CAP. XI.

An Act to continue an Act of the Twelfth Year of Her present Majesty, to prevent the spreading of contagious or infectious Disorders among Sheep, Cattle, and other Animals. [3d *May* 1852.]

'WHEREAS an Act was passed in the Twelfth Year of the Reign of Her present Majesty (Chapter One hundred and seven), for preventing, until the First Day of *September* One thousand eight hundred and fifty, and to the End of the then Session of Parliament, the spreading of contagious or infectious Disorders among Sheep, Cattle, and other Animals: And whereas, by Two Acts passed in the Fourteenth and Fifteenth Years of the Reign of Her Majesty, the said Act has been continued until the First Day of *September* One thousand eight hundred and fifty-two, and if Parliament should be then sitting, then further until the End of the then Session of Parliament: And whereas it is expedient that the said Act should be further continued:' Be it therefore enacted by the Queen'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 said first-recited Act shall continue and be in force until the First Day of *September* One thousand eight hundred and fifty-three, and if Parliament be then sitting, then further until the End of the then Session of Parliament.

11 & 12 Vict. c. 107.

13 & 14 Vict. c. 71, and 14 & 15 Vict. c. 69.

Recited Act continued till 1st Sept. 1853.

CAP. XII.

An Act to enable Her Majesty to carry into effect a Convention with *France* on the Subject of Copyright; to extend and explain the International Copyright Acts; and to explain the Acts relating to Copyright in Engravings. [28th *May* 1852.]

'WHEREAS an Act was passed in the Seventh Year of the Reign of Her present Majesty, intituled *An Act to amend the Law relating to International Copyright*, herein-after called "The International Copyright Act:" And whereas a Convention has lately been concluded between Her Majesty and the *French* Republic, for extending in each Country the Enjoyment of Copyright in Works of Literature and the Fine Arts first published in the other, and for certain Reductions of Duties now levied on Books, Prints, and Musical Works published in *France*: And whereas certain of the Stipulations on the Part of Her Majesty contained in the said Treaty require the Authority of Parliament: And whereas it is expedient that such Authority should be given, and that Her Majesty should be enabled to make similar Stipulations in any Treaty on the Subject of Copyright which may hereafter be concluded with any Foreign Power:' Be it enacted by the Queen'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, as follows:

7 & 8 Vict. c. 12.

Translations.

Partial Repeal of 7 & 8 Vict. c. 12. s. 18.

I. The Eighteenth Section of the said Act of the Seventh Year of Her present Majesty, Chapter Twelve, shall be repealed, so far as the same is inconsistent with the Provisions herein-after contained.

Her Majesty may by Order in Council direct that Authors of Books published in Foreign Countries may for a limited Time prevent unauthorized Translations.

II. Her Majesty may, by Order in Council, direct that the Authors of Books which are, after a future Time, to be specified in such Order, published in any Foreign Country, to be named in such Order, their Executors, Administrators, and Assigns, shall, subject to the Provisions herein-after contained or referred to, be empowered to prevent the Publication in the *British* Dominions of any Translations of such Books not authorized by them, for such Time as may be specified in such Order, not extending beyond the Expiration of Five Years from the Time at which the authorized Translations of such Books herein-after mentioned are respectively first published, and in the Case of Books published in Parts, not extending as to each Part beyond the Expiration of Five Years from the Time at which the authorized Translation of such Part is first published.

Thereupon the Law of Copyright shall extend to prevent such Translations.

III. Subject to any Provisions or Qualifications contained in such Order, and to the Provisions herein contained or referred to, the Laws and Enactments for the Time being in force for the Purpose of preventing the Infringement of Copyright in Books published in the *British* Dominions shall be applied for the Purpose of preventing the Publication of Translations of the Books to which such Order extends which are not sanctioned by the Authors of such Books, except only such Parts of the said Enactments as relate to the Delivery of Copies of Books for the Use of the *British Museum*, and for the Use of the other Libraries therein referred to.

