

12 July 1814.

689



A

B I L L

[AS AMENDED ON SECOND RE-COMMITMENT]

To amend the several Acts for the Encouragement of Learning, by securing the Copies and Copyright of printed Books, to the Authors of such Books, or their Assigns.

Note—*The Figures in the Margin denote the number of the Folios in the written Copy.*

N. B.—*The Clause marked (A.) was added by the Committee; and those marked (N^o 1. and N^o 2.) were added on the Re-commitment.*

1 **W** H E R E A S by an Act, made in the Eighth year of the
 2 **W** H E R E A S by an Act, made in the Eighth year of the
 3 **W** H E R E A S by an Act, made in the Eighth year of the
 4 **W** H E R E A S by an Act, made in the Eighth year of the
 5 **W** H E R E A S by an Act, made in the Eighth year of the
 6 **W** H E R E A S by an Act, made in the Eighth year of the
 7 **W** H E R E A S by an Act, made in the Eighth year of the
 8 **W** H E R E A S by an Act, made in the Eighth year of the
 9 **W** H E R E A S by an Act, made in the Eighth year of the
 10 **W** H E R E A S by an Act, made in the Eighth year of the
 11 **W** H E R E A S by an Act, made in the Eighth year of the
 12 **W** H E R E A S by an Act, made in the Eighth year of the
 13 **W** H E R E A S by an Act, made in the Eighth year of the
 14 **W** H E R E A S by an Act, made in the Eighth year of the
 15 **W** H E R E A S by an Act, made in the Eighth year of the
 16 **W** H E R E A S by an Act, made in the Eighth year of the
 17 **W** H E R E A S by an Act, made in the Eighth year of the
 18 **W** H E R E A S by an Act, made in the Eighth year of the
 19 **W** H E R E A S by an Act, made in the Eighth year of the
 20 **W** H E R E A S by an Act, made in the Eighth year of the
 21 **W** H E R E A S by an Act, made in the Eighth year of the
 22 **W** H E R E A S by an Act, made in the Eighth year of the
 23 **W** H E R E A S by an Act, made in the Eighth year of the
 24 **W** H E R E A S by an Act, made in the Eighth year of the
 25 **W** H E R E A S by an Act, made in the Eighth year of the
 26 **W** H E R E A S by an Act, made in the Eighth year of the
 27 **W** H E R E A S by an Act, made in the Eighth year of the
 28 **W** H E R E A S by an Act, made in the Eighth year of the
 29 **W** H E R E A S by an Act, made in the Eighth year of the
 30 **W** H E R E A S by an Act, made in the Eighth year of the
 31 **W** H E R E A S by an Act, made in the Eighth year of the
 32 **W** H E R E A S by an Act, made in the Eighth year of the
 33 **W** H E R E A S by an Act, made in the Eighth year of the
 34 **W** H E R E A S by an Act, made in the Eighth year of the
 35 **W** H E R E A S by an Act, made in the Eighth year of the
 36 **W** H E R E A S by an Act, made in the Eighth year of the
 37 **W** H E R E A S by an Act, made in the Eighth year of the
 38 **W** H E R E A S by an Act, made in the Eighth year of the
 39 **W** H E R E A S by an Act, made in the Eighth year of the
 40 **W** H E R E A S by an Act, made in the Eighth year of the
 41 **W** H E R E A S by an Act, made in the Eighth year of the
 42 **W** H E R E A S by an Act, made in the Eighth year of the
 43 **W** H E R E A S by an Act, made in the Eighth year of the
 44 **W** H E R E A S by an Act, made in the Eighth year of the
 45 **W** H E R E A S by an Act, made in the Eighth year of the
 46 **W** H E R E A S by an Act, made in the Eighth year of the
 47 **W** H E R E A S by an Act, made in the Eighth year of the
 48 **W** H E R E A S by an Act, made in the Eighth year of the
