transmission services, preexisting satellite digital audio radio services, new subscription services, and business establishment services under section 112(e) or section 114(d)(2) of title 17 of the United States Code, or both, for the period from October 28, 1998, through March 31, 2004.

(b) Reports of use. Reports of use filed by preexisting subscription services for transmissions made under 17 U.S.C. 114(f) pursuant to §270.2 for use of sound recordings under section 112(e) or section 114(d)(2) of title 17 of the United States Code, or both, for the period October 28, 1998, through March 31, 2004, shall serve as the reports of use for nonsubscription transmission services, preexisting satellite digital audio radio services, new subscription services, and business establishment services for their use of sound recordings under section 112(e) or section 114(d)(2) of title 17 of the United States Code, or both, for the period from October 28, 1998, through March 31, 2004.

(c) Royalty Logic Inc. If, in accordance with §261.4(c), any Copyright Owners or Performers have provided timely notice to SoundExchange of an election to receive royalties from Royalty Logic, Inc. as a Designated Agent for the period October 28, 1998, through December 31, 2002, or any portion thereof, SoundExchange shall provide to RLI copies of the Reports of Use described in paragraph (b) of this section for that period or the applicable portion thereof.

[69 FR 58262, Sept. 30, 2004]

§ 270.5 Designated collection and distribution organizations for records of use of sound recordings under statutory license.

(a) General. This section prescribes rules under which records of use shall be collected and distributed under section 114(f) of title 17 of the United States Code, and under which records of such use shall be kept and made available.

(b) Definitions. (1) A Collective is a collection and distribution organization that is designated under the statutory license, either by settlement agreement reached under section 114(f)(1)(A) or section 114(f)(1)(C)(i) and adopted pursuant to 37 CFR 251.63(b), or by designation of a Copyright Arbitration Royalty Panel (CARP) under section 114(f)(1)(B) or section 114(f)(1)(C)(ii), or by an order of the Librarian pursuant to 17 U.S.C. 802(f).

(2) A Service is an entity engaged in the digital transmission of sound recordings pursuant to section 114(f) of title 17 of the United States Code.

(c) Notice of Designation as Collective under Statutory License. A Collective shall file with the Licensing Division of the Copyright Office and post and make available online a “Notice of Designation as Collective under Statutory License,” which shall be identified as such by prominent caption or heading, and shall contain the following information:

(1) The Collective name, address, telephone number and facsimile number;

(2) A statement that the Collective has been designated for collection and distribution of performance royalties under statutory license for digital transmission of sound recordings; and

(3) Information on how to gain access to the online website or home page of the Collective, where information may be posted under this part concerning the use of sound recordings under statutory license. The address of the Licensing Division is: Library of Congress, Copyright Office, Licensing Division, 101 Independence Avenue, SE., Washington, DC 20557-6400.

(d) Annual Report. The Collective will post and make available online, for the duration of one year, an Annual Report on how the Collective operates, how royalties are collected and distributed, and what the Collective spent that fiscal year on administrative expenses.

(e) Inspection of Reports of Use by copyright owners. The Collective shall make copies of the Reports of Use for the preceding three years available for inspection by any sound recording copyright owner, without charge, during normal office hours upon reasonable notice. The Collective shall predicate inspection of Reports of Use upon information relating to identity, location and status as a sound recording copyright owner, and the copyright owner’s written agreement not to utilize the information for purposes other
§ 270.5

than royalty collection and distribution, and determining compliance with statutory license requirements, without express consent of the Service providing the Report of Use. The Collective shall render its best efforts to locate copyright owners in order to make available records of use, and such efforts shall include searches in Copyright Office public records and published directories of sound recording copyright owners.

(f) Confidentiality. Copyright owners, their agents, and Collectives shall not disseminate information in the Reports of Use to any persons not entitled to it, nor utilize the information for purposes other than royalty collection and distribution, and determining compliance with statutory license requirements, without express consent of the Service providing the Report of Use.

(g) Termination and dissolution. If a Collective terminates its collection and distribution operations prior to the close of its term of designation, the Collective shall notify the Copyright Office, and all Services transmitting sound recordings under statutory license, by certified or registered mail. The dissolving Collective shall provide each such Service with information identifying the copyright owners it has served.

INDEX TO CHAPTER II—COPYRIGHT OFFICE, LIBRARY OF CONGRESS

EDITORIAL NOTE: This listing is provided for informational purposes only. It is compiled and kept current by the Department of Commerce. This index is updated as of July 1, 2011.

