



ANNOUNCEMENT

from the Copyright Office, Library of Congress,
101 Independence Avenue, S.E., Washington, D.C. 20559-6000

FINAL RULE; TECHNICAL AMENDMENTS.

COPYRIGHT RULES AND REGULATIONS: COPYRIGHT, COMPULSORY LICENSES, COPYRIGHT ARBITRATION ROYALTY PANEL

The following excerpt is taken from Volume 63, Number 108 of the
Federal Register for Friday, June 5, 1998 (pp.30634-30636)

LIBRARY OF CONGRESS

Copyright Office

37 CFR Parts 201, 251, 252, 253, 256,
257, 258, 259 and 260

Copyright Rules and Regulations:
Copyright, Compulsory Licenses,
Copyright Arbitration Royalty Panel

AGENCY: Copyright Office, Library of
Congress.

ACTION: Final rule; technical amendments.

SUMMARY: The Copyright Office is
making non-substantive housekeeping
amendments to its regulations to update them
and to correct minor errors.

EFFECTIVE DATE: June 5, 1998.

FOR FURTHER INFORMATION

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SUPPLEMENTARY INFORMATION:

The Copyright Office periodically reviews its
regulations as published in the Code of
Federal Regulations (CFR) to correct minor
or typographical errors in the published text.
The Office has identified minor errors in the
currently published rules. The following
sections are amended to correct these errors:
Secs. 201.17(b)(2), 201.17(f)(4), 201.17(h)
(3)(iii)(B)(1), 201.17(h)(9), 201.18(a)(3),
201.19(a)(3), 201.33(e)(1), 251.6(a),

251.30(a)(1), 251.32(d), 251.43(e),
251.46(c)(3), 251.46(d), 251.47(e),
251.47(f), 251.47(i), 251.47(k), 251.48(b),
251.60, 253.7(e), 256.2(b)(2), 258.1, and
260.3(e). Typographical errors are corrected
in Secs. 201.11(e)(3), 201.17(e)(2)(i),
201.17(e)(12), 201.29(e)(3), 251.3(a),
251.3(b), 252.4(a)(1), 257.4(a)(1), and
259.5(a)(1).

List of Subjects

37 CFR Part 201
Copyright, General provisions.

37 CFR Part 251
Administrative practice and procedure,
Hearing and appeal
procedures.

37 CFR Part 252
Cable television, Claims, Copyright.

37 CFR Part 253
Noncommercial educational broadcasting,
Copyright.

37 CFR Part 256
Cable television, Copyright.

37 CFR Part 257
Claims, Copyright, Satellites.

37 CFR Part 258
Copyright, Satellites.

37 CFR Part 259
Claims, Copyright, Digital audio
recording devices and media.

37 CFR Part 260
Copyright, Digital audio transmissions,
Performance right, Sound
recordings.

Final Rule

Accordingly, 37 CFR Chapter II is
corrected by making the following
corrections and amendments:

PART 201--GENERAL PROVISIONS

1. The authority citation for part 201
continues to read as follows:
Authority: 17 U.S.C. 702.

§ 201.11 [Amended]

2. Section 201.11(e)(3) is amended by
removing "super station" and adding in its
place the word "superstation".

§201.17 [Amended]

3. Section 201.17(b)(2) is amended by
removing the phrase "these regulations" each
place it appears and adding in its place the
phrase "this section".

4. Section 201.17(e)(2)(i) is amended by
removing "The owners of the cable system
* * *" and adding in its place "The 'owner'
of the cable system. * * *".

5. Section 201.17(e)(12) is amended by
removing "broadcast" and adding in its place
the word "broadcast".

6. Section 201.17(f)(4) is amended by
adding the word "to" after the word "off" the
last time it appears in the paragraph.

7. Section 201.17(h)(3)(iii)(B)(1) is
amended by adding the word "a" before the
word "cable" the first time it appears.

8. Section 201.17(h)(9) introductory text
is amended by removing "37 CFR 308.2(c)"
and adding in its place "37 CFR 256.2(c)".

§ 201.18 [Amended]

9. Section 201.18(a)(3) is amended by
removing "coowners" and adding the word
"co-owners" in its place.

§ 201.19 [Amended]

10. Section 201.19(a)(3) is amended by
removing "coowner" each place it appears

and adding the word "co-owner" in its place and by removing "coowners" each place it appears and adding the word "co-owners" in its place.

