

Supplement to

# Government

#### WESTERN AUSTRALIA.

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Colonial Secretary's Office, Porth, 28th July, 1898.

THE following Despatch, received by His Excellency the Governor from the Right Honourable the Secretary of State for the Colonies, and its enclosures, are published for general information.

> G. F. ELIOT, Acting Under Secretary.

CIRCULAR.

## Downing Street, 10th June, 1898.

SIR,-With reference to my Circular Despatch of the 15th Sin,—With reference to my Chreular Despatch of the 15th March last, enclosing copies of an Order of Her Majesty in Council, dated the 7th March, 1898, for giving effect to the Additional Act of Paris modifying the International Copy-right Convention of the 9th September, 1886, I have the honour to transmit to you, for information and publication in the Colony under your Government, copies of an Order of Her Majerty in Computed 10th May, 1808 extending of Her Majesty in Council, dated 19th May, 1898, extending the operation of the Order in Council of the 7th March, 1898, to the Republic of Hayti.

I have, etc.,

J. CHAMBERLAIN.

The Officer Administering the Government of Western Australia.

#### AT THE COURT AT WINDSOR, the 19th day of May, 1898.

Present :

THE QUEEN'S MOST EXCELLENT MAJESTY LORD CHANCELLOR LORD PRESIDENT LORD BALFOUR OF BURLEIGH.

LORD BALFOUR OF BURLEIGH. WHEREAS on the 9th day of September, 1886, a Convention (herein-after called the Berne Convention) with respect to the protection to be given by way of copyright to the authors of literary and artistic works was concluded hetween Her Majesty the Queen of the United Kingdom of Great Britain and Ireland and the foreign countries following, that is to say:--

Belgium,	Hayti,	Switzerland,
France,	Italy,	and
Germany,	Spain,	Tunis ;
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And whereas on the 5th day of September, 1887, the ratifications of the said Convention were duly exchanged between Her Majesty the Queen and the aforesaid countries:

And whereas by an Order in Council dated the 28th day of November, 1887, and made under the authority committed to Her Majesty by the International Copyright Acts, 1844 to 1886, Her Majesty was pleased to make provision for giving rights of copyright throughout Her Majesty's dominions to the authors of literary and artistic works first produced in any of the said foreign countries (therein referred to as the foreign countries of the Copyright Union), and otherwise giving effect throughout Her Majesty's dominions to the terms of the said Berne Convention, and an English translation of the suid Convention was set out in the First Schedule to the Order in Council now in recital:

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out in the First Schedule to the Order in Council now in recital : And whereas since the date of the said Order in Council hereinbefore recited, the foreign countries following, namely, Luxembourg, Monaco, Montenegro, and Norway have acceded to the said Berne Couvention, and by Orders in Council dated respectively the 10th day of August, 1888, the 15th day of October, 1889, the 16th day of May, 1893, and the 1st day of August, 1896, and made under the authority aforesaid, the provisions of the hereinbefore recited Order in Council of the 28th day of November, 1887, have been extended to the last-mentioned foreign countries respectively, and the last-mentioned foreign countries, to-gether with the foreign countries comprised in the said Order in Council of the 28th day of November, 1887, now constitute the foreign countries of the Copyright Union within the meaning of the said Order in Council.

And whereas an additional Act to the said Berne Convention, of which additional Act an English translation is set out in the Schedule to this Order, was agreed upon between Her Majesty and the following foreign countries for the purpose of varying the provisions of the said Berne Convention, namely :--

Germany,	Italy,	Switzerland,
Belgium,	Luxembourg	and
Spain,	Monaco,	Tunis ;
France,	Montenegro,	,

and the ratifications of the said additional Act were, on the 9th day of September, 1897, exchauged between Her Majesty and the said foreign countries:

countries: And whereas by an Order in Council dated the 7th day of March, 1898, and made under the authority aforesaid, Her Majesty was pleased to make provision for varying the hereinbefore recited. Order in Council of the 25th day of November, 1857, and otherwise giving effect to the said additional Ac<sup>-</sup> throughout Her Majesty's dominions, so far as regards the foreign countries hereinbefore named as parties to the said additional Ac<sup>-</sup> throughout Her Majesty's dominions, so far as to the said additional Ac<sup>-</sup> throughout Her Majesty's dominions, so far as the foreign countries hereinbefore named as parties to the said additional Act, and an English translation of the said Additional Act is set forth in the Schedule to the Order in Council now in recital:

And whereas it is provided by Article III. of the said Additional Act, that countries of the Union not parties to the said Additional Act should at any time be allowed to accede thereto:

And whereas the Republic of Hayti has duly acceded to the said Additional Act:

And whereas Her Majesty in Council is satisfied that the Republic of Hayti has made such provisions as it appears to Her Majesty expedient to require for the protection of authors of works first produced in Her Majesty's dominions:

Now, THEREFORE, Her Majesty, by and with the advice of Her Privy Council, and by virtue of the authority committed to Her by the International Copyright Acts, 1844 to 1886, doth order, and it is hereby ordered as follows :-

1. From and after the commencement of this Order the hereinbefore recited Order in Council of the 7th day of March, 1898, shall extend to the Republic of Hayti.

2. Nothing contained in this Order shall prejudicially affect any right acquired or accrued before the commencement of this Order by virtue of the suid Order in Council of the 28th day of November, 1887, or otherwise, and any person entitled to such right shall continue entitled thereto, and to the remedies for the same in like manner as if this Order had not been made.