

Subjects of his late most Christian Majesty, (though born of Parents being British Subjects) who have quitted their respective Countries by Reason of the Revolution in France, or Countries conquered by France, shall not be liable to be arrested, &c. for Debt contracted

the Countries subject to his late most Christian Majesty, or who having been born within the Dominions of the King's most Excellent Majesty, passed into the Dominions of his said most Christian Majesty, under the Age of fifteen Years, and who have *bonâ fide* resided in such Countries, as Subjects of his said late most Christian Majesty, although born of Parents Subjects of his Majesty or his Predecessors, who shall have quitted their respective Countries by Reason of any Revolution or Troubles in *France*, in Countries conquered by the Arms of *France*, shall not be liable to be arrested, imprisoned, or held to Bail, or to find any Caution for their forthcoming or paying any Debt, nor to be taken in Execution on any Judgment, or by any Caption for or by Reason of any Debt or other Cause of Action, contracted or arising in any Parts beyond the Seas, other than the Dominions of his Majesty, while such Persons were not within the Dominions of his Majesty; and in case any such person shall have been or shall be arrested, imprisoned, or held to Bail, or taken in Execution on a Judgment, or by any Caption, contrary to the Intent of this Act, such Person shall be discharged therefrom by Order of any of his Majesty's Courts of *Westminster-Hall*, or of the Court of Session in *Scotland*, or of his Majesty's Four Courts in *Ireland*, or of any Judge of any such Court in Vacation Time; any Thing in any Act or Acts contained to the contrary thereof notwithstanding.

in such Countries; and if arrested, &c. shall be discharged.

C A P. CVII.

An Act for the further Encouragement of Learning, in the United Kingdom of *Great Britain* and *Ireland*, by securing the Copies and Copyright of printed Books, to the Authors of such Books, or their Assigns for the Time herein mentioned. [2d July 1801.]

WHEREAS it is expedient that further Protection should be afforded to the Authors of Books, and the Purchasers of the Copies and Copyright of the same, in the United Kingdom of *Great Britain* and *Ireland*; may it therefore please your 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 the Author of any Book or Books already composed, and not printed or published, and the Author of any Book or Books which shall hereafter be composed, and the Assignee or Assigns of such Authors respectively; shall have the sole Liberty of printing and re-printing such Book and Books, for the Term of fourteen Years, to commence from the Day of first publishing the same, and no longer; and that if any other Bookseller, Printer, or other Person whatsoever, in any Part of the said United Kingdom, or in any Part of the *British* Dominions in *Europe*, shall, from and after the passing of this Act, print, re-print, or import, or shall cause to be printed, re-printed, or imported, any such Book or Books, without the Consent of the Proprietor or Proprietors of the Copyright of and in such Book or Books first had and obtained in Writing, signed in the Presence of two or more credible Witnesses, or, knowing the same to be so printed, re-printed, or imported, without such Consent of such Proprietor or Proprietors, shall sell, publish, or expose to Sale, or cause to be sold, published, or exposed to Sale, or shall have in his or their Possession for Sale, any such Book or Books, without such Consent first had and obtained as aforesaid, then such Offender or Offenders shall be liable to a special Action on the Case, at the Suit of the Proprietor or Proprietors of the Copyright of such Book or Books so unlawfully printed, re-printed, or imported, or published or exposed to Sale, or being in the Possession of such Offender or Offenders for Sale as aforesaid, contrary to the true Intent and Meaning of this Act; and every such Proprietor and Proprietors shall and may, by and in such Special Action upon the Case to be so brought against such Offender or Offenders in any Court of Record in that Part of the said United Kingdom, or of the *British* Dominions in *Europe*, in which the Offence shall be committed, recover such Damages as the Jury on the Trial of such Action, or on the Execution of a Writ of Enquiry thereon, shall give or assess, together with Double Costs of Suit; in which Action no Wager of Law, *Essoign*, Privilege, or Protection, nor more than one *Imparlance* shall be allowed; and all and every such Offender or Offenders shall also forfeit such Book or Books, and all and every Sheet and Sheets being Part of such Book or Books, and shall deliver the same to the Proprietor or Proprietors of the Copyright of such Book or Books, upon Order of any Court of Record in which any Action or Suit, in Law or Equity, shall be commenced or prosecuted by such Proprietor or Proprietors, to be made on Motion or Petition to the said Court; and the said Proprietor or Proprietors shall forthwith damask or make Waste Paper of the said Book or Books, and Sheet or Sheets respectively; and all and every such Offender or Offenders shall also forfeit the Sum of Threepence for every Sheet which shall be found in his or their Custody, either printed or printing, or 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 thereof to any Person or Persons who shall sue for the same in any such Court of Record, by Action of Debt, Bill, Complaint, or Information, in which no Wager of Law, *Essoign*, Privilege, or Protection, nor more than one *Imparlance* shall be allowed: Provided always, That after the Expiration of the said Term of fourteen Years, the Right of printing or disposing of Copies shall return to the Authors thereof, if they are then living, for another Term of fourteen Years.

