

Educational (1902) Department.

ORDINARY PRINTED.

G.O. No. 166

DATED 22-3-02

ORIGINAL

[Despatch Abstract.]

Registration of Books

Reviewing the rules framed under
of the Press & Registration of Books Act
& directing the publication of the same
in the Fort St George Gazette

Government {1902} of Madras.
EDUCATIONAL.

Recd.

Regd.

1902.

Enclosures

Spare copies

ORIGINAL

G.O., No. 166, 22nd March 1902.

N.P.

MARCH.

Registration of Books.

Revising the rules framed under section 20 of the Press and Registration of Books Act, 1867, and directing the publication of them in the *Fort St. George Gazette*.

GOVERNMENT OF MADRAS.

EDUCATIONAL DEPARTMENT.

READ—again the following papers:—

G.O., No. 133, Educational, dated 20th February 1901.
 " " 271, " " 16th May 1901.

ORDER—No. 166, Educational, dated 22nd March 1902.

The rules framed under section 20 of the Press and Registration of Books Act, 1867, as amended, will be revised as shown in the appendix to these proceedings and published in the *Fort St. George Gazette*.

2. They will be republished once a year, in January.

(True Extract.)

M. HAMMICK,
Secretary to Government.

To the Director of Public Instruction.
 " Superintendent, Government Press.
Gazette.

APPENDIX.

No. The following rules framed under section 20 of the Press and Registration of Books Act, 1867, as amended, having received the sanction of His Excellency the Governor in Council, are published for general information in supersession of those issued under notification dated 20th February 1891:—

RULES.

1. The officer to whom and the place at which the single copy, or, if requisition be made, the further copy or copies not exceeding two, referred to in section 9 of the Act, of every book printed or lithographed within the presidency of Fort St. George, shall be delivered, shall be as follows:—

- (1) If such book is printed or lithographed within the municipal limits of the city of Madras—then to the registrar of books, at his office.
- (2) If such book is printed or lithographed outside the municipal limits of the city of Madras—then to the registrar of assurances of that district in which such book is printed or lithographed, at his office.

2. Together with the single copy referred to in clause (a), section 9, of the Act, the printer or lithographer shall furnish the registrar with a memorandum duly dated and signed by himself and countersigned by the publisher and containing the following particulars:—

- (1) The title of the book and the contents of the title page.
- (2) The language in which the book is written.
- (3) The name of
 - (a) the author,
 - (b) the translator, and
 - (c) the editor
 of the book or any part thereof.
- (4) The subject of the book.
- (5) (a) The place of printing, and
 (b) the place of publication.
- (6) (a) The name or firm of the printer, and
 (b) the name or firm of the publisher.
- (7) The date of delivery from the press and of the publication.
- (8) The number of sheets, leaves or pages.
- (9) The size.
- (10) The number of the edition.
- (11) The number of copies of which the edition consists.
- (12) Whether the book is printed or lithographed.
- (13) The price at which the book is sold to the public.
- (14) The name and residence of the proprietor of the copyright or of any portion thereof.

3. The receipt referred to in section 10 of the Act shall be in the following form:—

"I, A.B., registrar of _____, do hereby acknowledge to have received from C.D., printer (or lithographer, as the case may be), a copy of _____ with a memorandum of the particulars specified in paragraph 2 of the rules published under notification, dated 22nd March 1902."

4. Each district registrar shall, as soon as practicable after the receipt of the copy or copies and memorandum, forward the same to the office of the registrar of books.

5. The single copy of each work delivered pursuant to clause (a), section 9, of the Act, shall be retained by the registrar of books, who shall deposit it in a separate library, which shall be constituted a reference library and shall, subject to the rules sanctioned in G.O., No. 498, Educational, dated 14th July 1890, be open to the public.

6. The catalogue of books printed within the presidency of Fort St. George and referred to in section 18 of the Act shall be kept by the registrar of books.

7. The registrar of books shall forward to the Secretary to Government, Educational department, through the Director of Public Instruction, a quarterly catalogue of registered works, including also, regarding each work, the particulars specified in section 18 of the Press and Registration of Books Act, 1867, a note being attached to each entry stating whether or not the copyright has been registered.

