

we must publish a fifty cent book, for that is the natural price, especially if the book is a novel. The Canadian edition cannot be high in price.

Mr. BROWN.—I did not say it would.

Mr. DALDY.—Reference has been made to the Berne Convention. It fell to my lot to be an adviser as an expert when the convention was formed. It was put in its present shape for a purpose, the object being to make it as simple as possible. We sought to make it like the Postal Convention—so that it would work itself in the countries to which it applied. The second clause undoubtedly excludes the right of re-registration. But so little is that valued on the Continent of Europe that since the amending of that convention Germany has of her own accord abandoned registration in that country. There are circumstances in which re-registration may be necessary and desirable. But registration is attended with this weakness—that the more you hamper the title to copyright with forms the more you weaken the title. And in that connection it is desirable as far as possible to dispense with anything in the shape of unnecessary registration.

Mr. ROBERTSON.—As to the clause of the Berne Convention which has been referred to, does not this general declaration in the draft Act cover the case? "Every work of any author entitled to copyright under this Act," &c. It seems to me that this covers the case. In this connection I would like to refer to certain resolutions passed by several societies in the west antagonistic to the arrangement we have come to with Mr. Hall Caine. These societies are affiliated more or less with the publishing interest—such societies as the Canadian Society of Artists and the Canadian Institute—but they evidently have not informed themselves of the actual nature of the draft measure. They object on the ground that we propose to exclude them from the privileges of the Berne Convention. Of course their resolutions must fail of effect from the fact, as stated by Mr. Hall Caine, that we still remain in the Berne Convention.

Sir CHARLES HIBBERT TUPPER.—Their protests, no doubt, are based upon the blue book, which contains our request to be allowed to withdraw.

Mr. ROBERTSON.—I desired to point that out because I notice that some of the newspapers have been reproducing these paragraphs and, of course, we cannot send a contradiction to every newspaper. It might be well that these societies should know that the Canadian Copyright Association has not endeavoured to deprive any of these associations or interests of the rights they possess.

Sir CHARLES HIBBERT TUPPER.—The effort now being made is to keep within the Berne Convention?

Mr. ROSE.—Yes, sir.

Mr. DAWSON.—This is the clause to which I referred. "The enjoyment of these rights is subject to the accomplishment of the conditions and formalities prescribed by law in the country of origin of the work." Therefore there is no necessity for registration, except in the country of origin.

Sir CHARLES HIBBERT TUPPER.—There is no necessity under this draft.

Mr. DAWSON.—There are in this a number of conditions of registration and I merely asked the gentlemen how they reconciled this with the Berne Convention.

Mr. ROSE.—I would call Mr. Dawson's attention to this clause "every work of any author entitled to copyright under this Act, is to be considered as enjoying copyright in Canada without printing, publishing, or reproducing, or reprinting, republishing and reproducing the same in Canada, subject to the restrictions hereinafter set forth as to a book, provided every such work may be registered in the manner hereinafter provided," etc.

Mr. DAWSON.—And one of the "restrictions" is registration.

Sir CHARLES HIBBERT TUPPER.—There is a great deal to be said on both sides. Some such provision as is in this draft has been considered by very high authority to be quite within the Berne Convention.

Mr. DAWSON.—It was made a reproach to the Act of 1889 that under it registration was required.

Sir CHARLES HIBBERT TUPPER.—But under the Act of 1889 a condition of copyright was manufacturing here. Under this draft that point is conceded.