

N^o 39

* Great Brit. - George II

(I)

Read 3 March 1737



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Geo. II - not passed Public

An Act for the Encouragement of Learning, by the more effectual securing the sole Right of printing Books to the Authors thereof, their Executors, Administrators, or Assigns, during the Times therein mentioned, and to repeal an Act passed in the Eighth Year of the Reign of Her late Majesty Queen Anne, intituled, *An Act for the Encouragement of Learning, by vesting the Copies of printed Books in the Authors or Purchasers of such Copies, during the Times therein mentioned*; and for the better securing the Payment of the Drawback of the Duties for Paper used in printing Books in the *Latin, Greek, Oriental, and Northern Languages*, within the Two Universities of *Oxford and Cambridge*, so far as the said Drawback relates to Paper made in *Great Britain*.



Whereas an Act passed in the Eighth Year of the Reign of her late Majesty Queen Anne, intituled, *An Act for the Encouragement of Learning, by vesting the Copies of printed Books in the Authors or Purchasers of such Copies, during the Times therein mentioned*, has proved ineffectual to prevent the Publication and Sale of surreptitious Editions and Impressions of Books, and the Mischief, intended by the said Act to be prevented, hath of late Years greatly increased, and many Works do daily continue to be printed, and

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are openly sold without the Consent of the Authors thereof, their Executors, Administrators, or Assigns, to the great Detriment, and often times the utter Ruin of them and their Families; by which Violation of Property Men of Learning are discouraged from pursuing Studies, which might prove of great and lasting Benefit to the World: **And whereas** it may be just and reasonable to secure to Authors the Property of their own Works, for a longer Term than they are intitled unto by the said Act; **Therefore** for the more effectual vesting in Authors, their Executors, Administrators, and Assigns, the Property of their own Writings, and thereby encouraging learned Men to write, compile, translate, and compose useful Books; may it please your most Excellent Majesty that it may be enacted, **And be it enacted** by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the Twenty fourth Day of *June*, One thousand seven hundred and thirty seven, the Author of any Book, Pamphlet, or Writing, already printed, or hereafter to be printed, originally in this Kingdom, or his Assignee or Assigns, shall have the sole Right and Liberty of printing and reprinting such Book, Pamphlet, or Writing, during his natural Life; and his Executors, Administrators, or Assigns, for the Term of eleven Years after his Death, in case such Author shall live ten Years after the first Publication of any such Work; and if he shall die within ten Years after such Publication, then for the Term of Twenty one Years after his Death: And in case any such Book, Pamphlet, or Writing, hath been, or shall be first published by the Executors, Administrators, or Assigns of the Author, after his Death, then such Executors, Administrators, or Assigns, shall have the sole Right and Liberty of printing and reprinting such Book, Pamphlet, or Writing, for the Term of Twenty one Years, from the Day such Book, Pamphlet, or Writing was, or hath been, or shall be first published, and no longer.

And be it further enacted by the Authority aforesaid, That if, during such Term as aforesaid, any Person whatsoever shall print, or reprint, or import, or cause to be printed, reprinted, or imported, any such Book, Pamphlet, or Writing, or any Sheet of any such Book, Pamphlet, or Writing, without the Consent of the Author thereof, his Executors, Administrators, or Assigns, first had and obtained in Writing, to be signed in the Presence of two or more credible Witnesses; or shall knowingly sell, publish, or expose to Sale, any such Book, Pamphlet, or Writing, or any Sheet of any such Book, Pamphlet, or Writing, so printed, reprinted, or imported, without such Consent first had and obtained as aforesaid, then such Offender shall forfeit such Book, Pamphlet, or Writing, and every Sheet and Part thereof, to the
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Author thereof, his Executors, Administrators, or Assigns, who shall damask and make waste Paper thereof: And every such Offender shall likewise forfeit the Sum of Five Shillings for every Sheet which shall have been printed, reprinted, imported, or knowingly sold by him, her, or them, or which shall be found in his, her, or their Custody, either printed, or printing, published, or exposed to Sale, contrary to the Intent of this Act; which Sum shall and may be recovered by such Author, his Executors, Administrators, or Assigns, together with full Costs of Suit, by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at *Westminster*, in which no Wager of Law, Essoign, Privilege, or Protection, or more than one Imparlance, shall be allowed.