Section

Auditor’s Reports, and other verification information filed in the Copyright Office for digital audio recording devices or media......................201.29
Access to, and confidentiality of, Statements of Account for digital audio recording devices or media.......................................................201.29
Accounts, deposit..................................................................................201.6
Account (Statements of) for digital audio recording devices or media.......................................................201.28
Acquisition and deposit of unpublished television transmission programs...............................................................202.22
Addresses prescribed for communications with the Copyright Office ....201.1, 201.2, 201.5, 202.3
Administrative classification and application forms for registration ...............................................................202.3(b)(2)
Basic or general purpose..............................................................................201.1(a)
Filing of materials in CARP proceedings ..................................257.4(a), 259.5(a)
Form and content of application for supplementary registration........201.5(c)(2)
Group registration of related serials, letter affirming submission of copies to Library of Congress .......................................................202.3(c)(5)
Inspection and copying of records .......................................................201.2(b)(5)
Legal processes .........................................................................................205.2
Special limited addresses ...........................................................................201.1(b)
Advance notices of potential infringement ......................................................201.22
Affixation (methods of) of copyright notice and positions on works ...............................................................201.20
Agreements between copyright owners and public broadcasting entities, Recordation of ...............................................................201.9
Amend or correct individual’s record under Privacy Act, Appeal of refusal to ...........................................................................................................204.8
Amendment or correction of records under Privacy Act, Request for ...........................................................................................................204.7
Annual Statements of Account, Contents of ..............................................201.28(f)
Anti-circumvention, (circumvention), Exemptions to prohibition against ...........................................................................................................201.40
Architectural works .....................................................................................202.11
Architectural works, Deposit of .................................................................202.20(c)(2)(xviii)
Archives and libraries, Warnings of copyright for use by .........................201.14
Arts (visual), registration of (see Pictorial, graphic & sculptural works) ...........................................................................................................202.10, 202.20
Arts (visual) registry .....................................................................................201.25
Audio (digital) recording devices or media, Initial notice of distribution of ...........................................................................................................201.27
Audio (digital) recording devices or media, Statements of Account for...............................................................................................201.28
Auditor’s Reports filed in Copyright Office for digital audio recording devices or media (Access to, and confidentiality of) .........................201.29
Auditor’s Reports (In general) .................................................................201.28, 201.29
Basic registration defined .........................................................................201.5(a)
Best Edition .................................................................................................202.18, 202.20, Appendix B to Part 202
Blind and physically handicapped.\(^1\) Voluntary license to permit reproduction of nondramatic literary works solely for use of .................. 201.15
Broadcasting entities and copyright owners, Recordation of agreements between .......................................................................................... 201.9
Broadcasting entities (public), Performance of musical compositions by ........................................................................................................ 253.4, 253.5
Broadcasting entity (public) defined ......................................................................................................................................................... 201.11 and 201.17
Cable and satellite statutory licenses ............................................................................................................................................ 253.2
Cable compulsory license, Adjustment of royalty fees for © .................................................................................................................... 256.1, 256.2
Cable compulsory license, Application of the 3.75% rate .................................................................................................................. 201.17, 256.2
Cable contracts for systems outside 48 contiguous states, Recordation of ..................................................................................... 201.12
Cable royalty fees, Filing of claims for [under 17 U.S.C. 111(d)(4), 801, and 803] ........................................................................................................ 252.1 to 252.5
Cable systems, Statements of Account covering compulsory licenses for secondary transmissions by ............................................................................ 201.17
Cancellation of completed registrations .................................................................................................................................................. 201.7
Cartographic (three-dimensional) representations of area, such as globes and relief models .................................................................................. 202.20(c)(2)(xi)(B)
Certification and Documents Section, Information and Reference Division, as address for certain requests ............................................................. 201.1(c)
Certification of copies or documents, Requests for ......................................................................................................................... 201.2(d)
Certification (official) defined ........................................................................................................................................................... 201.4(a)
Circumvention, Exemptions to prohibition against .......................................................................................................................... 201.40
Claimants, Copyright applications .................................................................................................................................................. 202.3
Claims to cable royalty fees under 17 U.S.C. 111(d)(4), 801 and 803 ........................................................................................................ 252.1 to 252.5
Claims to satellite royalties .................................................................................................................................................................. 257
Coin-operated phonorecord player defined ........................................................................................................................................... 254.2
Coin-operated phonorecord players, Adjustment of royalty rate for ........................................................................................................... 254.1 to 254.3
Collective works, Deposit of contributions to ........................................................................................................................................ 202.20(c)(2)(xv)
Colleges and universities, Performance of nondramatic musical compositions by public broadcasting entities licensed to .......................................................................................... 253.5
Commercial prints and labels, Deposit of ........................................... 202.20(c)(2)(v)
Communications with Copyright Office, Addresses prescribed for (see Addresses for communication) ....................................................................... 201.1
Complete copy defined for mandatory deposit only © .......................................................................................................................... 202.19(b)(2)
Complete copy for purposes of registration, Definition of ........................................... 202.20(b)(2)
Compulsory license for making/distributing phonorecords of nondramatic musical works, Notice of intention to obtain .............. 201.18
Compulsory license for making/distributing phonorecords of nondramatic musical works, Rates .......................................................................................... 255.1 to 255.5
Compulsory license for making/distributing phonorecords of nondramatic musical works, Royalties and statements of account under .......................................................................................... 201.19
Compulsory license for secondary transmissions by cable systems, Statements of Account covering .......................................................................................... 201.17
Compulsory license, Record keeping for use of sound recordings ........................................................................................................... 201.35 to 201.37
Compulsory license, Sound recordings .................................................................................................................................................. 201.35 to 201.37
Computer programs and databases embodied in machine-readable copies other than CD-ROM format, Deposit of ............................................................................. 202.20(c)(2)(vii)
Computer shareware, Recordation of documents pertaining to ........................................................................................................................................... 201.26
Computer software (public domain), Recordation of documents regarding donation of .................................................................................................................. 201.26