 49 **W** H E R E A S by an Act, made in the Eighth year of the
 50 **W** H E R E A S by an Act, made in the Eighth year of the
 51 **W** H E R E A S by an Act, made in the Eighth year of the
 52 **W** H E R E A S by an Act, made in the Eighth year of the
 53 **W** H E R E A S by an Act, made in the Eighth year of the
 54 **W** H E R E A S by an Act, made in the Eighth year of the
 55 **W** H E R E A S by an Act, made in the Eighth year of the
 56 **W** H E R E A S by an Act, made in the Eighth year of the
 57 **W** H E R E A S by an Act, made in the Eighth year of the
 58 **W** H E R E A S by an Act, made in the Eighth year of the
 59 **W** H E R E A S by an Act, made in the Eighth year of the
 60 **W** H E R E A S by an Act, made in the Eighth year of the
 61 **W** H E R E A S by an Act, made in the Eighth year of the
 62 **W** H E R E A S by an Act, made in the Eighth year of the
 63 **W** H E R E A S by an Act, made in the Eighth year of the
 64 **W** H E R E A S by an Act, made in the Eighth year of the
 65 **W** H E R E A S by an Act, made in the Eighth year of the
 66 **W** H E R E A S by an Act, made in the Eighth year of the
 67 **W** H E R E A S by an Act, made in the Eighth year of the
 68 **W** H E R E A S by an Act, made in the Eighth year of the
 69 **W** H E R E A S by an Act, made in the Eighth year of the
 70 **W** H E R E A S by an Act, made in the Eighth year of the
 71 **W** H E R E A S by an Act, made in the Eighth year of the
 72 **W** H E R E A S by an Act, made in the Eighth year of the
 73 **W** H E R E A S by an Act, made in the Eighth year of the
 74 **W** H E R E A S by an Act, made in the Eighth year of the
 75 **W** H E R E A S by an Act, made in the Eighth year of the
 76 **W** H E R E A S by an Act, made in the Eighth year of the
 77 **W** H E R E A S by an Act, made in the Eighth year of the
 78 **W** H E R E A S by an Act, made in the Eighth year of the
 79 **W** H E R E A S by an Act, made in the Eighth year of the
 80 **W** H E R E A S by an Act, made in the Eighth year of the
 81 **W** H E R E A S by an Act, made in the Eighth year of the
 82 **W** H E R E A S by an Act, made in the Eighth year of the
 83 **W** H E R E A S by an Act, made in the Eighth year of the
 84 **W** H E R E A S by an Act, made in the Eighth year of the
 85 **W** H E R E A S by an Act, made in the Eighth year of the
 86 **W** H E R E A S by an Act, made in the Eighth year of the
 87 **W** H E R E A S by an Act, made in the Eighth year of the
 88 **W** H E R E A S by an Act, made in the Eighth year of the
 89 **W** H E R E A S by an Act, made in the Eighth year of the
 90 **W** H E R E A S by an Act, made in the Eighth year of the
 91 **W** H E R E A S by an Act, made in the Eighth year of the
 92 **W** H E R E A S by an Act, made in the Eighth year of the
 93 **W** H E R E A S by an Act, made in the Eighth year of the
 94 **W** H E R E A S by an Act, made in the Eighth year of the
 95 **W** H E R E A S by an Act, made in the Eighth year of the
 96 **W** H E R E A S by an Act, made in the Eighth year of the
 97 **W** H E R E A S by an Act, made in the Eighth year of the
 98 **W** H E R E A S by an Act, made in the Eighth year of the
 99 **W** H E R E A S by an Act, made in the Eighth year of the
 100 **W** H E R E A S by an Act, made in the Eighth year of the

Preamble re-
cites 8 Anne,
c. 19. § 5. ;
Requiring the
delivery to the
Stationers
Company, for
the use of cer-
tain Public
Libraries in
England and
Scotland, of
Nine Copies
of Books
printed and
published,
as therein
mentioned.