And whereas many surreptitious Editions of Books are printed and sold so covertly, and the vending of the same is carried on and managed so craftily, that the Authors of such Books, their Executors, Administrators, or Assigns, can seldom come to the Knowledge thereof, or be able to make due Proof that the same were surreptitiously printed, or exposed to Sale, or to ascertain the Numbers or Values of the Books so surreptitiously printed, by reason whereof such Authors, their Executors, Administrators, or Assigns, are disabled from recovering adequate Compensation in Damages for the Losses by them sustained by such surreptitious Editions being printed and sold, as aforesaid; **be it therefore further enacted** by the Authority aforesaid, That from and after the Twenty fourth Day of *June*, One thousand seven hundred and thirty seven, it shall and may be lawful to and for all and every Author and Authors of any Book or Books whatsoever, his or their Executors, Administrators, or Assigns, by virtue of this present Act, to exhibit in the High Court of Chancery, or in any other of His Majesty's Courts of Equity, one or more Bill or Bills against any Person printing, reprinting, importing, selling, or exposing to Sale any such Book or Books, or any Sheet or Sheets of the same so printed, without the Consent of the Authors thereof, their Executors, Administrators, or Assigns, or against any Person or Persons concerned therein, for a Discovery of the Numbers and Values of such Books, and of the Persons by whom, and the Places where, the same were so printed, published, or exposed to Sale, and for an Account of the Profits made by Sale thereof, waving or disclaiming in every such Bill all the Penalties and Forfeitures incurred by this Act for the Matters therein contained; to which Bill or Bills the Person and Persons against whom the same shall be so exhibited shall answer at large, and shall not plead or demur to the Discovery thereby sought, but shall account with the Author or Authors of such Books, his or their Executors, Administrators, or Assigns, for all the Profits by him or them received by Sale of any such Books, and every Sheet or Sheets of such Book or Books
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so printed without the Consent of the Authors thereof, their Executors, Administrators, or Assigns, and pay the same accordingly, and shall also deliver up upon Oath all such Books, and every Sheet or Sheets of such Books then remaining unfold in his or their Hands, Custody, or Power, in order to the damasking and making waste Paper thereof; and if such Defendant or Defendants shall duly account with the Plaintiff or Plaintiffs for the said several Sums, in manner as aforesaid, and pay the same accordingly, and also deliver up the said remaining Copies or Books, and every Sheet or Sheets of such Copies or Books, then he, she, or they, shall not be prosecuted upon any other Branch or Article in this Act, or upon any other Law or Statute whatsoever, for the printing, importing, or exposing to Sale such surreptitious Editions or Impressions, as aforesaid: Provided always, That if such Bill or Bills shall be dismissed by the Court where the same shall be exhibited, the Plaintiff or Plaintiffs shall pay every such Defendant and Defendants his and their full Costs of Suit; and in case there shall be a Decree pronounced against the Defendant or Defendants, such Defendant or Defendants shall pay to the Plaintiff or Plaintiffs his and their full Costs of Suit, in like manner, unless the Court shall otherwise direct.