710
Index

Confidentiality of, and access to, Statements of Account, Auditor's Reports, and other verification information filed in the Copyright Office for digital audio recording devices or media ......................................................... 201.29
Copyright (Library of), Deposit of published copies or phonorecords for ........................................................................................................................................... 202.19
Congress (Library of), Transfer of unpublished copyright deposits to ................................................................. 201.23
Contents of Statements of Account covering compulsory licenses for secondary cable transmissions ................................................................. 201.7(a)
Contributions to collective works, Deposit of ......................................................... 202.20(c)(2)(xv)
Copies and phonorecords, Deposit for copyright registration of ...................... 202.20
Copies containing both visually perceptible and machine-readable material other than a CD-ROM format, Deposit of ........................................ 202.20(c)(2)(ix)
Copies, Deposit of identifying material instead of .............................................. 202.21
Copies deposited, Return of ................................................................................. 201.6(d)
Copies of records or deposits, Requests for .................................................... 201.1(c)
Copies or phonorecords (published) for the Library of Congress, Deposit of ......................................................................................................................... 202.19
Copy (complete) defined for mandatory deposit only ........................................ 202.19(b)(2)
Copying of records and indexes (Inspection and) ........................................... 201.2(b)
Copying of records under Freedom of Information Act (FOIA) (Inspection and) .................................................................................................................. 202.2(b)
Copyright deposits, Full-term retention of .......................................................... 202.5
Copyright deposits (unpublished), Transfer to Library of Congress of ............. 201.23
Copyright, Material not subject to ................................................................. 202.1
Copyright notice, General .................................................................................. 202.2
Copyright notice, Methods of affixation and position ..................................... 201.20
Copyright Office, Information given by ................................................................ 201.2
Copyright Office, Proper address for mail and other communications with ......................................................................................................................... 201.1
Copyright owners and broadcasting entities, Recordation of agreements between ...................................................................................................................... 201.9
Copyright, Registration of claims to ................................................................. 202.3
Copyright restoration for certain motion pictures and their contents under NAFTA, Procedures for ........................................................................................................ 201.31
Copyright restoration under Uruguay Round Agreements Act .......................... 201.33
Copyright Warning for software lending by nonprofit libraries ...................... 201.24
Correction or amendment of records under Privacy Act, Request for .......... 204.7
Correspondence (official), Access and requests for copies of ......................... 201.2 & (d)
Correspondence (official), Access and requests for copies of ......................... 201.2(c) & (d)
Databases and computer programs embodied in machine-readable copies other than CD-ROM format, Deposit of ............................................. 202.20(c)(2)(vi)
Date (effective) of registration ........................................................................ 202.4
Date of recordation defined ................................................................................. 201.4(a), 201.20(f)
Definitions: Advance Notice of Potential Infringement .................................. 201.22(a)(1)
Annual Statement of Account (compulsory license) ........................................ 201.19(a)(2)
Architectural works .......................................................................................... 202.11(b)
Basic registration .............................................................................................. 201.5(a)
Cable system ....................................................................................................... 201.17(e)
Cancellation ........................................................................................................ 201.7(a)
Certification (official) ........................................................................................ 201.4(e)
Coin-operated phonorecord player .................................................................... 254.2
Complete copy (deposit for registration) .......................................................... 202.20(b)(2)
Complete copy (mandatory deposit) ................................................................. 202.19(b)(2)

2 NAFTA is the acronym for North American Free Trade Agreement.
Computer shareware ................................................................. 201.26(b)
Contributions to collective works ........................................... 202.20(b)(2)(i)(ii)
Current base rate (cable systems) ........................................... 201.17(h)(1)(i)
Digital performance right in sound recordings and ephemeral record-
ings, New subscription service ....................................................... 201.26(e)
Digital phonorecord delivery .................................................. 255.4
Digital subscription transmissions, Initial notice of use of works ... 201.35 - 201.37
Display Warning of Copyright .................................................. 201.14(a)(1)
Distant signal equivalent ....................................................... 201.11(b)
Distributor (satellite carrier) ................................................... 201.11(b)
Document designated as pertaining to computer shareware ...... 201.26(b)(2)
Gross receipts for basic service (cable systems) ..................... 201.17(b)(1)
Individual (Privacy Act) ............................................................ 204.2(a)
Local service area of a primary transmitter .......................... 201.17(b)(5)
Masthead ..................................................................................... 201.26(b)(3)
Monthly Statement of Account (compulsory license) .......... 201.19(a)(5)
Motion pictures ......................................................................... 202.20(b)(2)(iv)
Musical scores ........................................................................... 202.20(b)(2)(v)
NAFTA 2 work .......................................................................... 201.33(b)(1)
Network station (satellite carrier) ......................................... 201.11(b)
Notice (initial) of Distribution of Digital Audio Recording Devices 201.27(b)
Notice of objection to certain noncommercial performances ... 201.13(a)
Off-the-air copying ................................................................. 202.22(e)
Order Warning of Copyright .................................................... 201.14(a)(2)
Posthumous work (renewal) .................................................... 202.17(b)
Potential copyright owner (NAFTA) 2 .................................... 201.31(b)(4)
Primary transmission (satellite carrier) .................................. 201.11(b)(2)
Privacy Act .................................................................................. 204.2
Private home viewing (satellite carrier) ................................ 201.11(b)
Public broadcasting entity ....................................................... 202.20(b)(2)(vi)
Public domain computer software ......................................... 201.26(b)(3)
Publication (NAFTA) 2 ............................................................. 201.31(b)(5)
Record (Privacy Act) ................................................................. 204.2(c)
Registration (supplementary) ............................................... 201.5(a)
Registration of claims to copyright, Group registration options ... 202.3
Reliance party ........................................................................... 201.39(b)(2)
Renewal (posthumous work) .................................................. 202.17(b)
Restored work .......................................................................... 201.33(b)(3)
Routine use (Privacy Act) ....................................................... 204.2(e)
Satellite carrier ......................................................................... 201.11(b)
Secondary transmission (satellite carrier) .......................... 201.11(b)(2)
Secure test ............................................................................... 202.20(b)(4)
Single-leaf work ....................................................................... 201.20(b)(9)
Sound recordings ...................................................................... 202.20(b)(2)(iv)
Source country ......................................................................... 201.33(b)(4)
Subscriber (satellite carrier) ................................................. 201.11(b)
Superstation (satellite carrier) ................................................. 201.11(b)
Supplementary registration .................................................... 201.5(a)
Syndex-proof signal (satellite retransmission) ....................... 202.20(b)(2)
System of records (Privacy Act) .............................................. 204.2(d)
Title page .................................................................................. 201.20(b)(5)
Unserved household (satellite carrier) ................................. 201.11(b)
Warning of Copyright for Software Rental ......................... 201.24(a)
Deposit accounts ................................................................. 201.6(b)
Deposit (Acquisition and) of unpublished television transmission pro-
grams ...................................................................................... 202.22
Index