307.

A

And

Geo. III.
(U.K.) c. 107.
§. 6.

requiring the
delivery of
Two Copies
for the use of
Public Libra-
ries in Dublin,
of Books
entered at
Stationers
Hall.

And whereas by an Act made in the Forty-first year of the Reign of His present Majesty, intituled, " 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," it is, amongst other things, provided and enacted, " That, in addition to the Nine Copies required by Law to be delivered to the Warehousekeeper of the said Company of Stationers, of each and every Book and Books which shall be entered in the Register Books of the said Company, Two other Copies shall in like manner be delivered, for the use of the Library of the College of the *Holy Trinity*, and the Library of the Society of the *King's Inns*, in *Dublin*, by the Printer and Printers of all and every such Book and Books as should thereafter be printed and published, and the Title to the Copyright whereof should be entered in the said Register Book of the said Company ; "

3

AND whereas it is expedient that Copies of Books hereafter printed or published, should be delivered to the Libraries hereinafter mentioned, with the Modifications that shall be provided by this Act;

4

May it therefore please Your MAJESTY,

Provisions of
recited Acts,
as to deliver-
ing Copies to
Public Libra-
ries, Repealed.

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 so much of the said several recited Acts of the Eighth year of Queen *Anne*, and of the Forty-first year of His present Majesty, as requires that any Copy or Copies of any Book or Books which shall be printed or published, or reprinted and published with Additions, shall be delivered by the Printer or Printers thereof to the Warehousekeeper of the said Company of Stationers, for the use of any of the Libraries in the said Act mentioned, and as requires the delivery of the said Copies by the said Warehousekeeper for the use of the said Libraries, and as imposes any Penalty on such Printer, or Warehousekeeper, for not delivering the said Copies, shall be and the same is hereby Repealed.

5

6

Eleven
printed Copies
shall be deli-
vered on de-
mand within
Twelve
Months
after Publica-
tion, for the
use of the
following
Libraries:
British Mu-
seum, &c.

And be it further Enacted, That Eleven printed Copies of the first Edition of the whole of every Book and of every Volume thereof, upon the Paper upon which the largest number or impression of such Book shall be printed for Sale, together with all Maps and Prints belonging thereto, which, from and after the First day of *January*, one thousand eight hundred and thirteen, shall be printed and published, on demand thereof being made in writing to the Publisher or Publishers of such Book at any time within Twelve Months next after the publication thereof, under the hand of the Librarian or other Person or Persons thereto authorized on behalf of the Libraries following; that is to say, *The British Museum*, *Ston College*, *The Bodleian Library at Oxford*, *The Public Library at Cambridge*, *The University Library*, and The Library of

of

691

of the Faculty of Advocates at Edinburgh, The University Libraries at Glasgow and Saint Andrewes and Aberdeen in Scotland, Trinity College Library, and The King's Inns Library at Dublin, shall be delivered by the Publisher or Publishers thereof (within One Month after demand made thereof in writing as aforesaid) to the Warehousekeeper of the said Company of Stationers for the time being, which Copies the said Warehousekeeper shall and he is hereby required to receive at the Hall of the said Company, for the use of the Library on whose behalf such demand shall be made, within such Twelve Months as aforesaid; and the said Warehousekeeper is hereby required, within One Month after any such Book or Volume shall be so delivered to him as aforesaid, to deliver the same, for the use of such Library: And if any Publisher, or the Warehousekeeper of the said Company of Stationers, shall not observe the directions of this Act therein, that then he and they so making default in not delivering the said Eleven printed Copies as aforesaid, shall forfeit, besides the value of the said printed Copies, the sum of Five Pounds for each Copy not so delivered, together with the full Costs of Suit; the same to be recovered by the Person or Persons, or Body Politic or Corporate, who are by Law authorized to sue in behalf of such Library; for which penalties and value such Person or Persons, Body Politic or Corporate, is or are now hereby authorized to sue by Action of Debt or other proper Action in any Court of Record in the United Kingdom.

