



ANNOUNCEMENT

from the Copyright Office, Library of Congress, Washington, D.C. 20559

ADDENDA TO REPORT

PERFORMANCE RIGHTS IN SOUND RECORDINGS

The following excerpt is taken from Volume 43, No. 55 of the Federal Register for Tuesday, March 21, 1978 (pp. 11773-4).

[1410-03]

LIBRARY OF CONGRESS

Copyright Office

(Docket S77-6-D)

PERFORMANCE RIGHTS IN SOUND RECORDINGS

Addenda to Report

AGENCY: Library of Congress, Copyright Office.

ACTION: Notice of addenda to report.

SUMMARY: Section 114(d) of the Act for General Revision of the Copyright Law directs the Register of Copyrights to study and report to Congress whether section 114 should be amended to provide performance rights in sound recordings. The purpose of this notice is to advise the public that addenda to the January 3, 1978, report of the Register of Copyrights have been transmitted to Congress and are available for public inspection. The addenda consist of an independently-contracted study, supplemental analyses, a bibliography, and a statement summarizing the Office's views of the various legal and economic issues raised in the report, with specific legislative recommendations.

FOR FURTHER INFORMATION CONTACT:

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Office of the General Counsel,
Copyright Office, Library of Congress,
Washington, D.C. 20559, 703-
557-8737.

SUPPLEMENTARY INFORMATION: The newly revised copyright law (Pub. L. 94-553; 90 Stat. 2541) specifies that the exclusive rights of the owner of copyright in a sound recording are limited to the rights to reproduce the sound recording in copies or phonorecords, to prepare derivative works based on the sound recording, and to distribute copies or phonorecords of the sound recording to the public. Section 114(a) expressly excludes any exclusive right to perform publicly copyrighted sound recordings. Paragraph (d) of section 114 directs the Register of Copyrights to consult with various

interests in the broadcasting, recording, motion picture, and entertainment industries, art organizations, and representatives of copyright owners, organized labor and performers and to describe the views of major interested parties and the status of performance rights in foreign countries. The report was also to present specific legislative or other recommendations, if any.

On January 3, 1978, the statutory deadline, the Office submitted to Congress a report summarizing and analyzing data relevant to the performance rights question. Because of time pressures generated by the Copyright Office's implementation of the 1978 copyright law, the Office requested permission to submit addenda including:

(1) A report, prepared by an independent legal consultant, of labor union involvement with performance rights in sound recordings over the past thirty years; (2) a response, by the independent economic consultant who prepared the independent economic analysis included in the report, to the public comments received on that analysis; (3) a bibliography of works dealing with performance rights in sound recordings; and (4) a statement by the Register of Copyrights summarizing the views of the Copyright Office on the various legal and economic issues raised in the report and containing specific legislative recommendations. A copy of the Register's statement, including recommendations for performance rights legislation, follows.

Copies of the complete addenda to the Register's report will be available for public inspection and copying between the hours of 8 a.m. and 4 p.m., Monday through Friday, in the Public Information Office, Room No. 101, Crystal Mall, Building No. 2, 1921 Jefferson Davis Highway, Arlington, Va., 703-557-8700.

(17 U.S.C. 114.)

Dated: March 13, 1978.

BARBARA RINGER,
Register of Copyrights.

Approved:

DANIEL J. BOORSTIN,
Librarian of Congress.

[FR Doc. 78-7356 Filed 3-20-78; 8:45 am]