



ANNOUNCEMENT

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

FINAL REGULATIONS

PART 201--GENERAL PROVISIONS

RECORDATION AND CERTIFICATION OF COIN-OPERATED PHONORECORD PLAYERS(RENEWAL)

The following excerpt is taken from Volume 43, No. 245 of the Federal Register for Wednesday, December 20, 1978 (pp. 59378-59379).

[1410-03-M]

**Title 37—Patents, Trademarks, and
Copyrights**

**CHAPTER II—COPYRIGHT OFFICE,
LIBRARY OF CONGRESS**

[Docket 77-4B]

PART 201—GENERAL PROVISIONS

**Recordation and Certification of
Coin-Operated Phonorecord Play-
ers (Renewal)**

AGENCY: Library of Congress, Copy-
right Office.

ACTION: Final regulations.

SUMMARY: This notice is issued to inform the public that the Copyright Office of the Library of Congress is adopting an amendment to § 201.16 of our regulations. The effect of the amendment is to establish a renewal system for the issuance of jukebox licenses. The system is to be used by jukebox operators who received certificates for their coin-operated phonorecord players during a particular year, and who are required to apply during January of the next succeeding

year, for licenses covering that next succeeding year.

DATE: The amendments are effective on December 20, 1978.

**FOR FURTHER INFORMATION
CONTACT:**

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SUPPLEMENTARY INFORMATION: 17 U.S.C. 116 establishes conditions under which operators of coin-operated phonorecord players—commonly referred to as “jukeboxes”—may obtain a compulsory license for the performance of nondramatic musical works.

A compulsory license permits the use of a copyrighted work without the consent of the copyright owner, if certain conditions are met and royalties paid. Section 116 establishes general rules governing the conditions of the compulsory license for coin-operated phonorecord players, and requires the Register of Copyrights to prescribe regulations governing compulsory license applications and the certificates to be affixed to licensed phonorecord players.

Section 116 also sets forth certain

time limitations in connection with applications for recordation of jukeboxes: for jukeboxes already in use on January 1, 1978, the application was to be submitted between January 1, 1978, and January 31, 1978; for jukeboxes put into use after January 1, 1978, the application must be submitted before or within one month after the date performances are first made available on that player; and for jukeboxes recorded in the Copyright Office during 1978 the application must be submitted between January 1 and January 31 of 1979, if the machine is still in use.

On March 30, 1977, we published in the FEDERAL REGISTER (42 FR 16836) an advance notice of proposed rule-making in this matter. After considering the comments received in response to the advance notice, on October 11, 1977, we published a proposed regulation (42 FR 54840) and, on October 25, 1977, we held a public hearing on the proposal. After considering the comments made at the hearing and in supplemental filings, on December 20, 1977, we published (42 FR 63779) final regulations implementing section 116. On August 23, 1978, we adopted interim amendments to the regulations (43 FR 37451). After public comment, those amendments were made final on October 31, 1978 (43 FR 50678).