And whereas many Persons may through Ignorance offend against this Act, unless some Provision be made to ascertain the Property of every Book, Pamphlet, or Writing hereby intended to be secured to the Author thereof, his Executors, Administrators, or Assigns, and to make known the Consent of such Author, his Executors, Administrators, or Assigns, for the printing or reprinting of the same; **be it further enacted** by the Authority aforesaid, That wherever any Author of any Book, Pamphlet, or Writing, already published, or hereafter to be printed, reprinted, or published, his Executors, Administrators, or Assigns, shall be minded to claim the Benefit of this Act, every such Author of any Book, Pamphlet, or Writing, his Executors, Administrators, or Assigns, shall, before every such Publication, enter in the Register Book of the Company of Stationers the Title Page of the Copy of such Book, Pamphlet, or Writing, and the Size and Sort of Paper, upon which the Edition then to be published is printed, and shall also, in and by such Entry, claim the Property of the said Book, Pamphlet, or Writing, and the Benefit of this Act, for which Entry Six pence shall be paid to the Warehouse Keeper of the said Company of Stationers for the time being, and no more; and every such Author, or his Executors, Administrators, or Assigns, at the Time of making such Entry, shall deliver Fourteen fair Copies of every such Book, Pamphlet, or Writing, upon the best Paper, on which such Book, Pamphlet, or Writing shall be printed and published, to the Warehouse Keeper of the said Company of Stationers for the time being, who is hereby required to receive the same at the Hall of the said Company, for the

the Use of the Royal Library, the Libraries of the Two Universities in that part of *Great Britain* called *England*, the Four Universities in that part of *Great Britain* called *Scotland*, the Library of *Sion College* in *London*, the Libraries of the Societies of the *Inner* and *Middle Temple*, *Lincolns Inn*, and *Grays Inn*, and the Advocates in *Doctors Commons*, and the Library belonging to the Faculty of Advocates at *Edinburgh*, respectively; and upon Delivery of the said Fourteen Copies, the said Warehouse Keeper shall give unto the Author or Proprietor delivering the same, a Receipt for the said Fourteen Copies, signifying, that he has received the said Fourteen Copies in pursuance of, and for the Purposes specified in this Act, for which Receipt he shall take a Fee of Six Pence, and no more; and the said Warehouse Keeper, shall enter a Copy of every such Receipt in the said Register Book of the said Company of Stationers, a Certificate of which Entry, under the Hand of the said Warehouse Keeper, shall, upon all Occasions, be admitted to be sufficient Evidence, that such Receipt was given.

Provided always, and be it enacted by the Authority aforesaid, That where the Author of any Book, Pamphlet, or Writing, hereafter to be published in the Life-time of such Author, shall desire to have his Name concealed, such Author may cause any Person or Persons whatsoever to make a like Entry, to the Effect aforesaid, in the Name or Names of any such Person or Persons, expressing in such Entry, that he, she, or they claim the Property of the Book, Pamphlet, or Writing so entred, and the Benefit of this Act in Trust for, and for the Benefit of the real Author thereof; and the Person and Persons making such Entry shall, to all Intents and Purposes, be deemed the Author and Authors of such Book, Pamphlet, or Writing, for the Term of Twenty one Years, and no longer: But if within the said Term the real Author shall discover himself, and claim the Property of such Book, Pamphlet, or Writing so entred, or in case of the Death of such Author, some Person intitled under him shall, by discovering who was the real Author of such Book, Pamphlet, or Writing, claim the Property thereof; and when it shall appear, who was the real Author, as aforesaid, such Entry, so made in Trust for his Benefit, shall be as effectual to secure to him, his Executors, Administrators, or Assigns, the Benefit of this Act, as if the same had been made by himself, and in his own Name.

And be it further enacted by the Authority aforesaid, That nothing in this Act contained shall be construed to extend to subject any Bookseller, or any other Person whatsoever, to the Penalties and Forfeitures herein mentioned, for or by reason of the printing, reprinting, or importing, selling, or exposing to Sale, any Book, Pamphlet, or Writing, printed, reprinted, or imported, without the Consent of the Author or Proprietor thereof,

unless such Entry is made as before directed, and unless Fourteen Copies of every such Book, Pamphlet, or Writing hereafter to be published, shall, at the Time of the Entry made as before mentioned, and before such Publication, be delivered to the Warehouse Keeper of the Company of Stationers, as aforesaid.

