

matter, and I regard the subject as quite past the stage of negotiation. The treatment which Canada has received on this subject is too bad to be spoken of with patience. It is true that Members of the Conference were furnished with a statement of our case before *we received* a reply to our last communication, but *not before* we had *waited* for a reply. No reason has occurred to me why we should not do so, but we declined to submit the matter to the Conference for action, as the policy of our Parliament was so clear, and so firmly established, that we could not make it a matter for argument, although the members might properly be informed as to what that policy was.

Yours, &c.

JNO. S. D. THOMPSON.

F. R. Daldy, Esq.,
c/o A. Molson, Esq.,
Fern Hill, Georgeville,
Lake Magog.

Enclosure 3 in No. 81.

REPLY to Sir JOHN S. D. THOMPSON's Letter of July 21st on CANADIAN COPYRIGHT.

DEAR SIR JOHN,

Fern Hill, August 1, 1894.

I AM sorry that my absence in the States to see a sick friend has prevented my replying sooner to your letter of the 21st ultimo, which I have now received.

From its tenor, I gather that a visit to Ottawa on its subject would not be of any advantage. This I regret, but, of course, I duly appreciate your reason. Your letter shall be brought under the notice of the Colonial Office as soon as I return to England. I can, however, assure you that the Colonial Office has bestowed great attention on your Despatch.

I am, &c.

F. R. DALDY.

To Sir John S. D. Thompson,
Ministry of Justice,
Ottawa.

No. 82.

COPYRIGHT ASSOCIATION to COLONIAL OFFICE.
(Received November 1, 1894.)

MY LORD MARQUESS,

London, October , 1894.

SIR JOHN THOMPSON's Despatch on Canadian copyright, dated May 1894,* which your Lordship kindly submitted to us for consideration, has been laid before a special joint committee of the Copyright Association, the Incorporated Society of Authors, the Printsellers' Association, and the sections of the London Chamber of Commerce representing the Printing and allied trades, the Music Publishers, Photography, and the Fine Arts.

This committee has devoted its attention to a detailed examination of the Despatch, and has the honour of laying before your Lordship, in the annotated copy accompanying this letter, a series of observations referring consecutively to each of its paragraphs. These observations will, they trust, commend themselves to your Lordship, and this committee will esteem it a favour if you will bring them under the notice of the Departmental Committee appointed to consider the Despatch.

This question has been so long under consideration that this committee, to prevent unnecessary repetition, respectfully direct special attention to Mr. F. R. Daldy's letters to the Colonial Office, dated February 22nd and November 1890.†

Hitherto, the laws of copyright have been directed to the protection of literary and artistic property *as a natural right of an author to the fruit of his labour*. They have not been designed to create any *exclusive trading privilege*.

All countries, including Germany, France, Austria, Spain, Italy, and Belgium, though their fiscal legislation is protective, have appreciated this distinction, except that the United States, in their recent Copyright Act, attached the condition of *printing* (not publishing) a book within their own country, but from this condition music and engravings are excepted.

* Enclosure in No. 43.

† Nos. 5 and 21.