II. Provided also, and be it further enacted, That nothing in this Act contained shall extend, or be construed to extend, to any Book or Books heretofore composed, and printed or published in any Part of the said United Kingdom, nor to exempt or indemnify any Person or Persons whomsoever, from or against any Penalties or Actions, to which he, she, or they shall or may have become, or shall or may hereafter be liable for or on Account of the unlawfully printing, re-printing, or importing such Book or Books, or the selling, publishing, or exposing the same to Sale, or the having the same in his or their Possession for Sale, contrary to the Laws and Statutes in force respecting the same, at the Time of the passing an Act in the Session of Parliament of the thirty-ninth and fortieth Years of the Reign of his present Majesty, intituled, *An Act for the Union of Great Britain and Ireland*.

III. And

Authors of Books already composed, and not printed or published, and of Books to be hereafter composed, and their Assigns, shall have the sole Right of printing them for 14 Years: Booksellers, &c. in any Part of the United Kingdom, or *British* European Dominions, who shall print, re-print, or import, &c. any such Book, without Consent of the Proprietor, shall be liable to an Action for Damages, and shall also forfeit the Books to the Proprietor, and 3d. per Sheet, Half to the King, and Half to the Informer.

Authors shall have a Second 14 Years Term, if living.

Act shall not extend to Books already published, nor indemnify against Penalties under former Acts in force at the Union of *Great Britain* and *Ireland*. 39 & 40 G. 3. c. 67.