Deposit (mandatory) of published copies or phonorecords for Library of Congress .................................................. 202.19
Deposit, Nature of required ................................................................................................................................. 202.20(c)(1)
Deposit of copies for registration by category:
  Architectural works ................................................................................................................................. 202.20(c)(2)(xviii)
  Certain pictorial and graphic works ........................................................................................................ 202.20(c)(2)(xvii)
  Commercial prints and labels ................................................................................................................... 202.20(c)(2)(v)
  Computer programs and databases embodied in machine-readable copies other than CD-ROM format .......... 202.20(c)(2)(vii)
  Contributions to collective works ........................................................................................................... 202.20(c)(2)(xv)
  Generally ...................................................................................................................................................... 202.20(c)(2)(i)
  Group registration of serials .................................................................................................................... 202.20(c)(2)(xvii)
  Holograms .................................................................................................................................................. 202.20(c)(2)(iii)
  Machine-readable copies of works other than computer programs, databases, and works fixed in a CD-ROM format . 202.20(c)(2)(viii)
  Oversize deposits ......................................................................................................................................... 202.20(c)(2)(xii)
  Phonorecords .............................................................................................................................................. 202.20(c)(2)(xvi)
  Pictorial advertising material ..................................................................................................................... 202.20(c)(2)(xiv)
  Soundtracks ................................................................................................................................................. 202.20(c)(2)(xii)
  Tests ............................................................................................................................................................ 202.20(c)(2)(vi)
  Works fixed in a CD-ROM format .................................................................................................................. 202.20(c)(2)(xix)
  Works reproduced in or on sheetlike materials ......................................................................................... 202.20(c)(2)(x)
  Works reproduced in or on three-dimensional objects ............................................................................. 202.20(c)(2)(xix)
  Deposit of copies for registration (special relief) .......................................................................................... 202.20(d)
  Deposit of copies under 17 U.S.C. 407, Presumption as to ........................................................................ 202.19(f)
  Deposit of identifying material instead of copies ....................................................................................... 202.21
  Deposit of identifying material (Mask works) ............................................................................................. 211.5
  Deposit of oversize material ..................................................................................................................... 202.20(c)(2)(xiii)
  Deposit requirements under 17 U.S.C. 407(a), Exemption from ................................................................ 202.19(c)
  Deposits (copyright), Full-term retention of .............................................................................................. 202.23
  Deposits, Requests for copies of .................................................................................................................. 201.1(c)
  Deposits (unpublished copyright), Transfer to Library of Congress of ....................................................... 201.23
  Designs, Protection of original designs of vessel hulls ................................................................................... 212.1 to 212.6
  Digital audio recording devices and media royalty payments, Filing of claims to ........................................... 259.1 to 259.6
  Digital audio recording devices or media (Access to, and confidentiality of, Statements of Account, Auditor’s Reports, and other verification information filed in the Copyright Office for) .............................................................. 201.29
  Digital audio recording devices or media, Initial notice of distribution of .................................................. 201.27
  Digital audio recording devices or media, Statements of account for ......................................................... 201.28
  Digital performance right in sound recordings and ephemeral recordings, New subscription service .......... 262
  Digital phonorecord deliveries, compulsory license for making and distributing phonorecords .................... 201.18
  Digital phonorecord delivery, definition of ................................................................................................ 255.4
  Digital phonorecord delivery, royalty rate for ............................................................................................. 255.5
  Digital subscription transmissions of sound recordings, Rates and terms .................................................... 260.1 to 260.5
  Digital transmissions and making of ephemeral reproductions of public performances of sound recordings ........................................................................................................... 263
  Displays [and] nondramatic performances of musical works for public broadcasting entities ................. 253.7
  Disruption of postal or other transportation or communications services ................................................... 201.18
  Documents pertaining to computer shareware, and public domain computer software, Recordation of .......... 201.26
  Documents, recordable ............................................................................................................................... 201.4(c)
Documents, Recordation of ................................................................. 201.4
Effective date of registration ................................................................ 202.4
Electronic payment of royalties............................................................ 201.11, 201.17 and 201.28
Errors corrected by supplementary registration ................................... 201.5
Errors (minor) or omissions in registration ............................................ 201.7(d)
Exemption from deposit requirements under 17 U.S.C. 407(a) .................. 202.19(c)
Exemption to prohibition on circumvention of copyright protection sys-
tems for access control technologies .................................................. 201.40(b)
Extended renewal term, Notices of termination of transfers and licenses
covering .................................................................................................... 201.10
Fees, Generally for Copyright Office services ....................................... 201.3
Freedom of Information Act ................................................................ 203.6
Licensing Division service fees ............................................................... 201.3(e)
Mask works ............................................................................................ 201.3(c)
Payment and Refunds ............................................................................ 201.17
Privacy Act ............................................................................................. 204.6
Registration, recordation and related services ....................................... 201.3(c)
Registration, recordation and related services ....................................... 201.3(c)
Group registration options ..................................................................... 202.3
Vessel hull designs .................................................................................. 212.2, 212.5
Fees, Information on royalty payments or fees. See Royalty or Royalties.
Forms for recordation not provided by Copyright Office ...................... 201.4(b)
Forms, Registration ................................................................................ 202.3(b)(2)
Forty-eight contiguous states, Recordation of certain contracts by cable
systems located outside of ...................................................................... 201.12
Authority and functions ......................................................................... 203.2
In general ............................................................................................... 203.1
Inspection and copying .......................................................................... 203.5
Methods of operation ............................................................................. 203.4
Organization [of the Copyright Office] .................................................... 203.3
Schedule of fees and methods of payment for services rendered .......... 203.6
Full-term retention of copyright deposits ............................................. 202.23
GAP in termination provisions ............................................................... 201.10
Graphic works, Pictorial, sculptural, and .............................................. 202.10
Group registration options ..................................................................... 202.3
Holograms, Deposit of .......................................................................... 202.20(c)(2)(i)(ii)
Identifying material instead of copies, Deposit of .................................. 202.21
Identifying material for Mask works, Deposit of .................................... 211.5
Individual defined for purposes of Privacy Act ..................................... 204.2(a)
Information given by Copyright Office .................................................. 201.2
Infringement, Advance notices of potential .......................................... 201.22
Initial notice of distribution of digital audio recording devices or
media ........................................................................................................ 201.27
Inquiries by mail, etc.; addresses ................................................................ 201.1
Inspection and copying of records ........................................................ 201.2(b)
Inspection and copying of records under the Freedom of Information Act
(FOIA) ..................................................................................................... 203.5
Interest payments by cable systems on late-filed and underpaid royal-
ties ........................................................................................................ 201.17
Labels, Deposit of commercial prints and ........................................... 202.20(c)(2)(v)

