BETHLEHEM

Historic District Association

FAIR USE INFORMATION

The BHDA Historic Interactive Map is not copyrighted. Any or all information within the map may be copied and used to facilitate extended research on the general topic. This meets the criteria for fair use under copyright rules. Fair use permits a party to use copyrighted work without the copyright owner's permission for purposes such as criticism, comment, news reporting, teaching, scholarship, and research.

Copyright law establishes the following factors that are considered in deciding whether a use constitutes fair use. These factors are:

1. Whether the use is commercial or non-commercial and whether the use is transformative. If it is non-commercial, it is more likely to be fair use. Transformative uses are those that add something new and do not substitute the original use of the work. If the use is transformative, it is more likely to be fair use.

2. The nature of the underlying work, specifically whether it is more creative or more factual. Use of factual work would be more likely to support a fair use claim:

    a. The amount of copyrighted work that was used to compare to the copyrighted work as a whole. Where the amount used is very small in relation to the copyrighted work, this factor will favor a finding of fair use.

    b. Whether the defendant's activities may harm the current market. If the use does not harm the copyright owner's current or potential market, then it will weigh for fair use.