

Announcement

from the Copyright Office, Library of Congress, Washington, D.C. 20559

CHANGE IN COPYRIGHT OFFICE REGULATIONS

MOTION PICTURE SOUNDTRACKS

Part 202 of Chapter II of Title 37 of the Code of Federal Regulations has been amended effective May 12, 1975 to provide rules for the registration of claims to copyright in motion picture soundtracks and in musical, literary, dramatic, or other material embodied in a soundtrack. The amendments to the Regulations of the Copyright Office were published in the March 19, 1975 issue of the Federal Register, Volume 40, Number 54, and are reprinted as follows without any change from Announcement ML-117 (March 1975).

Title 37 -- PATENTS, TRADEMARKS,
AND COPYRIGHTS
Chapter II -- Copyright Office,
Library of Congress
PART 202 -- REGISTRATION OF CLAIMS
TO COPYRIGHT

1. Section 202.15 of Chapter II of Title 37 of the Code of Federal Regulations is amended by adding a new paragraph (c) reading as follows:

§ 202.15 Motion Pictures (Classes L-M).

(e) (1) For purposes of deposit and registration only, any copyrightable component part of a motion picture soundtrack (e.g., a musical composition) is considered an integral part of a motion picture. Registration of any copyrightable component part of a motion picture soundtrack may be made by registration of the motion picture in accordance with the provisions of sections 12 and 13 of Title 17, U.S. Code.

(2) Where any copyrightable component part of a motion picture soundtrack has not previously been published or registered and is contained in a motion picture submitted for registration pursuant to section 13, Title 17, U.S. Code, separate registration of such copyrightable component part will be permitted only if a separate copyright notice relating to such part is placed on the motion picture. In this event the Register of Copyrights will waive his authority

under section 14 to require deposit of two complete copies of such copyrightable component part, and will accept for purposes of deposit under section 13, two complete copies transcribed or reproduced from the motion picture in a form that in the opinion of the Register of Copyrights most closely conforms to the established criteria of the Library of Congress acquisitions policy statement in effect at the time of deposit. The Copyright Office will furnish to any person concerned, upon request, a copy of the pertinent Library of Congress acquisitions policy statement then in effect.

(3) Separate registration will be refused for any component part of a motion picture soundtrack published without a separate copyright notice, whether registration is applied for as an unpublished work under section 12 of Title 17 U.S. Code, or as a published work in accordance with section 13 of Title 17, U.S. Code.

(4) The provisions of the preceding subparagraphs shall not apply to any copyrightable component part of a mo-

tion picture soundtrack for which application for copyright registration has been made to the Copyright Office prior to May 12, 1975. However, applications to register a claim to copyright in a component part of a motion picture soundtrack for the renewal term shall be accepted only if separate registration has first been made for the original term.

2. In § 202.15a, paragraph (c) is revised to read as follows:

§ 202.15a Sound Recordings (Class N).

(c) Sound recordings registrable in Class N do not include a soundtrack that is an integrated part of a motion picture. Registration for motion pictures, including an integrated soundtrack, is made in Class L or M; see § 202.15.

(Sec. 207, 61-Stat. 666; 17 U.S.C. 207)

Dated: March 11, 1975.

BARBARA RINGER,
Register of Copyrights.

Approved:

JOHN G. LORENZ,
Acting Librarian of Congress.