III. And whereas Authors have heretofore bequeathed, given, or assigned, and may hereafter bequeath, give, or assign, the Copies or Copyrights of and in Books composed by them, to or in Trust for the College of the Holy Trinity of *Dublin*; and, in and by their several Wills or other Instruments, have directed or may direct, that the Profits arising from the printing or re-printing such Books, shall be applied or appropriated as a Fund for the Advancement of Learning, and other beneficial Purposes of Education, within the College aforesaid: And whereas such useful Purposes will frequently be frustrated, unless the sole Right of printing and re-printing of such Books the Copies of which shall have been or shall be so bequeathed, given, or assigned as aforesaid, be preserved and secured to the said College in Perpetuity; be it therefore further enacted, That the said College shall, at their own Printing Presses, within the said College, have for ever the sole Liberty of printing and re-printing all such Books as shall at any Time heretofore have been, or (not having been heretofore published or assigned) shall at any Time hereafter be bequeathed, or otherwise given or assigned by the Author or Authors of the same respectively, or the Representatives of such Author or Authors, to or in Trust for the said College for the Purposes aforesaid, unless the same shall have been bequeathed, given or assigned, or shall hereafter be bequeathed, given, or assigned for any Term of Years, or any other limited Term; any Law or Usage to the contrary thereof in anywise notwithstanding; and that if any Printer, Bookseller, or other Person whatsoever, shall, from and after the passing of this Act, unlawfully print, re-print, or import, or cause to be printed, re-printed, or imported, or, knowing the same to be so unlawfully printed, re-printed, or imported, shall sell, publish, or expose to Sale, or cause to be sold, published, or exposed to Sale, or have in his or their Possession for Sale, any such last-mentioned Book or Books, such Offender and Offenders shall be subject and liable to the said Actions, Penalties, and Forfeitures as are herein-before mentioned and contained with respect to Offenders against the Copyrights of Authors and their Assigns: Provided nevertheless, That nothing in this Act shall extend to grant any exclusive Right to the said College of the Holy Trinity of *Dublin*, otherwise than so long as the Books or Copies belonging to the said College, are and shall be printed only at the Printing Presses of the said College, within the said College, and for the sole Benefit and Advantage of the said College; and that if the said College shall delegate, grant, lease, or sell the Copyrights or exclusive Rights of printing the Books hereby granted, or any Part thereof, or shall allow, permit, or authorize any Person or Persons, or Bodies Corporate, to print or reprint the same, then the Privilege hereby granted shall become void and of no Effect, in the same Manner as if this Act had not been made; but the said College shall nevertheless have a Right to sell such Copies so bequeathed or given as aforesaid, in like Manner as any Author or Authors can or may lawfully do under the Provisions of this Act, or any other Act now in force.

IV. Provided also, and be it further enacted, That no Bookseller, Printer, or other Person whatsoever, shall be liable to the said Penalty of Threepence *per* Sheet, for or by reason of the printing, re-printing, importing, or selling of any such Book or Books, or the having the same in his or their Custody for Sale, without the Consent of the Proprietor or Proprietors of the Copyright thereof as aforesaid, unless before the Time of the Publication of such Book or Books by the Proprietor or Proprietors thereof (other than the said College) the Right and Title of such Proprietor or Proprietors shall be duly entered in the Register Book of the Company of Stationers in *London*, in such Manner as hath been usually heretofore done by the Proprietors of Copies and Copyrights in *Great Britain*; nor if the Consent of such Proprietor or Proprietors for the printing, re-printing, importing, or selling such Book or Books, shall be in like Manner entered; nor unless the Right and Title of the said College to the Copyright of such Book or Books as has or have been already bequeathed, given, or assigned to the said College, be entered in the said Register Book before the twenty-ninth Day of *September* one thousand eight hundred and one, and of all and every such Book or Books as may or shall hereafter be bequeathed, given or assigned as aforesaid, be entered in the said Register Book within the Space of two Months after any such Bequest, Gift, or Assignment shall have come to the Knowledge of the Provost of the said College; for every of which several Entries Sixpence shall be paid, and no more; which said Register Book shall at all Times be kept at the Hall of the said Company, and shall and 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 Clerk of the said Company of Stationers shall, when and as often as thereunto required, give a Certificate under his Hand of such Entry or Entries, and for every such Certificate may take a Fee not exceeding Six-pence; and the said Clerk shall also, without Fee or Reward, within fifteen Days next after the thirty-first Day of *December* and the thirtieth Day of *June* in each and every Year, make or cause to be made, for the Use of the said College, a List of the Titles of all such Books, the Copyright to which shall have been so entered in the Course of the Half Year immediately preceding the said thirty-first Day of *December* and the thirtieth Day of *June* respectively, and shall upon Demand deliver the said Lists or cause the same to be delivered to any Person or Persons duly authorized to receive the same for and on Behalf of the said College.

