

**Reprint
as at 21 May 2004**



**National Library Requirement
(Books and Periodicals) Notice
2004**

(SR 2004/129)

Pursuant to section 31 of the National Library of New Zealand (Te Puna Mātauranga o Aotearoa) Act 2003, the Minister Responsible for the National Library of New Zealand Te Puna Mātauranga o Aotearoa gives the following notice.

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Note

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this reprint.

A general outline of these changes is set out in the notes at the end of this reprint, together with other explanatory material about this reprint.

This notice is administered by the National Library of New Zealand.

Notice

1 Title

This notice is the National Library Requirement (Books and Periodicals) Notice 2004.

2 Commencement

This notice comes into force on 1 July 2004.

3 Interpretation

In this notice, unless the context otherwise requires,—

Act means the National Library of New Zealand (Te Puna Mātauranga o Aotearoa) Act 2003

book means a public document that—

- (a) consists of a collection of printed sheets of paper or other substance; and
- (b) includes—
 - (i) every part or division of a book and every pamphlet, sheet of letterpress, sheet of music, map, plan, chart, or table separately published; and
 - (ii) every second or subsequent edition of a book, other than an edition that is identical in every respect (including the name of the publisher but not the date of publication) of which copies have been given to the National Librarian; but
- (c) does not include—
 - (i) a blank form or label;
 - (ii) “in-house material”, such as a training manual, teaching or course notes, or minutes of meetings;
 - (iii) an off-print;
 - (iv) a press release;
 - (v) trade advertising

periodical means a public document that is—

- (a) a newspaper, review, magazine, trade or professional journal, or other serial publication issued in successive parts; and includes
- (b) every second or subsequent edition of an issue of a periodical

publish, in relation to a book or periodical, means making publicly available by issuing copies of a book or of an issue of a periodical to, or making copies of a book or of an issue of a periodical available on request by, the public,—

- (a) whether or not there is any restriction on the acquisition of the book or issue of the periodical by members of the public (such as by payment of a price, fee, or subscription); and
- (b) whatever the means of printing or production of the copies, for instance—
 - (i) including a duplicating process such as letter-press, lithograph, photography, stencil, xerograph, or otherwise; but
 - (ii) not including typewriting.

4 Application of this notice

This notice applies to—

- (a) every class of book and every issue of every class of periodical first published on or after the date on which this notice comes into force; and
- (b) every publisher of such books and periodicals.

5 Requirement to provide copies of books

Every publisher of a book must, at the publisher's own expense, give to the National Librarian, within 20 working days after the date when the book is first published, copies of the book as follows:

- (a) if the price of 1 copy of the book exceeds \$1,000, 1 copy; or
- (b) in any other case—
 - (i) if 100 or more copies of the book are published, 2 copies; or
 - (ii) if fewer than 100 copies of a book are published, 1 copy.

6 Requirement to provide copies of periodicals

Every publisher of a periodical must, at the publisher's own expense, give to the National Librarian, within 20 working

days from the date when each issue of the periodical is first published, copies of each issue of the periodical as follows:

- (a) if the annual subscription for 1 copy of the periodical exceeds \$3,000, 1 copy; or
- (b) in any other case,—
 - (i) if 100 or more copies of an issue of the periodical are published, 2 copies; or
 - (ii) if fewer than 100 copies of an issue of the periodical are published, 1 copy.

7 Conditions applying to requirements

- (1) If a book is published in both hardback and paperback form, but in all other respects the 2 forms are identical, copies of only the hardback form need be given to the National Librarian under clause 5.
- (2) If a book or an issue of a periodical is published in more than 1 language, the number of copies required under clause 5 or clause 6 must be given to the National Librarian in each language version.
- (3) The required number of copies of every issue that is published of a periodical must be given to the National Librarian under clause 6.

8 Delivery of copies required under this notice

The copies of a book required by clause 5 or of a periodical required by clause 6 must be delivered by the publisher, at the publisher's own expense, to the National Librarian at the Legal Deposit Office, National Library of New Zealand Te Puna Mātauranga o Aotearoa, PO Box 12 340, Wellington.

Dated at Wellington this 18th day of May 2004.

Marian Hobbs,
Minister Responsible for the National Library.

