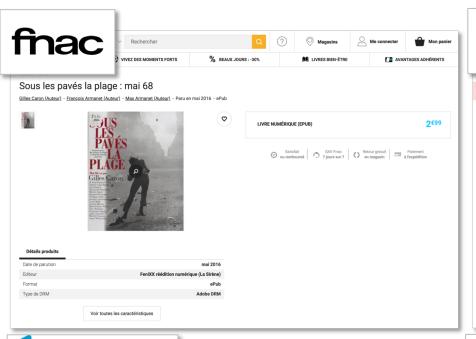
## How to find works from ReLIRE projects?

2- ebooks : excerpts available on Gallica (BNF platform) (15%) + link to resellers





# How to find works from ReLIRE projects? 3- on sale on ebooks resellers, global and local.





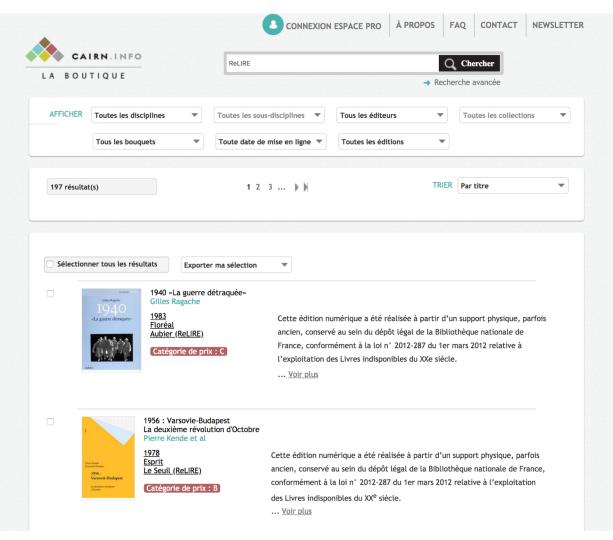




#### How to find works from ReLIRE projects?

4 – on cairn.info, the online collection of francophone publications in social sciences and humanities





### **Long life to The ReLIRE project**



Thank you for your attention.

http://www.relire.net

http://www.fenixx.com

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