

AUTHOR'S RIGHTS AS PRACTICE IN EUROPE

FICTION / NON-FICTION

UNITED KINGDOM

- NATURE OF CONTRACT:** License
- TERRITORIES:** The Commonwealth with or without Canada and Australia, sometimes worldwide
- DURATION OF CONTRACT:** Usually the duration of intellectual property
- RIGHTS GRANTED:** English publication rights
- INTELLECTUAL PROPERTY:** 70 years after the author's death for moral and patrimonial rights
- AVERAGE ROYALTIES: (RETAIL PRICE LESS VAT)** Hardcover: 10-15%
Paperback: 7.5-12%
Lower rates for discounts
- SHARE OF SUBSIDIARY RIGHTS AUTHOR/PUBLISHER:** 50/50% or 40/60% for the author

Fixed price legislation: End of Net Book Agreement 1995

Industry turnover 2009: 3,572 bn € publisher turnover

New titles: 133,224

Publishing houses: 2,510

Outlets: 3,643

Exports: 1,4 bn €

Average book price: Hardcover: 13.52€ (€11.34)
Paperback: 9.21€ (€7.73)

VAT book: 0%

FRANCE

- NATURE OF CONTRACT:** Assignment (*cession*)
- TERRITORIES:** Worldwide
- DURATION OF CONTRACT:** The duration of intellectual property
- RIGHTS GRANTED:** Traditionally, all rights
- INTELLECTUAL PROPERTY:** 70 years after the author's death for patrimonial rights and in perpetuity for moral rights
- AVERAGE ROYALTIES: (RETAIL PRICE LESS VAT)** Softcover: 8-10-12% or 10-12-14%
Paperback: 5% one rate
- SHARE OF SUBSIDIARY RIGHTS AUTHOR/PUBLISHER:** 50/50%

Fixed price legislation: Loi Lang, 1981

Industry turnover 2009: 2,7 bn € publisher turnover

New titles: 74,788

Publishing houses: 4,000 (approx.)

Outlets: 15,000 (approx.)

Exports: 665,022 mil €

Average book price: Softcover: 15.23€
Paperback: 5.10€

VAT book: 5.5%

SPAIN

- NATURE OF CONTRACT:** License (*concesión*)
- TERRITORIES:** Worldwide or Spain only
- DURATION OF CONTRACT:** 15 years maximum
- RIGHTS GRANTED:** Spanish publication rights
- INTELLECTUAL PROPERTY:** 70 years after the author's death for patrimonial rights and divulgation rights (part of moral rights)
- AVERAGE ROYALTIES: (RETAIL PRICE LESS VAT)** Hardcover: Usually one rate of 10%
Softcover: 8%
Paperback: 5%
- SHARE OF SUBSIDIARY RIGHTS AUTHOR/PUBLISHER:** 50/50% for paperback or club,
30/70% or 20/80% in the author's favour for other rights

Fixed price legislation: Passed 1975

Industry turnover 2009: 3,11 bn € publisher turnover

New titles: 76,200

Publishing houses: 1,110

Outlets: 3,500

Exports: 334,7 mil €

Average book price: All formats: 12.45€
Paperback: 6.40€

VAT book: 4%

GERMANY

- NATURE OF CONTRACT:** License (*Nutzungsrecht*)
- TERRITORIES:** Worldwide
- DURATION OF CONTRACT:** Usually the duration of intellectual property
- RIGHTS GRANTED:** About 50% of authors: all rights (excluding audiovisual rights).
About 50%: German publication rights only
- INTELLECTUAL PROPERTY:** 70 years after the author's death for moral and patrimonial rights
- AVERAGE ROYALTIES: (RETAIL PRICE LESS VAT)** Hardcover: 10-12-14% Softcover: 8-11%
Paperback: 5-8%
- SHARE OF SUBSIDIARY RIGHTS AUTHOR/PUBLISHER:** 50/50% for paperback.
From 50/50% to 30/70% in the author's favour for translation rights

Fixed price legislation: BuchPrG 2002

Industry turnover 2009: 9,69 bn € pre-VAT retail price

New titles: 93,124

Publishing houses: 2,843

Outlets: 5,049

Exports: 1,3 bn €

Average book price: Hardcover: 26.77€
Softcover: 20€ (approx.)
Paperback: 11.62€

VAT book: 7%

The book market is the leading market in the European cultural sector in terms of turnover: 40 bn €. In France in 2009 book publishing represented 54% of the market for cultural goods.

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For more information, go to www.lemotif.fr, page « Études & analyses »