
STATUTORY INSTRUMENTS

1982 No. 719

LIBRARIES

The Public Lending Right Scheme
1982 (Commencement) Order 1982

<i>Made</i>	- - - -	<i>17th May 1982</i>
<i>Laid before Parliament</i>		<i>1st June 1982</i>
<i>Coming into Operation</i>		<i>14th June 1982</i>

THE PUBLIC LENDING RIGHT SCHEME
1982 (COMMENCEMENT) ORDER 1982

1. This Order may be cited as the Public Lending Right...
2. (1) The Scheme set out in the Appendix hereto, which...
APPENDIX — PUBLIC LENDING RIGHT SCHEME 1982 ARRANGEMENT OF SCHEME
PART I — TITLE AND INTERPRETATION
 1. Citation and extent
 2. General definitions
 3. Delivery of documents and service of notice
PART II — BOOKS AND AUTHORS ELIGIBLE UNDER THE SCHEME
 4. Authors
 5. Eligible persons
 6. Eligible books
PART III — REGISTRATION OF PUBLIC LENDING RIGHT
The Register
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 8. The content of the Register
 9. Registration
 10. Dealings to be effected only on the Register
 11. Register to be conclusive
 12. Amendment of the Register
 13. Payments consequent upon amendment
Procedure for Registration
 14. Forms of application

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15. Recording of receipt of application
16. Completion of registration

First Registration

17. Application for first registration
18. Evidence required in connection with the applications

Subsequent dealings with Public Lending Right

19. Public Lending Right to be transmissible
20. Period during which the Right may be transferred
21. Whole interest to be assigned
22. Applications for transfer
23. Stamp duty
24. Proof of author's existence
25. Registration by an author on attainment of full age

Transmission on death

26. Registration of personal representatives
27. Transfer by personal representatives

Transfer on bankruptcy, liquidation or sequestration

28. Registration of Official Receiver, Official Assignees or Judicial Factor
29. Registration of Trustee in Bankruptcy in place of Official Receiver, Assignees in Bankruptcy or Judicial Factor
30. Registration of a trust under a Scheme of Arrangement or an Arrangement under the control of the Court
31. Liquidation of a company
32. Renunciation

General

33. Neglected applications for registration
34. Removal of entries from the Register
35. Copies of entries in the Register

PART IV — ASCERTAINMENT OF THE NUMBER OF LOANS OF BOOKS

36. Special definitions
37. Number of loans to be ascertained by means of a sample
38. Designation of sampling points
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40. Duty to record lendings
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42. Method of determining the number of notional loans
43. Reimbursement of local library authorities
44. Expense incurred in respect of sampling points
45. Establishment of initial sample

PART V — CALCULATION AND PAYMENT OF PUBLIC LENDING RIGHT

46. Determination of the sum due in respect of Public Lending Right
47. Persons to whom the payment is due
48. Right to be claimed
49. Notification of entitlement and payment of sums due under the Scheme
50. Power to call for information

51. Interest
52. Initial payment to authors

Signature

SCHEDULE 1 — INFORMATION TO BE PROVIDED IN CONNECTION WITH APPLICATIONS

PART I — APPLICATION FOR FIRST REGISTRATION

Each application shall provide the Registrar, in such form as...

1. The title of the book to which the application relates....
2. The name of every person named on the title page...
3. The true identity (if different from 2 above) of each...
4. The International Standard Book Number (if any) of the book....
5. A statutory declaration or a declaration made before a Notary...
6. In the case of a work by more than one...
7. In the case of an author not of full age,...

PART II — APPLICATION FOR TRANSFER OF REGISTERED INTEREST

Each application shall provide the Registrar, in such form as...

1. The title of the book.
2. The International Standard Book Number (if any) of the book....
3. The name and address of the transferor.
4. The name and address of the transferee.
5. An undertaking by the transferee to furnish to the Registrar,...

PART III — APPLICATION FOR RENUNCIATION OF REGISTERED INTEREST

Each application shall provide the Registrar, in such form as...

1. The name and address of the person renouncing.
2. The title of the book to which the renunciation relates....
3. The International Standard Book Number (if any) of the book....
4. The extent of the Right being renounced.
5. The period in respect of which the Right is renounced....

SCHEDULE 2 — GROUPING OF SERVICE POINTS

Service points shall be grouped according to local library authority...

GROUP A

Those within the areas of the following non-metropolitan counties—

Cheshire...

GROUP B

Those within the areas of the following non-metropolitan counties—

Avon...

GROUP C Those within the areas of the metropolitan districts...

GROUP D Those within the area of Greater London.

GROUP E Those in Wales.

GROUP F Those in Scotland.

GROUP G Those in Northern Ireland.

SCHEDULE 3 — TRANSITORY PROVISIONS

PART I — ESTABLISHMENT OF INITIAL SAMPLE

1. For the purpose of establishing the initial sampling points, Article...
2. Paragraph (1) shall have effect as if there were substituted...
3. If notices given under Article 38(6)(a) specify periods beginning after...

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PART II — INITIAL PAYMENT TO AUTHORS

1. If notices given under Article 38(6)(a) specify periods beginning after...
2. Articles 42(2) and 46(4) shall have effect as if any...

SCHEDULE 4 — PAYMENT MANDATE

Explanatory Note