Provided always, and be it further Enacted, That no such printed Copy or Copies shall be demanded by or delivered to or for the use of any of the Libraries hereinbefore mentioned, of the second Edition, or of any subsequent Edition of any Book or Books so demanded and delivered as aforesaid, unless the same shall contain Additions or Alterations: And in case any Edition after the first, of any Book so demanded and delivered as aforesaid, shall contain any Addition or Alteration, no printed Copy or Copies thereof shall be demanded or delivered as aforesaid, if a printed Copy of such Additions or Alterations only, printed in an uniform manner with the former Edition of such Book, be delivered to each of the Libraries aforesaid, for whose use a Copy of the former Edition shall have been demanded and delivered as aforesaid: Provided also, That the Copy of every Book that shall be demanded by *The British Museum*, shall be delivered of the best paper on which such work shall be printed.

No Copies of a Second or subsequent Edition, without Addition or Alteration, to be demanded; Additions to be printed, and delivered separate.

AND whereas by the said recited Acts of the Eighth year of Queen Anne, and the Forty-first year of His present Majesty's Reign, it is enacted, "That the Author of any Book or Books, and the Assignee or Assigns of such Author respectively, should have the sole liberty of printing and reprinting such Book or Books for the term of Fourteen Years, to commence from the day of first publishing the same, and no longer; and it was provided, that after the expiration of the said term of Fourteen Years, the right of printing or disposing of Copies should return to the Authors thereof, if they were then living, for another Term of Fourteen Years:" AND WHEREAS it will afford further Encouragement to Literature, if the duration of such Copyright were extended in manner hereinafter

8 Anne, c. 19, § 1-11.
41 G. III. c. 107. § 1.
Instead of Copyright for Fourteen Years, and contingently for Fourteen more, as under former Acts;

Authors and
their Assigns
shall have
Twenty-eight
Years Copy-
right, abso-
lute, in their
Works.

41 G. III.
c. 147. § 1.
Booksellers,
&c. in any
part of the
United King-
dom, or
British Domi-
nions, who
shall print,
reprint, 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 Three
Pence per
Sheet, half to
the King, and
half to the
Informers.

Double Costs.

hereinafter mentioned; BE it further Enacted, That from and after the passing of this Act, the Author of any Book or Books composed and not printed and published, or which shall hereafter be composed, and be printed and published, and his Assignee or Assigns, shall have the sole liberty of printing and reprinting such Book or Books for the full term of Twenty-eight Years, to commence from the day of first publishing the same, and no longer: And that if any Bookseller or Printer, or other Person whatsoever, in any part of the United Kingdom of *Great Britain and Ireland*, in the Isles of *Man, Jersey or Guernsey*, or in any other part of the British Dominions, shall, from and after the passing of this Act, within the Terms and Times granted and limited by this Act as aforesaid, print, reprint or import, or shall cause to be printed, reprinted or imported, any such Book or Books, without the consent of the Author or Authors, or other Proprietor or Proprietors of the Copyright of and in such Book and Books, first had and obtained in writing; or, knowing the same to be so printed, reprinted or imported, without such consent of such Author or Authors, or other 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 Author or Authors, or other Proprietor or Proprietors of the Copyright of such Book or Books so unlawfully printed, reprinted 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 Author or Authors, or other Proprietor or 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 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 Imparance, shall be allowed; and all and every such Offender and Offenders shall also forfeit such Book or Books, and all and every Sheet being part of such Book or Books, and shall deliver the same to the Author or Authors, or other 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 Author or Authors, or other Proprietor or Proprietors, to be made on Motion or Petition to the said Court; and the said Author or Authors, or other Proprietor or Proprietors shall forthwith damask or make Waste Paper of the said Book or Books and Sheet or Sheets; and all and every such Offender and Offenders shall also forfeit the sum of Three-pence for every Sheet thereof, 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

Persons who shall sue for the same, in any such Court of Record, 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: Provided always, That in *Scotland* such Offender or Offenders shall be liable to an Action of Damages in the Court of Session in *Scotland*, which shall and may be brought and prosecuted in the same manner in which any other Action of Damages to the like amount may be brought and prosecuted there: and in any such Action where Damages shall be awarded, Double Costs of Suit or Expenses of Process shall be allowed.