714
Index

Legal processes:

see Service of process

Complaints process on register or employee ................................................. 205.12
Complaints served under 411(a) ........................................................................ 205.13
General provisions ......................................................................................... 205.1 to 205.5
Production of documents in proceedings in which the Office is not a party ................. 205.22
Scope of testimony in proceedings in which the Office is not a party .......................... 205.23
Service of § 411(a) notice ................................................................................. 205.11
Service of process .................................................................................. 205.11 to 205.13

Lending of software by nonprofit libraries, Warning of copyright for .............. 201.24
Library of Congress, Deposit of published copies or phonorecords for .......... 202.19
Library of Congress, Transfer of unpublished copyright deposits to ................... 201.23
Libraries and archives, Notice of normal commercial exploitation or availability at reasonable price ................................................................. 201.39
Libraries and archives, Warning of copyright for use by ................................. 201.14
Libraries (Nonprofit), Warning of copyright for software lending by ....................... 201.24
License (compulsory) for making/distributing phonorecords of nondramatic musical works, Notice of intention to obtain ........................................... 201.18
License (voluntary) solely for use of blind and physically handicapped ............................. 201.15
Licenses and transfers covering extended renewal term, Notices of termination of ................................................................. 201.10
Licenses (compulsory) for secondary transmissions by cable systems, Statements of account covering ................................................................. 201.17
Licenses (statutory) for secondary transmissions for private home viewing, Satellite carrier statements of account covering ......................................... 201.11
Licensing Division; inquiries/address ..................................................................... 201.1
Machine-readable copies of works other than computer programs, databases, and works fixed in a CD-ROM format, Deposit of ............... 202.20(c)(2)(viii)
Machine-readable copies other than CD-ROM format, Computer programs and databases embodied in ................................................................. 202.20(c)(2)(vii)
Mail and other communications with Copyright Office, Proper address for ................................................................. 201.8
Mail, disruption of .............................................................................................. 201.8

Mask Work Protection:

Deposit of identifying material ........................................................................... 211.5
General provisions .............................................................................................. 211.1
Mask work fees ................................................................................................. 201.3(c), 211.3
Methods of affixation and placement of mask work notice ........................................ 211.6
Recording of documents pertaining to mask works ............................................... 211.2
Registration of claims of protection for mask works .................................................. 211.4
Mandatory deposit of published electronic works available only online ...................... 202.19 and 202.24
Material not subject to copyright .......................................................................... 202.1
Media, Initial notice of distribution of digital audio recording devices or ................................................................. 201.27

