

Art and Modern Copyright

Art and Modern Copyright is the first in-depth and longitudinal study of the history of copyright protecting the visual arts. Exploring legal developments during an important period in the making of the modern law, the mid-nineteenth to early twentieth centuries, in relation to four themes – the protection of copyright ‘authors’ (painters, photographers and engravers), art collectors, sitters and the public interest – it uncovers a number of long-forgotten narratives of copyright history, including views of copyright that differ from how we think today. As well as considering the distinct nature of the contribution of copyright to the history of the cultural domain accounted for by scholars of art history and the sociology of art, this book examines the value to lawyers and policy-makers today of copyright history as a destabilising influence: in taking us to ways of thinking that differ from our own, history can sharpen the critical lens through which we view copyright debates today.

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Art and Modern Copyright

The Contested Image

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For Lukas, a special friend, and in fond
memory of Kyriakos.

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Plates

- Plate 1 *Panorama of Damascus, Looking South West* by Francis Frith, 1857, from the photographic series *Views in the Holy Land*.
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- Plate 13 Photograph appearing on the front page of *The Daily Mirror* of 19 November 1910, documenting the women's suffrage protest on Black Friday, 18 November 1910 (Mirrorpix).

Abbreviations and Archive Sources

Abbreviations

BJP	<i>The British Journal of Photography</i>
Engraving Acts	Engraving Act 1735, 8 Geo. II c.13; Engraving Act 1767, 7 Geo. III c.38; Engraving Act 1777, 17 Geo. III c.57; Engraving Act 1836, 6&7 Will IV c.59 and Copyright Act 1852, 15&16 Vic. c.12, s.14
NAPSS Transactions	Transactions of the National Association for the Promotion of Social Science
NAPSS Proceedings	Proceedings of the National Association for the Promotion of Social Science
PJ	<i>The Journal of the Photographic Society</i> (later <i>The Photographic Journal</i>)
PN	<i>The Photographic News</i>
1878 Report	Copyright Commission: The Royal Commissions and the Report of the Commissioners; P.P. 1878 C-2036, C-2036-1 XXIV.163, 253
1898 Report	Report of the Select Committee on the Copyright Bill (H.L.) and the Copyright (Amendment) Bill (H.L.); P.P. 1898 (189)
1899 Report	Report from the Select Committee of the House of Lords on the Copyright Bill [H.L.] and the Copyright (Artistic) Bill [H.L.] together with the Proceedings of the Committee, Minutes of Evidence and Appendix; P.P. 1899 (362)
1900 Report	Report on the Select Committee on the Copyright Bill [H.L.] and the Copyright (Artistic) Bill [H.L.] together with the Proceedings of the Committee, Minutes of Evidence and Appendix; P.P. 1900 (193)
1909 Report	Report of the Committee on the Law of Copyright; P.P. 1909 Cd.4976

Archive Sources

Angeli-Dennis Papers	Correspondence to/from D.G. Rossetti, held by University of British Columbia Library, Canada.
Blaine Papers	Correspondence and documents left by Delabere Robertson Blaine, held by the Crozier Cole family.
Brown Papers	Ford Madox Brown Collection, (C1918), Manuscripts Division, Department of Rare Books and Special Collections, Princeton University Library, USA.
Field Papers	Correspondence left by Edwin Wilkins Field (mssHM 42884–42939), The Huntington Library, San Marino, California, USA.
Graves Papers	Papers of Henry Graves & Sons, Manuscripts, Add. 46140, held by the British Library.
St John's Wood Papers	Papers of St John's Wood Arts Club and its Copyright Committee, held by City of Westminster Archives Centre, London.
LCC Papers	Papers and Minutes of the Photographic Trade Section of the London Chamber of Commerce held by Guildhall Library, London.
Leathart Papers	Papers of the collector James Leathart, held by University of British Columbia Library, Canada
NA	Records held by the National Archives, London.
NA of Scotland	Records held by the National Archives of Scotland, Edinburgh.
NAL Papers	Artist correspondence and papers, the diaries of Henry Cole, reports of the Science and Art Department, minutes of the British Institution and papers concerning the Society of Arts' campaign for artistic copyright, held by the National Art Library, Victoria and Albert Museum, London.
National Gallery Papers	Reports, minutes and correspondence held by the archive of the National Gallery, London.
NLS Papers	Papers of David Octavius Hill, held by the National Library of Scotland, Edinburgh.
NSW Papers	Correspondence held by the Art Gallery of New South Wales Institutional Archive, Sydney, Australia.

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NPG Papers	Correspondence of the photographers Elliott and Fry, contracts of Foulsham & Banfield and the archive of George Watts, held by the National Portrait Gallery archive, London.
RA Papers	Correspondence, minutes and annual reports of the Royal Academy of Arts, held by the archive of the Royal Academy of Arts, London.
RBS Papers	Papers and council minutes of the Society of British Sculptors and pamphlets, held by the Royal British Society of Sculptors, Old Brompton Road, London.
RPS Papers	Papers and minutes of the Royal Photographic Society and papers of the Linked Ring Brotherhood, held by the National Media Museum, Bradford, but since 2016, held by the Archive of Art and Design (AAD), Victoria and Albert Museum, London.
RWS Papers	Papers of Joseph Jenkins and Minutes of the Society of Painters in Water Colours, held by the Royal Watercolour Society, London.
Scottish Academy Papers	Draft petitions, correspondence and minutes of the Royal Scottish Academy of Painting, Sculpture and Architecture, held by the Royal Scottish Academy's archive, The Dean Gallery, Edinburgh.
SOA Papers	Draft Bills, papers, correspondence and minutes concerning the Society of Arts' campaign for artistic copyright, held by the archive of the Royal Society of Arts, John Adam Street, London.
Trevelyan Papers	Correspondence deposited by the Trevelyan family, held by Special Collections, Newcastle University Library, Newcastle.
Unilever Papers	Correspondence held by Unilever Art, Archives and Records Management (UARM), Port Sunlight, UK.
Walker Papers	Correspondence, reproductions records and artist files, held by the Walker Art Gallery, Liverpool.
Whistler Papers	Correspondence of James McNeill Whistler, held by University of Glasgow.

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