8. If the proprietor of the copyright of a book delivered desire to register his proprietorship, he shall pay the sum of Rs. 2 to the office where delivery is made, and that office shall grant a receipt and shall pay the money into the treasury, notifying the fact to the registrar of books, who shall then register the copyright and give a certificate declaring that the copyright of the work has been so registered. Tender of payment to secure copyright should be made in a written application praying for registration under the Indian Copyright Act, 1847.

9. If, from information supplied by a district registrar or obtained from any other trustworthy source, the registrar of books, sees reason to believe that a book has been printed or lithographed in any part of the Madras presidency, and that no copy of such book has been delivered as required by the Press and Registration of Books Act, 1867, as amended by Act X of 1890, he shall take steps to have a prosecution instituted against the offender under section 16 of the former Act as amended, unless, for reasons to be recorded in writing, he considers such a course inexpedient, and he shall also report all such cases to the Director of Public Instruction.

10. Nothing in the foregoing rules shall apply to

- (1) an edition of a book in which no additions or alterations, either in the letter-press or in the maps prints or other engravings, belonging to the edition last preceding, have been made—

Provided that a copy of the first or later edition of the book was delivered;

- (2) any periodical work published in conformity with section 5 of the Press and Registration of Books Act, 1867.

EDUCATIONAL DEPARTMENT.

NOTES CONNECTED WITH G.O., No. 166, EDUCATIONAL, DATED 22ND MARCH 1902.

[SUBJECT.—*Rules for the regulation of the registration of Books.*]

For the Assistant Secretary—

In proceedings No. 133, Educational, dated 20th February 1891, Government sanctioned certain revised rules under section 20 of the Press and Registration of Books Act, 1867. Under No. 7 of these rules the quarterly catalogue of books printed has to be sent to the Chief Secretary to Government, but now the Secretary to Government, Educational department, has taken the Chief Secretary's place. The necessary alteration may therefore be made in the rule.

2. Under No. 8 of the rules the Registrar has to record in his quarterly catalogues such critical remarks regarding the books as may seem to him appropriate. The Government of India have, in their letter recorded in G.O., No. 271, Educational, dated 16th May 1901, directed that these remarks should be discontinued. This rule may therefore be omitted altogether.

3. Advantage may be taken of the opportunity to ask the Director whether he considers any further alterations necessary.

R. T. THARYAN.
24-2-02.

We may ask the Director of Public Instruction for favour of remarks as at A.

2. A verbal alteration in paragraphs 7 and 9 is necessary. The fact that copyright is registered does not "secure" copyright, which subsists equally before and after registration and need not necessarily be possessed by the person who registers his proprietorship, original or derived by assignment; the entry in the book* of registry or in the catalogue† does not do more than serve as *prima facie* proof that such person has personal‡ property in the book described, and may be rebutted by other evidence.

* The Indian Copyright Act, 1847, section 3.
The Press and Registration of Books Act, 1867, section 18.
† of the Copyright Act, 1842, section 25.

A. T. PRINGLE.
25-2-02.

Director of Public Instruction u.o.

I have no other changes to propose.

G. H. STUART.
26-2-02.

EDUCATIONAL DEPARTMENT.

The draft placed below may issue.

T. KANAKASUNDARAM PILLAI.
1-3-02.

P. T. THARYAN.
17-3-02.

Secretary—

The rules used to be republished in January, and it was proposed to republish them last January, but on looking over them I noticed several points in which they were obsolete and therefore caused them to be examined. After this, the notes as above began. (I mention this as the notes plunge *in medias res*.) The rules as now altered are, I think, correct and are up to date.

A. T. PRINGLE.
18-3-02.

M. HAMMICK.
22-3-02.

No. EDUCATIONAL, MARCH 1902.

GOVERNMENT OF MADEAS.
EDUCATIONAL DEPARTMENT.

READ—again the following papers:—

G.O., No. 133, Educational, dated 20th February 1901.
" " 271, " " 16th May 1901.

ORDER—No. 166, Educational, dated 22nd March 1902.

The rules framed under section 20 of the Press and Registration of Books Act, 1867, as amended, will be revised as shown in the appendix to these proceedings and published in the *Fort St. George Gazette*.

2. They will be republished once a year in January.

(True Extract.)

Assistant Secretary to Government.

To the Director of Public Instruction.
" Superintendent, Government Press.
Gazette.

[Appendix.]