Motion pictures and their contents, Procedures for copyright restoration in accordance with NAFTA for certain ................................................................. 201.31
Motion pictures, Deposit of ............................................................................... 202.20(c)(2)(i)
Musical compositions, Performance by public broadcasting entities of ................................................................. 253.4 to 253.6
Musical works (nondramatic), Notice of intention to obtain compulsory license for making/distributing phonorecords of ......................................................... 201.18

NAFTA, Procedures for copyright restoration of certain motion pictures and the contents in accordance with ................................................................. 201.31
Noncommercial educational broadcasting ........................................................... 253.1 to 253.11
Noncommercial performances of nondramatic literary or musical works, Notices of objection to certain..........................................................201.13
Nondramatic literary or musical works, Notices of objection to certain noncommercial performances of.................................................201.13
Nondramatic literary works, License to permit reproduction solely for use of blind and physically handicapped3..............................................201.15
Nondramatic musical works, Notice of intention to obtain compulsory license for making/distributing phonorecords of................................201.18
Nondramatic musical works, Royalties and statements of account under compulsory license for making/distributing phonorecords of................................201.19
Nondramatic performances and displays of musical works for public broadcasting entities.................................................................................253.7
Nonprofit libraries, Warning of copyright for lending of software by.........................................................................................................................201.24
Nonsubscription transmissions and the making of ephemeral recordings..................................................................................................................262
Notice (Mask work), Method of affixation and placement of.................................................................................................................................211.6
Notice of copyright..........................................................................................................................202.2
Notice of copyright, Methods of affixation and positions on works..........................................................201.20
Contributions to collective works.........................................................................................................201.20(f)
Motion pictures and other audiovisual works.........................................................................................201.20(h)
Pictorial, graphic, and sculptural works........................................................................................................201.20(i)
Single-leaf works.................................................................................................................................201.20(e)
Works published in book form.................................................................................................................201.20(d)
Works reproduced in machine-readable copies......................................................................................201.20(g)
Notice (initial) of distribution of digital audio recording devices or media..........................................................201.27
Notices of intent to enforce a restored copyright, Correction notices, Procedures for filing......................................................................................201.34
Notices of intent to enforce a restored copyright under the Uruguay Round Agreements Act, Procedures for filing..........................................................201.33
Notice of intention to obtain compulsory license for making/distributing phonorecords..........................201.18
Notices (advance) of potential infringement...............................................................................................201.22
Notices of objection to certain noncommercial performances of nondramatic literary or musical works...........................................................................201.13
Notices of termination of transfers and licenses covering extended renewal term..................................................201.10
Objection (Notice of) to certain noncommercial performances of nondramatic literary or musical works .................................................................201.13
Off-the-air copying of unpublished television transmission programs............................................................................................................202.22(c)
Online registration of claims to copyright........................................................................................................202.3 and 202.20
Oversize deposits............................................................................................................................................202.20(c)(2)(xiii)
Performance of sound recordings by certain eligible nonsubscription transmissions and digital transmissions under statutory license........................................................................262, 263
Performances (nondramatic) and displays of musical works for public broadcasting entities..........................................................253.7
Performances of musical compositions by public broadcasting entities...........................................................................................................253.4 to 253.6
Performances of nondramatic literary or musical works, Notices of objection to certain noncommercial..........................................................201.13
Phonorecords, Deposit for copyright registration..........................................................................................202.20
Phonorecords for Library of Congress, Deposit of published.................................................................................202.19
Phonorecords of nondramatic musical works, Notice of intention to obtain compulsory license for making/distributing..............................................201.18
Phonorecords of nondramatic musical works, Royalties and statements of account under compulsory license for making/distributing.................................................201.19
Phonorecords, Royalty payable under compulsory license for making and distributing..........................................................255.1 to 255.8
Index

Photographs, Group Registration of.........................................................202.3(b)
Pictorial advertising material, Deposit of...........................................202.20(c)(2)(xiv)
Pictorial, graphic, and sculptural works............................................202.10
Pictorial, graphic, and sculptural works published by public broad-
casting entities, Terms and rates of royalty payments for the use of..................................................253.8
Positions and methods of affixation of copyright notice.......................201.20
Preregistration of certain unpublished copyright claims.........................202.16
Presumption as to deposit of copies under 17 U.S.C. 407....................202.19(f)
Prints (commercial) and labels, Deposit of.....................................202.20(o)(2)(y)
Privacy Act: Policies and Procedures ......................................................Part 204
Appeal of refusal to correct or amend an individual’s record...............204.8
Definitions..........................................................................................204.2
Fees...................................................................................................204.6
General policy.....................................................................................204.3
Judicial review....................................................................................204.9
Procedure for notification of the existence of records pertaining to indi-
dividuals .............................................................................................204.4
Procedures for requesting access to records.......................................204.5
Request for correction or amendment of records...............................204.7
Private home viewing, Satellite carrier statements of account covering
statutory licenses for secondary transmissions for................................201.11
Procedures for copyright restoration in U.S.A. of certain motion pic-
tures and their contents in accordance with NAFTA 3.....................201.31
Program, registration..................................................202.5, 202.12, 202.19, 202.20, 202.21, 203.3, 211.5
Prohibition on Circumvention of Copyright Protection Systems for Ac-
cess Control Technologies.................................................................201.40(b)
Public broadcasting entities, Nondramatic performances and displays of
musical works for..................................................................................253.7
Public broadcasting entities, Performance of musical compositions
by..................................................253.4 to 253.6
Public broadcasting entities, Recordation of agreements between copy-
right owners and..........................................................201.9
Public broadcasting entity defined.....................................................253.2
Public domain computer software, Recordation of documents pertaining
to donation of......................................................................................201.26
Published copies or phonorecords, Deposit (mandatory) for Library of
Congress..........................................................202.19
Published electronic works available only online, Mandatory deposit
of...................................................................................................202.19 and 202.24
Rate adjustment proceedings for secondary transmissions by satellite
carriers (CARP)..............................................................................258.1 - 258.3
Reconsideration procedure.................................................................202.5
Record of individual under Privacy Act, Appeal of refusal to correct or
amend.............................................................................................204.8
Recordability of documents (general requirements).......................201.4(c)
Recordation, Date of........................................................................201.4(e)
Recordation fees...............................................................................201.4(d)
Recordation forms not necessary......................................................201.4(b)
Recordation of agreements between copyright owners and public broad-
casting entities.............................................................................201.9
Recordation of cable contracts for systems outside the 48 contiguous
states..............................................................................................201.12
Recordation of transfers and other documents...............................201.12
Recording devices (digital audio) or media, Initial notice of distribution
of...................................................................................................201.27
Recording devices (digital audio) or media, Statements of account
for..........................................................201.28

717
Records and indexes, Inspection and copying of ................................................. 201.2(b)
Records; filings; addresses for requests ............................................................... 201.1
Records, Request under Privacy Act for amendment or correction of ............ 204.7
Records (System of) under Privacy Act............................................................... 204.2(d)
Records under Freedom of Information Act (FOIA), Inspection and copying of ............................................................... 203.5
Reference and Bibliography Section as address for search requests .......... 201.1(d)
Refund of Copyright Office fees ........................................................................ 201.6
Refusal to correct or amend an individual’s record, Appeal of ....................... 204.8
Registration (basic), Effect of supplementary registration on ....................... 201.5(d)
Registration (copyright), Deposit of copies and phonorecords for .......... 202.20
Registration, Effective date of .......................................................................... 202.4
Registration of claims to copyright, Group registration options ................. 202.3
Registration of copyright .................................................................................. 202.3
Registration of group of related works .............................................................. 202.3(b)(4) to (8)
Automated databases ......................................................................................... 202.3(b)(4)
Contributions to periodicals ............................................................................. 202.3(b)(7)
Daily newsletters ............................................................................................... 202.3(b)(8)
Daily newspapers ............................................................................................... 202.3(b)(6)
Photographs ...................................................................................................... 202.3(b)
Serials................................................................................................................. 202.3(b)(5)
Registration of original designs of vessel hulls ................................................. 212.1 to 212.6
Registration, one registration per work ............................................................ 202.3(b)(10)
Registration Program ......................................................................................... 202.5, 202.12, 202.19, 202.20, 202.21, 203.3, 211.5
Registrations and recordations, Requests for searches of ......................... 201.1(d)
Registrations (completed), Cancellation of ..................................................... 201.7
Registrations (corrected and amplified) ............................................................ 201.5
Registrations (supplementary) ........................................................................ 201.5
Registry (Visual Arts) ...................................................................................... 204.2(d)
Relief (Special) ................................................................................................. 201.25
Renewal term (extended), Notices of termination of transfers and li-
censes covering ................................................................................................. 201.10
Renewals ......................................................................................................... 202.17
Reports of use of sound recordings under statutory license ...................... 270.2
Restoration of copyright for certain motion pictures and their contents in accordance with NAFTA. Procedures for ................................................................. 201.31
Restoration of copyright under the Uruguay Round Agreement Act ........ 201.33, 201.3
Restored copyrights, Registration of ............................................................... 202.12
Retention (Full-term) of copyright deposits .................................................... 202.23
Royalties and statements of account under compulsory license for mak-
ing/distributing phonorecords of nondramatic musical works .................. 201.19
Royalties, Electronic payment of ................................................................. 201.11, 201.17 and 201.28
Royalty (cable) fees, Filing of claims under 17 U.S.C. 111(d)(4), 801, 803, to ......... 252.1 to 252.5
Royalty fee for cable compulsory license, Adjustment of ............................ 256.1 and 256.2
Royalty fee for secondary transmissions by satellite carriers, Adjust-
ment of ........................................................................................................... 258.1 to 258.3
Royalty fees for secondary transmissions by satellite carriers, Filing of claims to ................................................................. 257.1 to 257.6
Royalty payable under compulsory license for making/distributing phonorecords ................................................................................................. 255.1 to 255.3, 255.5
Royalty payments for digital audio recording devices and media, Filing of claims to ................................................................. 259.1 to 259.6
Royalty payments for use of published pictorial, graphic, and sculptural works ................................................................................................. 253.8
Royalty rate for coin-operated phonorecord players, Adjustment of ............ 254.1 to 254.3
Satellite carrier royalty fees, Filing of claims to ............................................ 257.1 to 257.6
Index

Satellite carrier statements of account and royalty fees covering licenses for secondary transmissions for private home viewing ................. 201.11
Satellite carriers, Adjustment of royalty fee for secondary transmissions by ............................................................................................. 258.1 to 258.3
Sculptural works (Pictorial, graphic, and) ................................................. 202.10
Search of records, Requests for ................................................................ 201.1(d)
Second transmissions by cable systems, Statements of Account covering compulsory licenses for .................................................................. 201.17
Secondary transmission by cable systems, Royalty fee for compulsory license for ...................................................................................... 256.2
Secondary transmission by satellite carriers, Royalty fee for .................... 258.3
Serials, Group registration of .................................................................. 202.20(c)(2)(xvii)
Service of process
See Legal processes ............................................................................. 205.1 to 205.23
Shareware (computer), Recordation of documents pertaining to ............... 201.26
Software lending by nonprofit libraries, Warning of copyright for ............. 201.24
Software (public domain computer), Recordation of documents pertaining to donation of .............................................................. 201.26
Sound recordings, Public performance of, Definition of a service .......... 201.35(b)(2)
Sound recordings, Recordkeeping for use of ......................................... 201.35 to 201.37
Sound recordings under statutory license, Reports of use of .................... 276.2
Soundtracks, Deposit of ...................................................................... 202.20(c)(2)(xii)
Special relief (deposit of copies for registration) ...................................... 202.20(d)
Special relief (mandatory deposit under 17 U.S.C. 407) .......................... 202.19(e)
Special Services (Copyright Office), Fees for .......................................... 201.3(d)
Specialty stations designated under cable compulsory license ................ 256.2
Statements of account (and royalties) under compulsory license for making/distributing phonorecords of nondramatic musical works ...... 201.19
Statements of account and royalty fees (satellite carrier) covering licenses for secondary transmissions for private home viewing .......... 201.11
Statements of Account, Auditor’s Reports, etc. filed in Copyright Office for digital audio recording devices or media, Access to and confidentiality of .................................................. 201.29
Statements of account covering compulsory licenses for secondary transmissions by cable systems ......................................................... 201.17
Statements of account for digital audio recording devices or media .......... 201.28
Statements of Account (In general) .......................................................... 201.11, 201.17, 201.19, 201.29
States (48 contiguous), Recordation of cable contracts for systems outside of .......................................................................................... 201.12
Statutory license, Notice and recordkeeping for use of sound recordings ......................................................................................... 201.35 to 201.37
Statutory licenses for secondary transmissions for private home viewing, Satellite carrier statements of account and royalty fees covering ........................................................................................................ 201.11
Subscription services and the making of ephemeral recordings .................. 262
Supplementary registration application (form and content) ........................ 201.5(c)
Supplementary registration, Effect on basic registration of ....................... 201.5(d)
Syndex-proof signal (satellite carrier retransmission), Definition of .......... 258.2
System of records under Privacy Act.......................................................... 201.2(d)
Television broadcast signals transmitted by satellite carriers to the public for private home viewing, Adjustment of royalties payable under compulsory license for .............................................. 258.1 to 258.3
Television broadcast signals transmitted by satellite carriers to the public for private home viewing, Procedures for filing claims for compulsory license royalty fees covering .................................... 257.1 to 257.6
Television transmission programs (unpublished), Acquisition and deposit of ......................................................................................... 202.22
Termination of transfers and licenses covering extended renewal term,
  Notices of .......................................................... 201.10
Termination provisions, in GAP .......................................................... 201.10
Tests, Deposit of ............................................................... 202.20(c)(2)(vi)
Transfer of unpublished copyright deposits to Library of Congress .......... 201.23
Transfers and licenses covering extended renewal term, Notices of termi-
  nation of .............................................................................. 201.10
Transfers and other documents, Recordation of ........................................ 201.4
Transmission programs (television), Acquisition and deposit of unpub-
  lished ................................................................................... 202.22
Unpublished copyright deposits, Transfer to Library of Congress of ........ 201.23
Unpublished television transmission programs, Acquisition and deposit "
  of .............................................................................................. 202.22
Use (routine) under Privacy Act ............................................................ 204.2(e)
Verification information filed in Copyright Office for digital audio re-
  cording devices or media, Access to and confidentiality of .................. 201.29
Vessel Hulls, Protection of original designs ......................................... 212.1 to 212.6
Visual Arts Registry ........................................................................... 201.25
Visually perceptible and machine-readable material other than a CD-
  ROM format, Deposit of copies containing both .................................. 202.20(c)(2)(ix)
Voluntary license to permit reproduction of nondramatic literary works
  solely for use of the blind and physically handicapped ¹ ...................... 201.15
Warning of copyright for software lending by nonprofit libraries ............. 201.24
Warnings (display) of copyright for use by certain libraries and ar-
  chives ......................................................................................... 201.14
Works:
  Architectural .............................................................. 202.11
  Nondramatic literary ...................................................... 201.13
  Nondramatic musical ........................................ 201.13, 201.18, and 201.19
  Pictorial, graphic, and sculptural ................................................. 202.10
Works consisting of sounds, images, or both, Advance notices of poten-
  tial infringement of ................................................................... 201.22
Works fixed in CD-ROM format, Deposit of .......................................... 202.20(c)(2)(xix)
Works reproduced in or on sheetlike materials, Deposit of ...................... 202.20(c)(2)(x)
Works reproduced in or on three-dimensional objects, Deposit of ............ 202.20(c)(2)(xi)
Xerographic or photographic copies on good quality paper are acceptable
  deposits for archival purposes in connection with the registration of
  claims to copyright in architectural works .................................. 202.20(c)(2)(xviii)