

THE HOUSE OF COMMONS OF CANADA.

BILL 58.

R.S., c. 32;
1931, c. 8.

An Act to amend The Copyright Amendment Act, 1931.

HIS Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. *The Copyright Amendment Act, 1931*, is amended by inserting the following subsections immediately after subsection three of section ten thereof:— 5

Right of
action barred
when fees
paid or
tendered.

“(4) No action or other proceeding to enforce any civil or summary remedy for infringement of the performing right in any dramatico-musical or musical work claimed by any association, society or company referred to in subsection one of this section, shall be commenced or continued, and no judgment or sentence shall be rendered in any court against any person who has tendered or paid the fees, charges or royalties which are specified, revised or otherwise prescribed pursuant to the provisions of this 15 section.”

Right of
action barred
pending
enquiry.

“(5) Unless the consent of the Secretary of State of Canada is given in writing, no action or other proceeding to enforce any civil or summary remedy for infringement of the performing right in any dramatico-musical or musical 20 work claimed by any association, society or company referred to in subsection one of this section, shall be commenced or continued, and no judgment or sentence shall be rendered in any court after notice has been published in the *Canada Gazette* that a Commissioner has been ap- 25 pointed under the *Inquiries Act* to make an investigation and report as provided in subsection two of this section; Provided, however, that the stay of proceedings herein provided shall not be effective for more than six months, unless the Secretary of State in writing extends the time.” 30

R.S., c. 99.