Provided always, and be it enacted by the Authority aforesaid, That no Author of any Book, Pamphlet, or Writing already printed and published, his Executors, Administrators, or Assigns, which hath not been entred in the Register Book of the Company of *Stationers*, and whereof Nine Copies have not been delivered for the Use of the Royal Library, the Libraries of the Universities of *Oxford* and *Cambridge*, the Libraries of the Four Universities in *Scotland*, the Library of *Sion College* in *London*, and the Library belonging to the Faculty of Advocates at *Edinburgh*, pursuant to the Directions of the said Act made in the Eighth Year of the Reign of Queen *Anne*, shall have any Benefit from this Act, unless such Author, his Executors, Administrators, or Assigns, shall, on or before the Twenty fifth Day of *December*, One thousand seven hundred and thirty seven, enter in the Register Book of the Company of *Stationers* the Title Page of the Copy of such Book, Pamphlet, or Writing, the Time when the said Book, Pamphlet, or Writing was first published, and shall specify particularly under what Title or Right he claims the Property of such Book, Pamphlet, or Writing; and unless, on or before the said Twenty fifth Day of *December*, Nine perfect Copies of such Book, Pamphlet, or Writing, shall be delivered to the Warehouse Keeper of the Company of *Stationers* for the time being, for the Use of the Nine Libraries above mentioned, as aforesaid, for which Entry Six Pence shall be paid to the said Warehouse Keeper of the said Company, and no more.

And to the end that the genuine Edition of Books may the more easily be distinguished from surreptitious and pirated Impressions, be it further enacted by the Authority aforesaid, That the Author or Proprietor of every Book, Pamphlet, or Writing, hereafter to be published and entred as aforesaid, in pursuance of this Act, shall always print, or cause to be printed, a Copy of the Warehouse Keeper's Receipt for the Fourteen Copies of the said Book, Pamphlet, or Writing, upon the first or last Sheet of every Copy of the said Book or Books; and shall likewise print, or cause to be printed, in the first or last Sheet of every such Book or Books, the Price for which such Book is sold in Sheets; and shall, before the Publication of every new Edition of the said Book, Pamphlet, or Writing, enter a Memorandum in the Register Book of the Company of *Stationers* of the Size and Sort of Paper upon which such new Edition is printed; for which Entry Six Pence shall be paid to the Warehouse Keeper of the Company of *Stationers*, and no more.

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And be it enacted by the Authority aforesaid, That if any Author of any Book, Pamphlet, or Writing, hereafter published and entered as aforesaid, his Executors, Administrators, or Assigns, shall neglect to print such Receipt and Price, or make such Memorandum, or deliver such Books, as aforesaid, he shall for every such Offence forfeit and pay double the Value of the said Books, and also the Sum of Fifty Pounds; one Moiety thereof to the King's most Excellent Majesty, His Heirs, and Successors, the other Moiety to him, her, or them, that shall sue for the same, to be recovered by Action of Debt, Bill, Plaint, or Information, with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, wherein no Wager of Law, Essoign, Privilege, or Protection, or more than one Impar lance, shall be allowed.

And be it further enacted by the Authority aforesaid, That the said Register Book of the Company of *Stationers* may, at all seasonable and convenient Times, be resorted to and inspected by any Bookseller, Printer, or other Person, for the Purposes before mentioned, without any Fee or Reward: And the Warehouse Keeper of the said Company of *Stationers* shall, when, and as often as thereunto required, give a Certificate under his Hand, of all and every the Entry and Entries to be made in the said Register Book, by virtue of this Act: And for every such Certificate may take a Fee, not exceeding Six Pence.

Provided also, if the Warehouse Keeper of the said Company do not deliver the said fourteen Copies, so received by him for the Use of the Libraries before mentioned, within Two Days after Demand thereof by the Keepers of the respective Libraries before mentioned, or any Person or Persons by them, or any of them, authorized as aforesaid to demand the said Copy, he shall for every such Offence forfeit Ten Pounds for every Copy not so delivered, and also the Value of the said printed Copy and Copies not so delivered, the same to be recovered by the King's Majesty, his Heirs, and Successors, and by the Chancellor, Masters, and Scholars of any of the said Universities, and by the President and Fellows of *Sion College*, and by the said Societies of the *Inner* and *Middle Temple*, *Lincolns Inn*, and *Grays Inn*, the Dean of the Arches for the Time being, and the said Faculty of Advocates at *Edinburgh*, with their full Costs respectively.

