



NIGERIAN JOURNAL OF TECHNOLOGY

NIJOTECH POLICY IN RELATION TO PLAGIARISM, INFRINGEMENT OF COPYRIGHT, INFRINGEMENT OF MORAL RIGHTS AND SUBMISSION TO MULTIPLE PUBLICATIONS

INTRODUCTION TO PLAGIARISM, COPYRIGHT AND MORAL RIGHTS

1. Nigerian Journal of Technology (“NIJOTECH”) hereinafter referred to as “the journal” will not tolerate submission of works to which contain plagiarised material or infringe the copyright or moral rights of third parties.

2. Plagiarism is the act of dishonestly copying or taking advantage of, the work of another author as if it were your own, without acknowledgement. Plagiarism can take many forms including word for word copying of another work, or simply copying the ideas from another work without attribution.

3. Plagiarism includes so called “self-plagiarism”, which is the submission of one’s own previously published material to a new publication, without informing the publisher of the new publication that the work has been previously published.

4. There is also a concern where authors submit the same work to multiple publications. This can waste the time of publishers and reviewers and this policy therefore aims to prevent this.

5. Copyright infringement is unlawful and occurs when a substantial part of the work of another author is copied without consent.

6. Copyright infringement and plagiarism can overlap but are not synonymous. For example:

- If an author includes in his/her work a direct copy of a substantial part of another author’s work without their permission and passes it off as their own work then this may be both plagiarism and copyright infringement.
- If an author includes in his/her work a direct copy of a substantial part of another author’s work without their permission but expressly acknowledges in the work that it is the work of another author then this would not be plagiarism but may be copyright infringement.
- If an author presents the work or ideas of another author as their own but does not include in his or her work a direct copy of a substantial part of the other author’s work, then this may be plagiarism but would not be copyright infringement.

7. Authors have certain moral rights which include the right to object to derogatory treatment of a copyright work. Infringement of moral rights occurs if a person publishes commercially or communicates to the public a derogatory treatment of the work of another author. A derogatory treatment of a work is any addition to, deletion from or alteration to or adaptation of the work which amounts to distortion or mutilation of the work or is otherwise prejudicial to the honour or reputation of the author. Moral rights of authors also include the right to be identified as the author of a copyright work (if the author has asserted this right), and breaching this right would also constitute an infringement of moral rights.

RESPONSIBILITIES OF THE AUTHORS

8. Before submitting any work to NIJOTECH the author(s) must make sure that:

- the author(s) owns all of the rights in the work including the copyright in the work;
- the work is the author(s)’s own original work and is not copied wholly or substantially from any other work or material or any other source;
- the work does not infringe the copyright or other rights of any third party;

- the author(s) has the right to license or assign (as applicable) the copyright in the work;
- the work or any version of it has not previously been published or submitted for publication except as specifically informed to NIJOTECH at the time of submission; and
- the author has not submitted the work or any substantially similar work to another publication and will not do so unless NIJOTECH decides not to publish the work.

DEALING WITH CASES OF PLAGIARISM, COPYRIGHT INFRINGEMENT OR MORAL RIGHTS INFRINGEMENT

9. If NIJOTECH becomes aware that a work may contain plagiarised material or infringe copyright or moral rights belonging to a third party, either before or after publication of that work, NIJOTECH will follow the procedures set out below.

10. In following the procedures set out below, NIJOTECH will assess for its own internal purposes whether to continue to consider for publication or withdraw a work. Any decision reached by NIJOTECH will be solely as to whether or not NIJOTECH wishes to consider publishing the work. NIJOTECH will not issue a decision as to whether or not plagiarism, or infringement of copyright or moral rights has actually taken place.

PROCEDURE WHERE A WORK HAS BEEN SUBMITTED, BUT NOT PUBLISHED

11. If NIJOTECH becomes aware that a work may contain plagiarised material or infringe copyright or moral rights belonging to a third party before publication, NIJOTECH will contact the author(s) to highlight the issue that has arisen and ask for the author(s)'s explanation of the apparent problem.

12. The following is a non-exhaustive list of actions that may be taken by NIJOTECH in such circumstances:

12.1 No response or unsatisfactory response: If no response is received or an unsatisfactory response is received to NIJOTECH's query:

- the work may immediately be withdrawn from the editorial/review process and may not be published;
- NIJOTECH may inform the author(s) that no further action with respect to progressing the reviewing/editorial handling of the work will take place and that NIJOTECH will not consider for publication works written by the author(s) for a period of 5 years;
- NIJOTECH may not consider for publication works written by the author(s) for a period of 5 years; and
- the editor or editorial board of IET publications and members of staff employed by NIJOTECH may also be informed of these actions only on a need to know basis.

12.2 Response admitting mistake: In the case of minor mistakes (for example omitting to include proper citation of the source of reproduced material) NIJOTECH may request from the author(s) some wording for use in noting any correction to the online version by adding a note to the metadata or adding an additional separate PDF, or in the case of a print version for use in printing an erratum note in a subsequent issue before progressing the editorial process.

12.3 In the case of misconduct, NIJOTECH may adopt any or all of the responses and actions listed in section 12.1.

12.4 Submitting a similar work to more than one publication: If prior to publication, it is found that an author(s) has submitted a work or substantially similar work concurrently to more than one publication without informing NIJOTECH, NIJOTECH will inform the author (i) that it believes the same work or substantially similar work had been submitted to another publication and (ii) whether NIJOTECH will reject the work or would like to discuss publication of the work with the publisher of the other publication.