AND in order to ascertain what Books shall be from time to time published, BE it Enacted, That the Publisher or Publishers of any and every Book demandable under this Act, which shall be published at any time after the passing of this Act, shall, within One calendar Month after the day on which any such Book or Books respectively shall be sold, published or advertised for sale, within the Bills of Mortality, or within Three calendar Months if the said Book shall be sold, published or advertised in any other part of *The United Kingdom*, enter the Title to the Copy of every such Book, and the Name of the Publisher thereof, in the Register Book of the Company of Stationers in *London*, in such manner as hath been usual with respect to Books, the Title whereof hath heretofore been entered in such Register Book, and deliver one Copy, on the best Paper as aforesaid, for the use of *The British Museum*; which Register Book shall at all times be kept at the Hall of the said Company; for every of which several Entries the Sum of Two Shillings shall be paid, and no more: Which said Register Book may at all seasonable and convenient times be resorted to and inspected by any Person; for which inspection the Sum of One Shilling shall be paid to the Warehousekeeper of the said Company of Stationers; and such Warehousekeeper shall, when and as often as thereto required, give a Certificate under his hand of every or any such Entry, and for every such Certificate the Sum of One Shilling shall be paid: And in case such Entry of the Title of any such Book or Books shall not be duly made by the Publisher or Publishers of any such Book or Books, within the said calendar Month, or Three Months, as the case may be, then the Publisher or Publishers of such Book or Books shall forfeit the Sum of Five Pounds, together with Eleven times the Price at which such Book shall be sold or advertised, to be recovered, together with full Cost of Suit, by the Person or Persons, Body Politic or Corporate, authorized to sue, and who shall first sue for the same, in any Court of Record in *The United 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: Provided always, That in the case of Magazines, Reviews, or other periodical Publications, it shall be sufficient to make such Entry in the Register Book of the said Company within One month next after the publication of the First Number or Volume of such Magazine, Review, or other periodical Publication: Provided always, That no failure in making any such Entry shall in any manner affect any Copyright, but shall only subject the Person making default to the Penalty aforesaid under this Act.

(Clause A.)
The Title of
all Books
shall be en-
tered at
Stationers'
Hall within
One Month
after publi-
cation.

CLAUSE
(No. 1.)
Warehouse-
keeper of
Stationers'
Hall to trans-
mit to Libra-
rians Lists of
Books enter-
ed; and call
on Publisher
for the Copies
demanded.

And be it further Enacted, That the said Warehousekeeper of the Company of Stationers shall from time to time and at all times, without any greater interval than Three months, transmit to the Librarian or other person authorized on behalf of the Libraries before mentioned, correct Lists of all Books entered in the Books of the said Company, and not contained in former Lists; and that on being required so to do by the said Librarians or other authorized person, or either of them, he shall call on the Publisher or Publishers of such Books, for as many of the said Copies as may have been demanded of them.

CLAUSE
(No. 2.)
Limitation of
Actions.

Provided nevertheless, 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 twelve months next after such offence committed, or else the same shall be void and of no effect.

695

Scss. 1813-14.

Λ

B I L L

[AS AMENDED ON SECOND RE-COMMITMENT]

To amend the several Acts for the Encouragement of Learning, by securing the Copies and Copyright of printed Books, to the Authors of such Books, or their Assigns.

*Ordered, by The House of Commons, to be printed,
12 July 1814.*