Her Majesty may by Order in Council direct that Authors of Dramatic Works represented in Foreign Countries may for a limited Time prevent unauthorized Translations.

IV. Her Majesty may, by Order in Council, direct that Authors of Dramatic Pieces which are, after a future Time, to be specified in such Order, first publicly represented in any Foreign Country, to be named in such Order, their Executors, Administrators, and Assigns, shall, subject to the Provisions herein-after mentioned or referred to, be empowered to prevent the Representation in the *British* Dominions of any Translation of such Dramatic Pieces not authorized by them, for such Time as may be specified in such Order, not extending beyond the Expiration of Five Years from the Time at which the authorized Translations of such Dramatic Pieces herein-after mentioned are first published or publicly represented.

Thereupon the Law for protecting their Representation shall extend to prevent unauthorized Translations.

V. Subject to any Provisions or Qualifications contained in such last-mentioned Order, and to the Provisions herein-after contained or referred to, the Laws and Enactments for the Time being in force for ensuring to the Author of any Dramatic Piece first publicly represented in the *British* Dominions the sole Liberty of representing the same shall be applied for the Purpose of preventing the Representation of any Translations of the Dramatic Pieces to which such last-mentioned Order extends, which are not sanctioned by the Authors thereof.

Adaptations, &c. of Dramatic Pieces to the English Stage not prevented.

VI. Nothing herein contained shall be so construed as to prevent fair Imitations or Adaptations to the *English* Stage of any Dramatic Piece or Musical Composition published in any Foreign Country.

All Articles in Newspapers, &c. relating to Politics may be republished or translated; and also all similar Articles on any Subject, unless the Author has notified his Intention to reserve the Right.

VII. Notwithstanding anything in the said International Copyright Act or in this Act contained, any Article of political Discussion which has been published in any Newspaper or Periodical in a Foreign Country may, if the Source from which the same is taken be acknowledged, be republished or translated in any Newspaper or Periodical in this Country; and any Article relating to any other Subject which has been so published as aforesaid may, if the Source from which the same is taken be acknowledged, be republished or translated in like Manner, unless the Author has signified his Intention of preserving the Copyright therein, and the Right of translating the same, in some conspicuous Part of the Newspaper or Periodical in which the same was first published, in which Case the same shall, without the Formalities required by the next following Section, receive the same Protection as is by virtue of the International Copyright Act or this Act extended to Books.

No Author to be entitled to Benefit of this Act without complying with the Requisitions herein specified.

VIII. No Author, or his Executors, Administrators, or Assigns, shall be entitled to the Benefit of this Act, or of any Order in Council issued in pursuance thereof, in respect of the Translation of any Book or Dramatic Piece, if the following Requisitions are not complied with; (that is to say,)

1. The original Work from which the Translation is to be made must be registered and a Copy thereof deposited in the United Kingdom in the Manner required for original Works by the said International Copyright Act, within Three Calendar Months of its First Publication in the Foreign Country:
2. The Author must notify on the Title Page of the original Work, or if it is published in Parts, on the Title Page of the First Part, or if there is no Title Page, on some conspicuous Part of the Work, that it is his Intention to reserve the Right of translating it:
3. The Translation sanctioned by the Author, or a Part thereof, must be published either in the Country mentioned in the Order in Council by virtue of which it is to be protected or in the *British* Dominions, not later than One Year after the Registration and Deposit in the United Kingdom of the original Work, and the whole of such Translation must be published within Three Years of such Registration and Deposit:
4. Such

4. Such Translation must be registered and a Copy thereof deposited in the United Kingdom within a Time to be mentioned in that Behalf in the Order by which it is protected, and in the Manner provided by the said International Copyright Act for the Registration and Deposit of original Works:
5. In the Case of Books published in Parts, each Part of the original Work must be registered and deposited in this Country in the Manner required by the said International Copyright within Three Months after the First Publication thereof in the Foreign Country:
6. In the Case of Dramatic Pieces the Translation sanctioned by the Author must be published within Three Calendar Months of the Registration of the original Work:
7. The above Requisitions shall apply to Articles originally published in Newspapers or Periodicals if the same be afterwards published in a separate Form, but shall not apply to such Articles as originally published.

