

1952

Speeches/Documents

Title: The Provisional Regulations on the Control of the Book Publishing, Printing and distributing firms

Author: GAC

Date: 16 August 1952

Source: <http://chinacopyrightandmedia.wordpress.com/1952/08/16/provisional-regulations-on-the-management-of-book-and-periodical-publishing-businesses-printing-businesses-and-distribution-businesses/#more-1732>

Description: Passed Dec. 21, 1951

Article 1: These Regulations are promulgated according to the provisions of Article 5, Article 41 and Article 49 of the CPPCC Common Programme.

Article 2: Book and periodical publishing businesses, printing businesses and distribution businesses as named in these Regulations, refers to enterprises having fixed premises and equipment, engaging in book and newspaper publishing, printing and distribution business.

Article 3: All book and newspaper publishing businesses, printing businesses and distribution businesses, regardless of whether they are publicly run, jointly run or privately-run, regardless of whether there is a monopoly or concurrent operations, apart from where laws and decrees provide otherwise, are to be managed according to these Regulations without exceptions.

Article 4: All publicly-run and jointly-run book and newspaper publishing businesses, printing businesses and distribution businesses shall, on the basis of a permit of the higher level to which they are subordinate (organ, group or enterprise) and a business application letter, indicating the business scope, the equipment situation (where necessary, attachments presenting business plans shall be included), and put forward a request for inspection and approval of business with their local administrative publishing organ.

Article 5: All privately-run book and periodical publishing businesses, printing businesses and distribution businesses, shall prepare a business application letter, indicating the reason for setting up, the fundraising methods, the professional scope, the equipment situation (where necessary, attachments presenting business plans shall be included), the full name and cv of the responsible persons, search two guarantees from stores, and put forward a request for inspection and approval of business with their local administrative publishing organ.

Article 6: All publicly-run, jointly-run and privately-run book and periodical publishing businesses, printing businesses and distribution businesses, after undergoing inspection and approval of business and being issued a business licence, shall apply for registration separately with the administrative industry and commerce organ on the basis of the licence.

Article 7: All book and periodical publishing businesses, printing businesses and distribution businesses, where they change their organization form, change their name, trade, merge, cease business, go out of business or change the responsible person of the enterprise or appoint business responsible persons and other matters, shall petition the administrative publishing

organ for inspection and approval. The administrative publishing organ shall consult with the administrative industry and commerce organ concerning the approval of business cessation or going out of business.

Article 8: All those running book and periodical publishing businesses, shall abide by all of the following provisions:

I, they shall have a determined specialization orientation;

II, they shall set up editorial departments or specialized editorial personnel;

III, they shall regularly compile theme selection plans, editorial plans and publishing plans, and submit them to the local administrative publishing department;

IV, they shall indicate the number of their business licence on the colophon of their publications;

V, they may not print books violating the CPPCC Common Programme and government laws and decrees;

VI, they may not publish documents or tables divulging State secrets;

VII, they may not infringe other persons' author's and publishing rights and interests;

VIII, the publishing rights of all levels' People's Government legal and decree documents belongs to all levels' People's Publishing Houses and their authorized publishers, other publishing businesses may not publish or print them;

IX, after the publication of all sorts of books and publications, they shall submit a sample to all levels' administrative publishing organs and the National Library, rules for this are formulated separately;

X, when starting the publication of a periodical, they shall apply for registration separately with administrative publishing departments, rules for this are formulated separately. (see below)

Article 9: All those running book and periodical printing businesses, shall abide by all of the following provisions:

I, they may not undertake the printing of all sorts of books and periodicals of which the publication is prohibited by government decree;

II, they may not undertake the printing of books and periodicals violating the CPPCC Common Programme and government laws and decrees;

III, when completing the printing of books, they shall submit one copy of every title to the local administrative publishing organ at the time of delivery.

Article 10: All those running book and periodical distribution businesses, they shall abide by all the following provisions:

I, they may not distribute all sorts of books and periodicals of which the distribution is prohibited by decree;

II, they may not distribute illegally imported foreign books and periodicals;

III, when engaging in book and periodical circulation and supply, they shall obtain permission from the local administrative publishing department.

Article 11: All those violating the provisions of Article 8 until Article 10 of these Regulations, are punished by the administrative publishing department with a warning or cancellation of their business licence. When business licences are cancelled, the local administrative industry and commerce organ shall be notified to cancel registration.

Article 12: When book and periodical publishing businesses, printing businesses and distribution businesses have one of the following circumstances, the administrative publishing organ may cancel their business licence, and notify the local administrative industry and commerce organ to cancel their registration.

I, where after business approval, it is discovered that the application matters were not true or the business scope exceeds the approved scope and circumstances are grave;

II, those writing, publishing, printing or distributing under the illegally-used name of another person;

III, where publishing businesses cease business without cause for a period exceeding six months.

Article 13: Implementation rules for these Regulations are formulated separately by the Central People's Government General Administration of Publications.

Article 14: These Regulations are promulgated and implemented by the Central People's Government State Administrative Council.

Provisional Periodical Registration Rules

Article 1: On the basis of the provisions of Article 8 Clause 10 of the “Provisional Regulations on Managing the Book and Periodical Publishing, Printing and Distribution Sectors”, these Rules are formulated.

Article 2: Periodicals as named in these Regulations, are the following publications with writing or images, which are published continuously and openly distributed:

I, regular periodical publications other than news;

II, editorial publications that are published in periodical form although not regularly published.

Except for periodicals published internally by organs, organizations, armed forces, schools and enterprises, those wishing to enjoy postal treatment as newsprint periodicals, must also conduct registration formalities according to these Rules.

Article 3: For all sorts of periodicals, the main responsible person shall, before distribution, apply for a letter of registration and an application for registration form from the local administrative publishing organ, fill this out truthfully item by item, and apply for registration, only after the receiving administrative publishing department reports this to higher authorities for examination and approval, and registration certificates are issued, may periodicals be distributed.

Article 4: During the period of holding a certificate of registration, apart from conducting management according to the “Provisional Regulations on Managing the Book and Periodical Publishing, Printing and Distribution Sectors”, all following provisions shall also be observed:

I: every number shall carry the number of the registration certificate (single sheets print this under the periodical name, bound volumes print this on top of the back cover, close to the spine);

II every number’s colophon shall carry the names of the publisher and editor (chief editor) and the addresses of the editing, printing and distribution offices;

III, one month before expiry of the registration certificate, an application for exchange of the registration certificate or extension of the period of validity of the original registration certificate shall be made;

IV, when a registration certificate is lost, an application shall be made for replacement;

V, when there are circumstances such as mergers, transfers, change of name or change of publisher and editor, and other circumstances, an application for registration modification shall be made;

VI, When it is decided to cease the periodical, an application for registration cancellation shall be made, and the registration certificate is handed in for cancellation.

Article 5: In case of violation of the provisions of these Rules, all localities' administrative publishing organs must present this to higher level organs for issuance of a warning, cessation of publication for a certain time, cancellation of the registration certificate and other punishments.

Article 6: After the promulgation of these rules, all rules related to the registration of periodicals in provisional or trial newspaper and periodical (magazine) or press agency registration rules promulgated by all localities' People's Governments (Military Control Committees), are abolished without exception.

Article 7: Implementation regulations for these Rules are formulated separately by the People's Government General Publishing Administration.

Article 8: These Rules are promulgated and interpreted by the Central People's Government State Administrative Council.