And whereas it has been a frequent Practice among Authors and Publishers of Books of Value, as soon as an Impression has been sold, to publish another Edition thereof with Alterations, Additions, or Notes, whereby the Purchasers of the former Edition have been much injured, and the Value of their Books greatly diminished; for Remedy of such Inconvenience, be it further enacted by the Authority aforesaid, That from and after the said Twenty fourth Day of *June*, One thousand seven hundred and thirty seven, if any Author or Authors of any Book or Books, his, or their Executors, Administrators, or Assigns, or
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other Person or Persons whatsoever, shall, within the Space of Twenty one Years after the Publication of any Book or Books, which was or were sold in Sheets for a Price exceeding Five Shillings in Sheets, publish, or cause to be published, a subsequent Edition thereof, with any Additions or Alterations, except such as shall arise from correcting the common Errors of the Press, or from a Variation of Expression only, such Person or Persons, so publishing such subsequent Edition, shall, at the same Time, or within six Months after, print and publish, in the same Size, and on the same Paper as the Edition immediately preceding, so many separate Books or Sheets, containing such Additions and Alterations, with proper References to the Pages where they are to be inserted in the next preceding Edition, as shall be sufficient to answer the Demands of the Purchasers of the said preceding Edition; which said separate Books or Sheets shall be sold at Prices in Proportion to the said preceding Edition, Regard being had to the Number of Sheets contained in each Edition. And if any of the Persons aforesaid shall neglect to print and publish such Additions and Alterations in manner as aforesaid, such Person or Persons so neglecting shall lose all Benefit and Advantage, which he, she, or they might otherwise claim under this Act to such subsequent Edition; and shall moreover forfeit the Sum of Fifty Pounds to any Person or Persons who shall sue for the same, to be recovered, with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt, Bill, Plaint, or Information, in which no Wager of Law, Essoign, Privilege, or Protection, or more than one Imparlance, shall be allowed.

Provided always, and be it enacted by the Authority aforesaid, That as often as any Book, which was sold in Sheets for a Price exceeding Three Shillings, Nine Copies whereof at the least were, upon the first Publication, delivered as aforesaid for the Use of the Libraries above mentioned, shall be reprinted with Additions or Alterations, except such as shall arise from correcting the Errors of the Press, or a Variation of Expression only, that then Fourteen fair Copies of every such Book so reprinted with Additions or Alterations, before the Publication of such Edition, shall, by the Author or Authors, Printer or Printers thereof, be delivered to the Warehouse Keeper of the Company of *Stationers*, for the Use of the Libraries above mentioned; and if any Author or Printer shall make Default in delivering the said Copies of such Books so reprinted with Additions or Alterations, such Author or Printer so making Default shall lose all Benefit and Advantage, which he, she, or they might otherwise claim under this Act, in relation to such subsequent Edition; and shall moreover forfeit the Sum of Ten Pounds for every Copy not so delivered, the same to be recovered by the King's Majesty, his Heirs, and Successors, and by the Chancellor, Master, and

and Scholars of any of the said Universities, and by the President and Fellows of *Sion College*, and by the said Societies of the *Inner and Middle Temple, Lincolns Inn, Grays Inn*, and the Dean of the Arches for the time being, and the said Faculty of the Advocates at *Edinburgh*, with their full Costs respectively.

Provided always, and be it enacted by the Authority aforesaid, That nothing in this Act contained do extend, or shall be construed to extend, to prohibit the Importation, Vending, or Selling of any Book or Books in *Greek or Latin*, or any foreign Language originally printed beyond the Seas.