Pirated Copies prohibited to be imported, except with Consent of Proprietor;

IX. All Copies of any Works of Literature or Art wherein there is any subsisting Copyright by virtue of the International Copyright Act and this Act, or of any Order in Council made in pursuance of such Acts or either of them, and which are printed, reprinted, or made in any Foreign Country except that in which such Work shall be first published, and all unauthorized Translations of any Book or Dramatic Piece the Publication or public Representation in the *British* Dominions of Translations whereof not authorized as in this Act mentioned shall for the Time being be prevented under any Order in Council made in pursuance of this Act, are hereby absolutely prohibited to be imported into any Part of the *British* Dominions, except by or with the Consent of the registered Proprietor of the Copyright of such Work or of such Book or Piece, or his Agent authorized in Writing; and the Provision of the Act of the Sixth Year of Her Majesty "to amend the Law of Copyright," for the Forfeiture, Seizure, and Destruction of any printed Book first published in the United Kingdom wherein there shall be Copyright, and reprinted in any Country out of the *British* Dominions, and imported into any Part of the *British* Dominions, by any Person not being the Proprietor of the Copyright, or a Person authorized by such Proprietor, shall extend and be applicable to all Copies of any Works of Literature and Art, and to all Translations the Importation whereof into any Part of the *British* Dominions is prohibited under this Act.

Provisions of 5 & 6 Vict. c. 45. as to Forfeiture, &c. of pirated Works, &c. to extend to Works prohibited to be imported under this Act.

Foregoing Provisions and 7 & 8 Vict. c. 12. to be read as One Act.

X. The Provisions herein-before contained shall be incorporated with the International Copyright Act, and shall be read and construed therewith as One Act.

French Translations to be protected as herein-before mentioned, without further Order in Council.

XI. 'And whereas Her Majesty has already, by Order in Council under the said International Copyright Act, given effect to certain Stipulations contained in the said Convention with the *French* Republic; and it is expedient that the Remainder of the Stipulations on the Part of Her Majesty in the said Convention contained should take effect from the passing of this Act without any further Order in Council:' During the Continuance of the said Convention, and so long as the Order in Council already made under the said International Copyright Act remains in force, the Provisions herein-before contained shall apply to the said Convention, and to Translations of Books and Dramatic Pieces which are, after the passing of this Act, published or represented in *France*, in the same Manner as if Her Majesty had issued Her Order in Council in pursuance of this Act for giving effect to such Convention, and had therein directed that such Translations should be protected as herein-before mentioned for a Period of Five Years from the Date of the First Publication or public Representation thereof respectively, and as if a Period of Three Months from the Publication of such Translation were the Time mentioned in such Order as the Time within which the same must be registered and a Copy thereof deposited in the United Kingdom.

Reduction of Duties.

Recital of 9 & 10 Vict. c. 58.

XII. 'And whereas an Act was passed in the Tenth Year of Her present Majesty, intituled '*An Act to amend an Act of the Seventh and Eighth Years of Her present Majesty, for reducing, under certain Circumstances, the Duties payable upon Books and Engravings:* And whereas by the said Convention with the *French* Republic it was stipulated that the Duties on Books, Prints, and Drawings published in the Territories of the *French* Republic should be reduced to the Amounts specified in the Schedule to the said Act of the Tenth Year of Her present Majesty, Chapter Fifty-eight: And whereas Her Majesty has, in pursuance of the said Convention, and in exercise of the Powers given by the said Act, by Order in

