THIRD SCHEDULE

FORM OF DECLARATION AND UNDERTAKING

To

The Librarian of

the Library

(Address)

1. I [ ] of [ ]

*Delete whichever is inappropriate.

hereby request you to make and supply to me* [a copy of (*particulars of article*)] *[a copy of (*particulars of work of which a part is required to be supplied and particulars of that part*)], which I require for the purposes of research or private study.

do.

2. I have not previously been supplied with a copy of *[the said article] *[the said part of the said work] by any librarian.

3. I undertake that if a copy is supplied to me in compliance with the request made above, I will not use it except for the purposes of research or private study.

Signature†.....

Date .....

[†*Note:* This must be the personal signature of the person making the request. A stamped or typewritten signature, or the signature of an agent is *NOT* sufficient.]

EXPLANATORY NOTE

(*This Note is not part of the Regulations, but is intended to indicate their general purport.*)

These Regulations prescribe the classes of library entitled to the exemptions provided for in the Copyright Act, 1956, with regard to making copies of copyright works for the purpose of research or private study or for the purpose of supplying other libraries. Libraries established or conducted for profit may not make copies except for supply to other libraries. The Regulations also prescribe the conditions which must be complied with in order to enjoy these exemptions. Similar provisions are made in relation to copying typographical arrangements of published editions, which now enjoy copyright independently of any copyright in the work itself.

1957 No. 865

The Copyright (Notice of Publication) Regulations, 1957

Made - - - -	17*th May*, 1957
Laid before Parliament	24*th May*, 1957
Coming into Operation	1*st June*, 1957

The Board of Trade in pursuance of the powers conferred upon them by subsection (7) of section 7 of the Copyright Act, 1956(a), hereby make the following Regulations:—

1. Notice of an intended publication of a new work for the purposes of subsection (7) of section 7 of the Act shall be given by advertisement in a daily or Sunday newspaper with a national circulation in the United Kingdom.

(a) 4 & 5 Eliz. 2. c. 74.

2. Notice shall be given twice, on the first occasion to appear not less than three months, and on the second not less than two months, before the intended date of publication, with an interval of not less than one month between the two occasions.

3. Such notice shall be signed by or on behalf of the person giving it and shall include the following particulars:—

(*a*) the name and address of the person intending to publish and a statement of his intention to publish;

(*b*) the title (if any) and a description of the old work and the date or estimated date of making;

(*c*) the name of the author of the old work, if known to the person intending to publish;

(*d*) the name and address of the library, museum or institution in which the manuscript or a copy of the old work is kept;

(*e*) the name of the person from whom the library, museum or institution in which the manuscript or a copy of the old work is kept acquired it or a statement that the person intending to publish has failed after reasonable inquiries to discover the name of that person;

(*f*) an invitation to any person claiming to be the owner of the copyright in the old work to give notice of his claim to the person intending to publish.

4. In these Regulations—

"the Act" means the Copyright Act, 1956, and

"old work" and "new work" have the meanings assigned to those expressions in subsection (7) of section 7 of the Act.

5. The Interpretation Act, 1889(a), shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

6. These Regulations may be cited as the Copyright (Notice of Publication) Regulations, 1957, and shall come into operation on the 1st day of June, 1957.

Dated this 17th day of May, 1957.

F. J. Erroll,
Parliamentary Secretary to
the Board of Trade.

EXPLANATORY NOTE

(This Note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations prescribe the manner in which persons intending to publish old copyright works preserved in archives are to give notice of their intention if they do not know the identity of the copyright owner. Notice must be given by advertisement in a newspaper with a national circulation; it must appear twice, on the second occasion not less than two months before the date of publication. The details required to be inserted in the advertisement are indicated in Regulation 3.

(a) 52 & 53 Vict. c. 63.