

CAP VI.

An Act to impose a duty on Foreign re-prints of British Copyright Works.

[10th August, 1850.]

WHEREAS it is declared by an Act of the Imperial Parliament, passed in the tenth and eleventh years of Her Majesty's Reign, intituled, *An Act to amend the Law relating to the Protection in the Colonies of Works entitled to Copyright in the United Kingdom*, that in case the Legislature in any British Possession shall be disposed to make due provision for securing or protecting the rights of British Authors in such Possession, and shall pass an Act for that purpose, and shall transmit the same in the proper manner to the Secretary of State, in order that it may be submitted to Her Majesty, and in case Her Majesty should be of opinion that such Act is sufficient for the purpose of securing to British Authors reasonable protection within such Possession, it shall be lawful for Her Majesty to express Her Royal Approval of such Act, and thereupon by Order in Council, to suspend, so long as the provisions of such Act shall continue in force within such Colony, the prohibition contained in the Imperial Acts in the said above recited Act mentioned, or in any other Acts against the importing, selling, letting to hire, exposing for sale or hire, or possessing Foreign re-prints of Books first composed, written, printed or published in the United Kingdom, and entitled to Copyright therein, and it is expedient to pass such Act to the end that such Foreign re-prints may, under the provisions of the said Imperial Act, be allowed to be imported into this Province: Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, and intituled, *An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada*, and it is hereby enacted by the authority of the same, That it shall be lawful for the Governor in Council to impose an *ad valorem* duty not exceeding twenty *per centum* upon Books imported into this Province, wherein the Copyright shall be subsisting, first composed or written or printed in the United Kingdom, and printed or re-printed in any other Country, and with regard to which the notice to the Commissioners of Customs required by any Act of the Imperial Parliament in force in that behalf, shall have been given, and from time to time to alter the said duty (not exceeding in any case the rate aforesaid), and from time to time to establish such regulations and conditions as may be consistent with any Act of the Parliament of the United Kingdom then in force, and as he may deem requisite and equitable, with regard to the admission of such Books, and to the distribution of the proceeds of such duty to or among the party or parties beneficially interested in the Copyright; Provided always, that no such order in Council shall impose a duty on the importation of any Book which may now be imported free from duty.

II. And be it enacted, That the word "Book" in this Act, shall include every Volume, part or division of a Volume, Pamphlet, Sheet of Letter Press, Sheet of Music, Map, Chart or Plan separately published.

III. Provided always and be it enacted, That the foregoing provisions of this Act (except in so far as may be otherwise directed in such Order as aforesaid of Her Majesty in Council) shall come into operation upon, from and after the day to be appointed for that purpose in any Proclamation of the Governor of this Province, signifying Her Majesty's Royal approval of this Act, and the issuing of such Order of Her Majesty in Council, and not before.

Preamble.

Imperial Act.
10 & 11 Vic. cap. 95.

Governor in Council
may impose a duty on
Foreign re-prints of
British Copyright
Works, &c.

Proviso.

Interpretation.

Commencement of
this Act.