And forasmuch as the true Worth of Books and Writings is, in many Cases, not found out till a considerable Time after the Publication thereof, and Authors, who are in Necessity, may often be tempted absolutely to sell and alienate the Right, which they will hereby have to the original Copies of the Books which they have composed, before the Value thereof is known, and may thereby put it out of their own Power to alter and correct their Compositions, upon maturer Judgement and Reflection; **Therefore**, be it enacted by the Authority aforesaid, That from and after the said Twenty fourth Day of *June*, One thousand seven hundred and thirty seven, no Author shall have power to sell, alienate, assign, or transfer, except by his last Will and Testament, the Right hereby vested in him to the original Copy of any Book, Pamphlet, or Writing, to any Person or Persons whatsoever, for any longer Time than Ten Years, to commence from the Date of such Sale, Alienation, Assignment, or Transfer; and all Sales, Alienations, Transfers, Assignments, and all Covenants for any Sale, Alienation, Assignment, or Transfer, for any longer Time, or to commence from a future Day, and all Bargains and Covenants for Renewal of the same, before the first Term is expired, shall be utterly void and of none effect.

And be it further enacted by the Authority aforesaid, That the said Act made in the Eighth Year of the Reign of her late Majesty Queen *Anne*, intituled, *An Act for the Encouragement of Learning, by vesting the Copies of printed Books in the Authors or Purchasers of such Copies, during the Times therein mentioned*, and every Clause, Matter, and Thing therein contained, shall, from and after the said Twenty fourth Day of *June*, One thousand seven hundred and thirty seven, be, and the same is hereby repealed.

Provided always, and it is hereby enacted, That nothing in this Act contained shall be construed to impeach, or make void, or to enlarge, any Contract now subsisting between any Authors, Printers, Booksellers, or other Persons whatsoever, or to revive any Contract already expired; but that all Persons shall enjoy their respective Rights to the Terms already granted to them,

under the Restrictions, Conditions, and Provisions, in the said Act made in the Eighth Year of the Reign of Her late Majesty Queen *Anne*, during which Terms, all Persons printing, reprinting, importing, publishing, selling, or exposing to Sale, as aforesaid, any such Book or Books, without the Consent, as aforesaid, of the Proprietors of the Copy thereof, shall be liable to the Penalties and Forfeitures incurred by the said Act.

And be it further enacted by the Authority aforesaid, That from and after the Twenty fourth Day of *June*, One thousand seven hundred and thirty seven, in case the Lord Chancellor, or Lord Keeper, Lord Treasurer, the Speaker of the House of Commons, the Chancellor of the Exchequer, and the Chief Justices of the one Bench, and of the other, for the time being, or any Two of them, shall, by virtue of the Power and Authority herein after given to them, or any Two of them, think fit to limit the Price, for which any Book shall be sold bound, or in Sheets, they, or any Two of them, shall thereupon make such Order therein in Writing, signed with their Names, as they shall think reasonable; which Order so made and signed, as aforesaid, shall be entered in the Register Book of the Company of Stationers, and shall forthwith be published in the *London Gazette*, and every Book-feller, Printer, or other Person whatsoever, who after such Order made, entered, and published, as aforesaid, shall take a higher Price for any Book or Books whatsoever, than the Price so limited by the said Lord Chancellor, or Lord Keeper, Lord Treasurer, the Speaker of the House of Commons, the Chancellor of the Exchequer, and the Chief Justices of the one Bench, and the other, for the time being, or any Two of them, shall forfeit the Sum of Five Pounds for every such Book so sold, or exposed to Sale, and likewise double the Value of any Book or Books so sold, as aforesaid; one Moiety thereof to the King's most Excellent Majesty, his Heirs, and Successors, and the other Moiety to any Person or Persons, who shall sue for the same, to be recovered with Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt, Bill, Plaint, or Information, in which no Wager of Law, Essoign, Privilege, or Protection, or more than one Imparlanee, shall be allowed.

And be it further enacted, That the Lord Chancellor, or Lord Keeper, Lord Treasurer, the Speaker of the House of Commons, the Chancellor of the Exchequer, and the Chief Justices of the one Bench, and the other, for the time being, or any Two of them, shall have full Power and Authority, according to their Discretions, to enquire and examine into the enhancing and encreasing the Rates, or selling, or exposing to sale of any Books whatsoever, at too high and unreasonable Prices, either upon Complaint made to them, or any Two of them, or upon their own Knowledge or Notoriety of the Fact, or otherwise, according to their Discretions; and by Order under their
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Hands and Seals, or the Hands and Seals of any Two of them, to limit the Price for which any Book whatsoever shall be sold, either bound or in Sheets; which Order or Orders shall, from time to time, be entred in the Register Book of the Company of *Stationers* without Fee or Reward, and shall forthwith be published in the *London Gazette*, as aforesaid.

