

PEN upholds copyright protection for all writers in every part of the world and declares the following:

1. The author is the owner of moral and copyright interests in any works they create until such time as that copyright expires.
2. Copyright includes the following uses of works: reproduction (whether analogue or digital), adaptation (including translation), publication, performance, and digital use which includes transmission of works across all digital paths and on all digital platforms.
3. Moral rights include: the right of the author to be attributed as the author of the work, and not to be falsely attributed as the author of a work they have not authored, and the right to ensure that their work is not subjected to derogatory treatment prejudicial to their reputations as authors.
4. Authors should have the right to trade freely in the copyright in their works.
5. It is a matter of choice for authors of works whether and what fee they charge for use of their works.
6. PEN International acknowledges that there are instances where governments may find it to be in the public interest to legislate exceptions to the exclusive rights of authors in the works they create. Any such exceptions must not unfairly prejudice the legitimate moral and economic interests of the author. For instance:
 - Where works are not commercially available in formats accessible to the print disabled, exceptions in domestic laws should allow for a reproduction to be made for or by a person with a print disability into an accessible format without a copyright infringement occurring. Any such copies made for the print disabled should only be made after a search for a commercial copy has been undertaken.
 - Court determinations, legislation, regulations, and other statutory instruments must be available to citizens. Faithful, unamended reproduction of these works should not be an infringement of copyright.
7. Authors' legitimate economic interests in the works they create include all existing and potential markets for their works.
8. Digital Rights Management systems applied to works should be supported by copyright legislation where necessary in order for copyright owners to exercise their copyright in works.
9. Digital reproductions of a work made on a significant scale, where no exception is in place and without the permission of the author of a work, constitute piracy. National legislation should contain appropriate punitive measures to deter piracy, while ensuring that legitimate access to works is not impeded.

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www.pen-international.org

The PEN International *Copyright Manifesto*

PEN International was founded in London in 1921 to promote friendship and intellectual co-operation among writers everywhere, emphasize the role of literature in developing understanding, stand for freedom of expression and act as a powerful voice on behalf of writers harassed, silenced, imprisoned and sometimes killed for their views.

THE PEN INTERNATIONAL COPYRIGHT MANIFESTO

Passed with unanimity at
The Assembly of Delegates of PEN International
82nd World Congress in Ourense, Galicia, Spain
26 September - 2 October 2016



*Presented by Jennifer Clement, PEN International President
seconded by Zoë Rodriguez, Chair of the Search
Committee of PEN International*

pen
INTERNATIONAL

Anno Octavo

Annæ Reginae.

An Act for the Encouragement of Learning, by Vesting the Copies of Printed Books in the Authors or Purchasers of such Copies, during the Times therein mentioned.



Whereas Printers, Bookellers, and other Persons have of late frequently taken the Liberty of Printing, Reprinting, and Publishing, or causing to be Printed, Reprinted, and Published Books, and other Writings, without the Consent of the Authors or Proprietors of such Books and Writings, to their very great Detriment, and too often to the Ruin of them and their Families: For Preventing therefore such Practices for the future, and for the

Encouragement of Learned Men to Compose and Write useful Books: May it please Your Majesty, that it may be Enacted, and be it Enacted by the Queens most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament Assembled, and by the Authority of the same, That from and after the Tenth Day of April, One thousand seven hundred and ten, the Author of any Book or Books already Printed, who hath not Transferred to any other the Copy or Copies of such Book or Books, Share or Shares thereof, or the Bookeller or Bookellers, Printer or Printers, or other Person or Persons, who hath or have Purchased or Acquired the Copy or Copies of any Book or Books, in order to Print or Reprint the same, shall have the sole Right and Liberty of Printing such Book and Books for the Term of One and twenty Years, to Commence from the said Tenth Day of April, and no longer; and that the Author of any Book or Books already Composed and not Printed and Published, or that shall hereafter be Composed, and his Assigns, or Assigns, shall have the sole Liberty of Printing and Reprinting such Book and Books for the Term of Fourteen

Image of the Statute of Anne, also known as the Copyright Act 1710, the first legal statute to protect intellectual property.

PEN International Copyright Manifesto

Going back to Britain's Statute of Anne (the first copyright act) of 1710, humankind has recognized the need to enact laws to safeguard intellectual property. In 1886 the Berne Convention for the Protection of Literary and Artistic Works was accepted, having been championed by Victor Hugo. It was then, and is now, an enlightened idea to acknowledge how individual creation and discovery elevates our collective humanity.

An author's economic independence and autonomy is central to freedom of expression and encourages a diversity of voices, which in turn fosters democracy.

To deny authors the ability to earn monetary reward from their creative works is to deny the works' value and their authors a livelihood. Using the intellectual property of an author without fair recompense, and in the absence of a legitimate legal exception to the author's copyright, is theft.

PEN International believes that today, more than ever before, the rights of the individual creator are in peril from new technologies, policies and laws.