V. Provided also, and be it further enacted, That if the Clerk of the said Company of Stationers for the Time being shall refuse or neglect to register or make such Entry or Entries, or to give such Certificate or Certificates, being thereunto respectively required by the Author or Authors, Proprietor or Proprietors of such Copies or Copyrights, or by the Person or Persons to whom such Consent shall be given, or by some Person on his or their Behalf, in the Presence of two or more credible Witnesses, then such Party or Parties so refused, Notice being first duly given by Advertisement in the *London Gazette*, shall have the like Benefit as if such Entry or Entries, Certificate or Certificates, had been duly made and given; and the Clerk so refusing shall, for any such Offence, forfeit to the Author or Proprietor of such Copy or Copies, or to the Person or Persons to whom such Consent shall be given, the Sum of twenty Pounds; or if the said Clerk shall refuse or neglect to make the List aforesaid, or to deliver the same to any Person duly authorized to demand the same on Behalf of the said College, the said Clerk shall also forfeit to the said College the like Sum of twenty Pounds; which said respective Penalties shall and may be recovered in any of his Majesty's Courts of Record in the said United

Trinity College, *Dublin*, shall for ever have the sole Right of printing Books given or bequeathed to them, unless they are given, &c. for a limited Time only.

Penalty on Persons printing such Books the same as under § 1.

To extend only to Books printed at the College Presses.

But the College may sell their Copyrights.

Booksellers, &c. shall not be liable to the Penalty of 3d. *per* Sheet, unless the Title to the Copyright be entered by the Proprietor, &c. at Stationers Hall, *London*; nor if the Consent of the Proprietor be so entered.

Clerk of the Company shall give Certificates of Entries, and make a Half-yearly List of the Books so entered for the Use of Trinity College.

If the Clerk refuses to make Entries, &c. Parties may give Notice in the *London Gazette*, and the Clerk shall forfeit 20*l*.

Two additional Copies of Books entered at Stationers Hall, shall be delivered there for the Use of the Libraries of Trinity College, and the King's Inns, Dublin.

No Person shall import into any Part of the United Kingdom, for Sale, any Book first composed, &c. within the United Kingdom, and re-printed elsewhere.

Penalty on importing, selling, or keeping for Sale, any such Books, Forfeiture thereof, and also 10s. and Double the Value.

Books may be seized by Officers of Customs or Excise, who shall be rewarded.

Exceptions as to Books not having been printed in the United Kingdom for 20 Years, &c.

General Issue.

Limitation of Actions under this Act six Months.

Kingdom, by Action of Debt, Bill, Plaint, or Information, in which no Wager of Law, Essoign, Privilege or Protection, nor more than one Imparance shall be allowed.

VI. Provided also, and be it further enacted, That from and after the passing of this Act, in Addition to the nine Copies now required by Law to be delivered to the Warehouse-keeper of the said Company of Stationers, of each and every Book and Books which shall be entered in the Register Book of the said Company, one other Copy shall be in like Manner delivered for the Use of the Library of the said College of the Holy Trinity of *Dublin*, and also one other Copy for the Use of the Library of the Society of the King's Inns *Dublin*, by the Printer or Printers of all and every such Book and Books as shall hereafter be printed and published, and the Title to the Copyright whereof shall be entered in the said Register Book of the said Company, and that the said College and the said Society shall have the like Remedies for enforcing the Delivery of the said Copies, and that all Proprietors, Booksellers, and Printers, and the Warehouse-keeper of the said Company, shall be liable to the like Penalties for making Default in delivering the said Copies for the Use of the said College and the said Society, as are now in force with respect to the delivering or making Default in delivering the nine Copies now required by Law to be delivered in Manner aforesaid.