And whereas by an Act made in the Tenth Year of the Reign of her late Majesty Queen *Anne*, *For laying several Duties upon all Paper made in Great Britain, or imported into the same*, it is, amongst other Things, provided and enacted, That, for the Encouragement of Learning, so much Money as shall from time to time be paid for the Duties granted by the said Act for any Quantities of Paper which, during the Continuance of the said Duties, shall be used in printing any Books in the *Latin, Greek, Oriental, or Northern* Languages, within the Two Universities of *Oxford* and *Cambridge*, or either of them, by the Permission of the Vice-Chancellors of the same respectively, shall and may be drawn back and repaid in the Manner thereby directed: And whereas by an Act made in the Twelfth Year of the Reign of her said late Majesty, *For laying additional Duties on Paper*, the said additional Duties are made payable with the like Drawbacks as the Duties imposed on Paper by the said Act made in the Tenth Year of her said Majesty's Reign are directed to be paid; and whereas the Method prescribed for obtaining the Drawbacks and Repayment of the Duties paid or payable for the Paper so used in the printing of the said Books in the said Universities, as aforesaid, has been found ineffectual; be it therefore enacted by the Authority aforesaid, That, for the Encouragement of Learning, so much Money as shall from time to time be paid for the Duties payable for any Quantities of Paper made or to be made in *Great Britain* only, which, during the Continuance of the said Duties, shall be used in the printing of any Books in the *Latin, Greek, Oriental, or Northern* Languages, within the said Universities, or either of them, by Permission of the Vice-Chancellors of the same respectively, shall and may be drawn back and repaid in manner following, that is to say, The Chief Manager of the Press in each of the said Universities shall from time to time make Proof by Oath in Writing before the Vice-Chancellor (who is hereby impowered and required to administer the same) of the Kinds and Quantities of the Paper so used, and of the Amount of the Duties thereof, paid or payable by the said Acts; and the said Oath in Writing being certified by the said Vice-Chancellor, and produced to the respective Commissioners, who are to manage the Duties upon Paper, and due Proof being made upon Oath before the said Commissioners (who are hereby impowered and required to administer the same) of the Sale of such and so much Paper made or to be made in *Great Britain* only, or to or for the Use of the said Chief Manager of the Press, as his said

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Oath in Writing shall express to be so used in the printing of the said Books in the said Universities, as aforesaid, and of the Payment of the Duties of such and so much Paper so sold, the said respective Commissioners shall forthwith cause Payment to be made of such Money, as the Duties payable for the Paper used in the printing the said Books in the said Universities, as is aforesaid, shall amount to the said Payment, to be made without any Fee or Charge whatsoever, and without Delay, to such Person or Persons as the said Vice-Chancellor shall authorize and appoint to receive the same, out of any of the said Duties upon Paper arising by the said Acts; any Thing in the said Acts contained to the contrary notwithstanding.