§ 201.29 [Amended]

11. Section 201.29(e)(3) is amended by removing the word "room" and adding "Room" in its place.

§ 201.33 [Amended]

12. Section 201.33(e)(1) is amended by removing the "\$" and adding the phrase "U.S. dollars" after the numeral "32".

**PART 251--COPYRIGHT
ARBITRATION ROYALTY PANEL
RULES OF PROCEDURE**

13. The authority citation for part 251 continues to read as follows:
Authority: 17 U.S.C. 801-803.

§ 251.3 [Amended]

14. Section 251.3(a) introductory text is amended by removing the date "1988" and adding in its place the date "1998".

15. Section 251.3(b) is amended by removing the date "1988" and adding in its place "1998".

§ 251.6 [Amended]

16. Section 251.6(b) is amended by removing the numeral "10" and adding in its place the word "ten".

§ 251.30 [Amended]

17. Section 251.30(a)(1) is amended by removing the word "panel" after the word "CARP".

§ 251.32 [Amended]

18. Section 251.32(d) is amended by removing the word "panel" after the word "CARP".

§ 251.43 [Amended]

19. Section 251.43(e) is amended by removing the word "panel" after the word "CARP".

§ 251.46 [Amended]

20. Sections 251.46(c)(3) and (d) are amended by removing the word "panel" after the word "CARP".

§ 251.47 [Amended]

21. Sections 251.47(e), (f), (i), and (k) are amended by removing the word "panel" after the word "CARP".

§ 251.48 [Amended]

22. Section 251.48(b) is amended by removing the word "panel" after the word "CARP".

§ 251.60 [Amended]

23. Section 251.60 is amended by removing the word "transmission" and

adding in its place the word "transmissions".

**PART 252--FILING OF CLAIMS TO
CABLE ROYALTY FEES**

24. The authority citation for part 252 continues to read as follows:
Authority: 17 U.S.C. 111(d)(4), 801, 803.

§ 252.4 [Amended]

25. Section 252.4(a)(1) is amended by removing the word "room" and adding "Room" in its place.

**PART 253--USE OF CERTAIN
COPYRIGHTED WORKS IN
CONNECTION WITH
NONCOMMERCIAL EDUCATIONAL
BROADCASTING**

26. The authority citation for part 253 continues to read as follows:
Authority: 17 U.S.C. 118, 801(b)(1), and 803.

§ 253.7 [Amended]

27. The heading for § 253.7(e) is amended by removing the phrase

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"Copyright Arbitration Royalty Panel and/or Librarian of Congress." and adding in its place "the Copyright Office."

28. Section 253.7(e) is amended by removing the word "CRT" each place it appears and adding in its place "Copyright Office".

**PART 256--ADJUSTMENT OF
ROYALTY FEE FOR CABLE
COMPULSORY LICENSE**

29. The authority citation for part 256 continues to read as follows:
Authority: 17 U.S.C. 702, 802.

§ 256.2 [Amended]

30. Section 256.2(b)(2) is amended by removing the word "basis" before the word "service" and adding in its place the word "basic" and by removing the word "that" after the word "more" and adding in its place the word "than".

**PART 257--FILING OF CLAIMS TO
SATELLITE CARRIER ROYALTY FEES**

31. The authority citation for part 257 continues to read as follows:
Authority: 17 U.S.C. 119(b)(4).

§ 257.4 [Amended]

32. Section 257.4(a)(1) is amended by removing the word "room" and adding "Room" in its place.

**PART 258--ADJUSTMENT OF
ROYALTY FEE FOR SECONDARY
TRANSMISSIONS BY SATELLITE
CARRIERS**

33. The authority citation for part 258 continues to read as follows:
Authority: 17 U.S.C. 702, 802.

§ 258.1 [Amended]

34. Section 258.1 is amended by adding the word "the" after the word "under".

**PART 259--FILING OF CLAIMS TO
DIGITAL AUDIO RECORDING
DEVICES AND MEDIA ROYALTY
PAYMENTS**

35. The authority citation for part 259 continues to read as follows:
Authority: 17 U.S.C. 1007(a)(1).

§ 259.5 [Amended]

36. Section 259.5(a)(1) is amended by removing the word "room" and adding "Room" in its place.

**PART 260--USE OF SOUND
RECORDINGS IN A DIGITAL
PERFORMANCE**

37. The authority citation for part 260 continues to read as follows:
Authority: 17 U.S.C. 114, 801(b)(1).

§ 260.3 [Amended]

38. Section 260.3(e) is amended by removing the word "accounts" after the word "of" and adding in its place the word "account".

Dated: June 1, 1998.
Marilyn J. Kretsinger,
Assistant General Counsel.

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