VII. And be it further enacted, That, from and after the passing of this Act, it shall not be lawful for any Person or Persons whomsoever to import or bring into any Part of the said United Kingdom of *Great Britain* and *Ireland* for Sale, any printed Book or Books, first composed, written, or printed, and published in any Part of the said United Kingdom, and re-printed in any other Country or Place whatsoever; and if any Person or Persons shall import or bring, or cause to be imported or brought for Sale any such printed Book or Books into any Part of the said United Kingdom, contrary to the true Intent and Meaning of this Act, or shall knowingly sell, publish, or expose to Sale, or have in his or their Possession for Sale, any such Book or Books, then every such Book or Books shall be forfeited, and shall and may be seized by any Officer or Officers of Customs or Excise, and the same shall be forthwith made Waste Paper; and all and every Person and Persons so offending, being duly convicted thereof, shall also, for every such Offence, forfeit the Sum of ten Pounds, and Double the Value of each and every Copy of such Book or Books which he, she, or they shall so import or bring, or cause to be imported or brought into any Part of the said United Kingdom, or shall knowingly sell, publish, or expose to Sale, or shall cause to be sold, published, or exposed to Sale, or shall have in his or their Possession for Sale, contrary to the true Intent and Meaning of this Act; and the Commissioners of Customs in *England*, *Scotland*, and *Ireland* respectively (in case the same shall be seized by any Officer or Officers of Customs) and the Commissioners of Excise in *England*, *Scotland*, and *Ireland* respectively (in case the same shall be seized by any Officer or Officers of Excise) shall also reward the Officer or Officers who shall seize any Books which shall be so made Waste Paper of, with such Sum or Sums of Money as they the said respective Commissioners shall think fit, not exceeding the Value of such Books; such Reward respectively to be paid by the said respective Commissioners, out of any Money in their Hands respectively arising from the Duties of Customs and Excise: Provided, That no Person or Persons shall be liable to any of the last mentioned Penalties or Forfeitures, for or by Reason or Means of the Importation of any Book or Books which has not been printed or reprinted in some Part of the said United Kingdom, within twenty Years next before the same shall be imported, or of any Book or Books re-printed abroad, and inserted among other Books or Tracts to be sold therewith in any Collection, where the greatest Part of such Collection shall have been first composed or written abroad.

VIII. And be it further enacted, That if any Action or Suit shall be commenced or brought against any Person or Persons whomsoever, for doing or causing to be done any Thing in pursuance of this Act, the Defendants in such Action may plead the General Issue, and give the Special Matter in Evidence; and if upon such Action a Verdict shall be given for the Defendant, or the Plaintiff become nonsuited, or discontinued his Action, then the Defendant shall have and recover his full Costs, for which he shall have the same Remedy as a Defendant in any Case by Law hath; and that all Actions, Suits, Bills, Indictments, or Informations, for any Offence that shall be committed against this Act, shall be brought, sued, and commenced within six Months next after such Offence committed, or else the same shall be void and of none Effect.

C A P. CVIII.

An Act for enabling his Majesty to grant Commissions for executing an Act made in the Thirty-ninth and Fortieth Years of the Reign of his present Majesty, intituled, *An Act for the better Preservation of Timber in the New Forest in the County of Southampton, and for ascertaining the Boundaries of the said Forest, and of the Lands of the Crown within the same.* [2d July 1801.]

‘ WHEREAS by an Act, passed in the thirty-ninth and fortieth Years of his present Majesty’s Reign, intituled, *An Act for the better Preservation of Timber in the New Forest in the County of Southampton, and for ascertaining the Boundaries of the said Forest, and of the Lands of the Crown within the same,* it was enacted, That it should be lawful for his Majesty to issue, or cause to be issued, one or more Commission or Commissions under the Great Seal of *Great Britain*, and thereby to appoint *Nathaniel Bond* Esquire, one of his Majesty’s Counsel learned in the Law, *John Lens* Esquire, Serjeant at Law, and *James Burrough* Esquire, Barrister at Law, to be Commissioners for the Purposes of the said Act, and to authorize and empower them, or any two of them, to carry the same into Execution in Manner therein mentioned: And whereas, since the passing of the said Act, the said *Nathaniel Bond* hath been appointed one of the Lords Commissioners of his Majesty’s Treasury, and in consequence of such Appointment hath declined to execute the Powers and Authorities contained in the said Act; and it is proper that some other Person should be appointed

39 & 40 G 3.
c. 86.

Repealed
1971c. 47