12.5 If prior to publication, it is found that the work or a substantially similar work has already been published previously in another publication, NIJOTECH will inform the author that it believes the same work or a substantially similar work has been published in another publication and NIJOTECH may reject the work.

12.6 Any repeat occurrence may result in a similar process to that described in section 12.1 above except that NIJOTECH may not consider for publication works written by the author(s) for a period of 1 year.

PROCEDURE WHERE A WORK HAS ALREADY BEEN PUBLISHED

13. If NIJOTECH has published a work and subsequently becomes aware of matters which give rise to a reasonable suspicion that the work contains plagiarised material or material that infringes copyright or moral rights then NIJOTECH may immediately withdraw the work from the relevant publication.

- In respect of NIJOTECH Digital Library (IDL), the metadata, (Title and Authors) may be retained, but the PDF may be removed and replaced by a notice indicating the work is currently unavailable; and
- NIJOTECH may request that the AJOL simultaneously takes down the PDF from their database and leaves in place similar metadata and a similar notice to that retained on the NIJOTECH website.

If NIJOTECH withdraws publication of a work in this manner NIJOTECH may then follow the procedure set out in sections 14 and 15 below.

14. If NIJOTECH becomes aware that a work may contain plagiarised material or infringe copyright or moral rights belonging to a third party after publication, NIJOTECH will inform the author(s) that an issue has arisen and ask for the author(s)'s explanation of the apparent problem.

15. The following is a non-exhaustive list of actions that may be taken by NIJOTECH in such circumstances:

15.1 No response or unsatisfactory response: If no response is received or an unsatisfactory response is received to NIJOTECH's query:

- the work may be withdrawn from the relevant publication:
- In respect of NIJOTECH, the metadata, (Title and Authors) may be retained, but the PDF may be removed and replaced by a notice indicating the work has been retracted.
- NIJOTECH may request that AJOL simultaneously takes down the PDF from their database and leaves in place similar metadata and a similar retraction notice to that retained on NIJOTECH website.
- If the work has also been printed, in the next available issue of the publication NIJOTECH may publish a retraction note (included in the contents list) with respect to the work.
 - NIJOTECH may inform the author(s) that the work will be withdrawn from the relevant publication and that NIJOTECH may not consider for publication works written by the author(s) for a period of 5 years;
 - NIJOTECH may not consider for publication works written by the author(s) for a period of 5 years; and
 - the editor or editorial board of NIJOTECH publications and members of staff employed by NIJOTECH may also be informed of these actions only on a need to know basis.

15.2 Response admitting mistake: If the author(s) responds admitting a mistake:

- In the case of minor mistakes (for example omitting to include proper citation of the source of reproduced material) NIJOTECH may request from the author(s) some wording for use in noting any correction to the online version by adding a note to the metadata or adding an

additional separate PDF, or in the case of a print version for use in printing an erratum note in a subsequent issue.

- In the case of misconduct, NIJOTECH may adopt any or all of the responses and actions listed in Section 15.1.

Similar material published in more than one publication

15.3 Where it is discovered after publication of the work that the work or a substantially similar work has been published previously in another publication, NIJOTECH will inform the author that it believes the same work had been published in another publication and NIJOTECH may withdraw the work from NIJOTECH publication. Any repeat occurrence may result in a similar process to that described in section 15.1 above except that NIJOTECH may not consider for publication works written by the author(s) for a period of 1 year.

DISCIPLINARY PROCEDURES FOR MEMBERS

16. Where the author(s) is a member of NIJOTECH and NIJOTECH believes that the author(s) may have acted contrary to the Bye-laws of NIJOTECH than the matter may be referred to the Disciplinary Board of NIJOTECH together with the facts as known.

DISPUTES BETWEEN AUTHORS AND THIRD PARTIES

17. This section (sections 17 to 19) will be followed if there is a dispute between a third party and an author whereby a third party has made an allegation of plagiarism or infringement of copyright or moral rights against an author(s) of a work submitted to NIJOTECH for publication or published by NIJOTECH. Where such a dispute arises:

- the author(s) and the third party should endeavour to resolve their difficulties independently of NIJOTECH;
- NIJOTECH will not act to decide the dispute between the third party and the author;
- NIJOTECH will not agree to act as an arbitrator or mediator on either a formal or an informal basis in any such dispute but does encourage the parties to resolve the matter amicably between themselves;
- NIJOTECH will decide for its own internal purposes on the basis of the procedures set out in the sections above, whether or not to publish a work or withdraw publication of a work if it has already been published; and
- NIJOTECH reserves the right not to publish any work that is the subject of a dispute until the dispute has been resolved.

18. When such a dispute is finally resolved through Court proceedings or by arbitration or mediation by the author(s) and the third party, and the outcome referred to NIJOTECH, a decision as to whether or not to publish a work, or re-instate a work which has been withdrawn, will be taken by NIJOTECH.

19. If NIJOTECH itself is accused of infringement of copyright or moral rights, NIJOTECH will take such steps as it deems appropriate to defend its interests.

20. In all matters that will require litigations and leading to court proceedings, authors are enjoined to sign on the Copyright form that such matters will be handled at the courts of competent jurisdictions within Nsukka, Enugu State. Nigeria.

ACKNOWLEDGEMENT

Parts of this policy statement was adapted from that used by the IET of UK (www.theiet.org)