Explanatory note

This note is not part of the notice, but is intended to indicate its general effect.

This notice comes into force on 1 July 2004. Section 42 of the National Library (Te Puna Mātauranga o Aotearoa) Act 2003 provides that the legal deposit requirements of section 30A of the National Library Act 1965 continue to apply until this notice is in force, as if that Act had not been repealed.

The notice relates to **books** and **periodicals**, as defined, first published on or after the date when this notice comes into force.

The notice requires publishers of books and periodicals to provide to the National Librarian 1 or 2 copies of books and periodicals, depending on the cost of the book or subscription to the periodical and the number of copies published. If a book is published in both hardback and paperback form, only the hardback form need be provided. In the case of a book published in more than 1 language, the required number of copies of each language version of the book must be provided. In the case of periodicals, the required number of copies of every issue of the periodical must be provided.

The obligation is on the publisher to deliver to the National Librarian, at the publisher's own expense, the required number of copies of books and issues of periodicals to which the notice applies.

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Notes**1 *General***

This is a reprint of the National Library Requirement (Books and Periodicals) Notice 2004. The reprint incorporates all the amendments to the notice as at 21 May 2004, as specified in the list of amendments at the end of these notes.

Relevant provisions of any amending enactments that have yet to come into force or that contain relevant transitional or savings provisions are also included, after the principal enactment, in chronological order.

2 *Status of reprints*

Under section 16D of the Acts and Regulations Publication Act 1989, reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by the amendments to that enactment. This presumption applies even though editorial changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in the reprint.

This presumption may be rebutted by producing the official volumes of statutes or statutory regulations in which the principal enactment and its amendments are contained.

3 *How reprints are prepared*

A number of editorial conventions are followed in the preparation of reprints. For example, the enacting words are not included in Acts, and provisions that are repealed or revoked are omitted. For a detailed list of the editorial conventions, *see*

<http://www.pco.parliament.govt.nz/legislation/reprints.shtml>
or Part 8 of the *Tables of Acts and Ordinances and Statutory Regulations, and Deemed Regulations in Force*.

4 Changes made under section 17C of the Acts and Regulations Publication Act 1989

Section 17C of the Acts and Regulations Publication Act 1989 authorises the making of editorial changes in a reprint as set out in sections 17D and 17E of that Act so that, to the extent permitted, the format and style of the reprinted enactment is consistent with current legislative drafting practice. Changes that would alter the effect of the legislation are not permitted. A new format of legislation was introduced on 1 January 2000. Changes to legislative drafting style have also been made since 1997, and are ongoing. To the extent permitted by section 17C of the Acts and Regulations Publication Act 1989, all legislation reprinted after 1 January 2000 is in the new format for legislation and reflects current drafting practice at the time of the reprint.

In outline, the editorial changes made in reprints under the authority of section 17C of the Acts and Regulations Publication Act 1989 are set out below, and they have been applied, where relevant, in the preparation of this reprint:

- omission of unnecessary referential words (such as “of this section” and “of this Act”)
- typeface and type size (Times Roman, generally in 11.5 point)
- layout of provisions, including:
 - indentation
 - position of section headings (eg, the number and heading now appear above the section)
- format of definitions (eg, the defined term now appears in bold type, without quotation marks)
- format of dates (eg, a date formerly expressed as “the 1st day of January 1999” is now expressed as “1 January 1999”)
- position of the date of assent (it now appears on the front page of each Act)

- punctuation (eg, colons are not used after definitions)
- Parts numbered with roman numerals are replaced with arabic numerals, and all cross-references are changed accordingly
- case and appearance of letters and words, including:
 - format of headings (eg, headings where each word formerly appeared with an initial capital letter followed by small capital letters are amended so that the heading appears in bold, with only the first word (and any proper nouns) appearing with an initial capital letter)
 - small capital letters in section and subsection references are now capital letters
- schedules are renumbered (eg, Schedule 1 replaces First Schedule), and all cross-references are changed accordingly
- running heads (the information that appears at the top of each page)
- format of two-column schedules of consequential amendments, and schedules of repeals (eg, they are rearranged into alphabetical order, rather than chronological).

5 *List of amendments incorporated in this reprint
(most recent first)*