And whereas the Duties payable upon Paper imported into this Kingdom, to be made use of in printing, greatly exceed the Duties payable upon the Importation of printed Books, whereby Foreigners and others are encouraged to bring in great Numbers of Books originally printed and published in this Kingdom, and reprinted abroad, to the Diminution of His Majesty's Revenue, and the Discouragement of the Trade and Manufacture of this Kingdom; for the preventing thereof for the future, **be it enacted** by the Authority aforesaid, That from and after the said Twenty fourth Day of *June*, One thousand seven hundred and thirty seven, it shall not be lawful for any Person or Persons whatsoever to import or bring into this Kingdom for Sale, any Book or Books first printed and published in this Kingdom, and reprinted in any other Place or Country whatsoever; and if any Person or Persons shall import, or bring into this Kingdom, for Sale, any printed Book or Books so first printed in this Kingdom, and reprinted in any other Place or Country as aforesaid, or knowing the same to be so reprinted or imported, contrary to the true Intent and Meaning of this Act, shall sell, publish, or expose to Sale any such Book or Books, then every such Person or Persons so doing or offending shall forfeit the said Book or Books, and all and every Sheet or Sheets thereof, and the same shall be forthwith damasked and made waste Paper. **And further,** That every such Offender or Offenders shall forfeit the Sum of Five Pounds, and double the Value of every Book, which he or they shall so import or bring into this Kingdom, or shall knowingly sell, publish, or expose to Sale, or cause to be sold, published, or exposed to Sale, contrary to the true Intent and Meaning of this Act; the One Moiety thereof to the King's most Excellent Majesty, his Heirs, and Successors, and the other Moiety to any Person or Persons that shall sue for the same, to be recovered with Costs of Suit in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt, Bill, Complaint, or Information, in which no Wager of Law, Effoign, Privilege, or Protection, or more than One Imparlance, shall be allowed.

And

And whereas the Authors and Proprietors, of Works composed with great Labour and long Study, are often greatly injured by such hasty and incorrect Abridgements or Translations of the same; as not only lessen the Sale, but also frequently sink the Reputation of the original Composition; **be it further enacted**, That if any Person or Persons shall, within Three Years after the Publication of any Book, print, publish, import, or sell any Abridgement of the same, or any Translation thereof, into any other Language, without the Consent of the Author or Proprietor first obtained in Writing, to be signed in the Presence of Two or more credible Witnesses, then such Offender shall forfeit such Abridgement or Translation, and every Sheet and Part thereof, to the Proprietor or Proprietors of the original Book, who shall damask or make waste Paper thereof; and every such Offender shall likewise forfeit the Sum of Five Shillings for every Sheet thereof, to the Proprietor or Proprietors of the original Book so abridged or translated, which shall have been printed, imported, or knowingly sold by him, her, or them, or which shall be found in his, her, or their Custody, either printed, or printing, published or exposed to Sale, contrary to the Intent of this Act; which Sum shall and may be recovered by such Person or Persons, as shall be the Proprietor or Proprietors of the original Book so abridged or translated, at the Time when such Offence shall be committed, together with full Costs of Suit, by Action of Debt, Bill, Complaint, or Information in any of His Majesty's Courts of Record at *Westminster*, in which no Wager of Law, Essoign, or Protection, or more than One Imparlance, shall be allowed.

And be it enacted by the Authority aforesaid, That this Act shall extend, and be construed and taken to extend, to the Author or Authors of any Book or Books of Musick, or any Composition in Musick whatsoever, whether printed or engraved.

Provided always, and be it further enacted, That if any Person or Persons incur any of the Penalties and Forfeitures contained in this Act, in that Part of this Kingdom called *Scotland*, such Penalties and Forfeitures shall be recoverable by Action in the Court of Session there.

And be it further enacted by the Authority aforesaid, That if any Action or Suit shall be commenced or brought against any Person or Persons whatsoever, for doing, or causing to be done, any thing in pursuance of this Act, the Defendant in such Action may plead the General Issue, and give the special Matter in Evidence; and if upon such Action a Verdict be given for the Defendant, or the Plaintiff become nonsuited, or discontinue his Action, then the Defendant shall have his full Costs of Suit.

Provided, That nothing in this Act contained shall extend, or be construed to extend, either to prejudice or confirm any Right, that the Two Universities in that Part of *Great Britain* called *England*, or the Four Universities in that Part of *Great*

Britain called Scotland, or any of them, or any Person or Persons now have, or claim to have, to the printing or reprinting any Book or Copy already printed, or hereafter to be printed.

Provided nevertheless, That all Actions, Suits, Bills, and Indictments, or Informations, for any Offence that shall be committed against this Act, shall be brought, sued, and commenced within Three Years next after such Offence committed, or the same shall be void and of none Effect.

F I N I S