'Council declared that such Duties shall be reduced accordingly: And whereas by the said 'Convention it was further stipulated that the said Rates of Duty should not be raised 'during the Continuance of the said Convention; and that if during the Continuance of the 'said Convention any Reduction of those Rates should be made in favour of Books, Prints, 'or Drawings published in any other Country, such Reduction should be at the same Time 'extended to similar Articles published in *France:* And whereas Doubts are entertained 'whether such last-mentioned Stipulations can be carried into effect without the Authority 'of Parliament:' Be it enacted, That the said Rates of Duty so reduced as aforesaid shall not be raised during the Continuance of the said Convention; and that if during the Continuance of the said Convention any further Reduction of such Rates is made in favour of Books, Prints, or Drawings published in any other Foreign Country, Her Majesty may, by Order in Council, declare that such Reduction shall be extended to similar Articles published in *France*, such Order to be made and published in the same Manner and to be subject to the same Provisions as Orders made in pursuance of the said Act of the Tenth Year of Her present Majesty, Chapter Fifty-eight.

Rates of Duty not to be raised during Continuance of Treaty, and if further Reduction is made for other Countries it may be extended to France.

XIII. 'And whereas Doubts have arisen as to the Construction of the Schedule of the 'Act of the Tenth Year of Her present Majesty, Chapter Fifty-eight:'

It is hereby declared, That for the Purposes of the said Act every Work published in the Country of Export, of which Part has been originally produced in the United Kingdom, shall be deemed to be and be subject to the Duty payable on "Works originally produced in the United Kingdom, and republished in the Country of Export," although it contains also original Matter not produced in the United Kingdom, unless it shall be proved to the Satisfaction of the Commissioners of Her Majesty's Customs by the Importer, Consignee, or other Person entering the same that such original Matter is at least equal to the Part of the Work produced in the United Kingdom, in which Case the Work shall be subject only to the Duty on "Works not originally produced in the United Kingdom."

For Removal of Doubts as to Construction of Schedule to 9 & 10 Vict. c. 58.

Lithographs, &c.

Recital of 8 G. 2. c. 13. 7 G. 3. c. 38. 17 G. 3. c. 57. 6 & 7 W. 4. c. 59.

XIV. 'And whereas by the Four several Acts of Parliament following; (that is to say,) 'an Act of the Eighth Year of the Reign of King *George* the Second, Chapter Thirteen; an 'Act of the Seventh Year of the Reign of King *George* the Third, Chapter Thirty-eight; an 'Act of the Seventeenth Year of the Reign of King *George* the Third, Chapter Fifty-seven; 'and an Act of the Seventh Year of King *William* the Fourth, Chapter Fifty-nine, Pro- 'vision is made for securing to every Person who invents, or designs, engraves, etches, or 'works in Mezzotinto or Chiaro-oscuro, or, from his own Work, Design, or Invention, 'causes or procures to be designed, engraved, etched, or worked in Mezzotinto or Chiaro- 'oscuro, any Historical Print or Prints, or any Print or Prints of any Portrait, Conver- 'sation, Landscape, or Architecture, Map, Chart, or Plan, or any other Print or Prints 'whatsoever, and to every Person who engraves, etches, or works in Mezzotinto or 'Chiaro-oscuro, or causes to be engraved, etched, or worked any Print taken from any 'Picture, Drawing, Model, or Sculpture, notwithstanding such Print has not been graven 'or drawn from his own original Design, certain Copyrights therein defined: And whereas 'Doubts are entertained whether the Provisions of the said Acts extend to Lithographs 'and certain other Impressions, and it is expedient to remove such Doubts:'

For Removal of Doubts as to the Provisions of the said Acts including Lithographs, Prints, &c.

It is hereby declared, That the Provisions of the said Acts are intended to include Prints taken by Lithography, or any other mechanical Process by which Prints or Impressions of Drawings or Designs are capable of being multiplied indefinitely, and the said Acts shall be construed accordingly.

CAP. XIII.

An Act to amend and continue certain Acts relating to Linen, Hempen, and other Manufactures in *Ireland*. [28th *May* 1852.]

5 & 6 W. 4. c. 27.

'WHEREAS an Act was passed in the Session of Parliament held in the Fifth and 'Sixth Years of the Reign of His Majesty King *William* the Fourth, intituled *An 'Act to continue and amend certain Regulations for the Linen and Hempen Manufactures in 'Ireland*: