

The Books (Duty of Delivery and Notation of Details) Law, 5761-2000

Complete and updated version

The Books (Duty of Delivery and Notation of Details) Law, 5761-2000*

Definitions

1. In this Law –

“book” means in any form in which it is distributed, a periodical or other printed matter, excluding a newspaper and including a film or sound recording;

“film” means in any manner in which it is distributed, including a video tape;

“newspaper” is within the meaning in section 2 of the Press Ordinance;

“sound recording” means in any form in which it is distributed, including a tape or CD-ROM;

“the Minister” means the Minister of Education.

Duty of delivery (Amendment No. 2), 5768-2007

2. (a) Two complete and intact copies of every book and every newspaper published in Israel, as offered to the public, shall be delivered free of charge to the National Library.

(b) The duty of delivery as stated in subsection (a) shall also apply to the republication of a book, if any modification whatsoever applies to its content or form, or if 20 years have elapsed since the previous time it was published.

(Amendment No. 1) 5765-2005

(c) (1) One copy of every book required for the work of the Knesset and of every newspaper, as stated in subsection (a), shall be delivered for the consideration as stated in paragraph (2), to the Knesset library. For the purpose of this section, “required for the work of the Knesset” is

* Published in *Sefer HaChukkim* 5761 No. 1767 of December 12, 2000, page 80 (*Hatzaot Chok* 5760 No. 2906, page 512).

Sefer HaChukkim 5765 No. 1991 of March 24, 2005, page 262 (*Hatzaot Chok HaKnesset* 5765 No. 72, page 120) – Amendment No. 1; commencement on July 7, 2005 and it will apply to a book or newspaper delivered to the Knesset from the same day.

Sefer HaChukkim 5768 No. 2120 of November 29, 2007, page 5 (*Hatzaot Chok HaKnesset* 5766 No. 108, page 102) – Amendment No. 2 at section 40 of the National Library Law, 5768-2007; commencement on January 1, 2008.

according to the rules to be determined by the Chairman of the Knesset with the approval of the Knesset House Committee and to be published in *Reshumot*;

(2) The consideration for a book or newspaper shall be twenty five percent of its catalog price on the date of delivery, and if there is no price – according to the accepted value of a book or newspaper of a similar category, and the cost of postage by registered mail. The Knesset will pay the aforesaid consideration after the book or newspaper is delivered to it. For this purpose, the “catalog price” is the price on the book or newspaper, as determined by the person under the duty of delivery, inclusive of value added tax;

(3) The Knesset may return to the delivering party, at its expense, the book or newspaper delivered to it as stated in paragraph (1). Where it has done so within 14 days of the date of receipt of the book or newspaper, it shall not pay the consideration as stated in paragraph (2).

(d) One copy of every book as stated in subsection (a), printed on paper, will be delivered free of charge to the State Archive, as defined in the Archives Law, 5715-1955 (hereinafter, the “State Archive”), at its request.

(e) In this Law, “published in Israel” means produced in Israel and offered to the public, or a distinct part thereof, in Israel, either for consideration or free of charge, in fifty or more copies.

Duty of notation of details 3. On every book published in Israel, at the beginning or the end thereof, shall be noted the year in which it was published, the year of printing, the names and addresses of the printer and publisher or of the producer, and also that they were published in Israel. The aforesaid details on a film or sound recording shall be visibly noted on the body of the film or sound recording and also on the packaging.

Responsibility for implementation 4. The duties according to sections 2, 3 and 5 shall apply to the first of the entities set forth below, having an address in Israel –

(1) The publisher or producer;

(2) The printer;

(3) The copyright proprietor.

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| Date of delivery | 5. | The books shall be delivered within thirty days of the date of their publication, at the address of those person entitled to receive them, as stated in section 2, or shall be sent to their address by registered mail. The recipients shall confirm in writing the receipt of the book. The Minister may determine additional modes of delivery. |
| Ownership | 6. | A copy of a book delivered in accordance with the provisions of section 2 shall be the property of the recipient and it may not be passed on for consideration to any other person. |
| Regulations | 7. | (a) The Minister may prescribe that –

(1) All or part of the provisions of this Law shall not apply to specific categories of books to be specified by order, provided that there is no public interest in their preservation;

(2) Only one copy shall be delivered to the National Library of a specific number or specific categories of books, due to their value;

(3) The duty to deliver specific categories of books shall only be upon the demand of the National Library. Where such delivery has been demanded, only one copy shall be delivered;

(4) The duty to deliver books under this Law shall apply to categories of publications that are not books;

(5) Provisions on the duty of an author of a book to note details on the identity of the publisher or of the producer of such book in circumstances in which that stated in section 3 has not been satisfied. |
| (Amendment No. 2)
5768-2007 | | (b) Regulations under subsection (a) relating to the National Library shall be enacted with his consent. |
| (Amendment No. 2)
5768-2007 | | |
| Penalties | 8. | A person under a responsibility as stated in section 4, having committed one of the following acts, shall be liable to a fine as stated in section 61(a)(3) of the Penal Law, 5737-1977:

(1) Failing to deliver books in accordance with the provisions of section 2(a) to (c) and (e), or failing |

to deliver books at the request of the State Archive, under the provisions of section 2(b) and (e);

(2) Failing to note in a book the details stipulated in section 3.

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| Applicability to State | 9. The provisions of this Law shall also apply to the State. |
| Amendment of Press Ordinance – No. 2 | 10. In the Press Ordinance –
(1) In section 2, the definition of “book” shall be deleted;
(2) In section 8, the words “one to the office of the Chief Secretary, one to the Ministry of Education and Culture” shall be deleted;
(3) Part B – Books – is repealed.
(4) Part D – Other Printed Matter is repealed. |
| Saving of laws | 11. The provisions of this Law shall not derogate from the provisions of any law. |
| Commencement | 12. This Law shall enter into effect six months after the date of its publication. |
| Implementation and Regulations | 13. The Minister of Education is charged with the implementation of this Law and he shall enact Regulations for its implementation. |

Moshe Katzav
President of the State

Ehud Barak
Prime Minister

Avraham Burg
Speaker of the Knesset

Ehud Barak
Minister of Education