

---

STATUTORY INSTRUMENTS

---

**2003 No. 2498**  
**COPYRIGHT**  
**RIGHTS IN PERFORMANCES**

The Copyright and Related Rights Regulations 2003

*Made - - - - 27th September 2003*  
*Laid before Parliament 3rd October 2003*  
*Coming into force 31st October 2003*

THE COPYRIGHT AND RELATED RIGHTS REGULATIONS 2003

PART 1

INTRODUCTORY PROVISIONS

1. Citation and commencement
2. Consequential amendments and repeals

PART 2

AMENDMENTS OF THE COPYRIGHT, DESIGNS AND PATENTS ACT 1988

3. Introductory

*Broadcasts*

4. Provisions relating to broadcasts
5. Other amendments relating to broadcasts

*Acts restricted by copyright*

6. Restricted act: communication to the public of the work

*Making available right*

7. Making available right for performers

*Acts permitted in relation to copyright works and rights in performances*

8. Making temporary copies
9. Amendment of provision relating to research and private study

*Status: This is the original version (as it was originally made).*

10. Amendment of provisions relating to criticism, review and news reporting
11. Amendment of provisions relating to things done for the purposes of instruction or examination
12. Amendment of provisions relating to recordings by educational establishments of broadcasts
13. Amendment of provision relating to reprographic copying by educational establishments
14. Amendment of provisions relating to copying by librarians
15. Observing, studying and testing of computer programs
16. Amendment of provision relating to recordings of folksongs
17. Amendment of provision relating to the advertisement of sale of artistic work
18. Amendment of provisions relating to the playing of sound recordings for the purposes of club, society &c
19. Provisions relating to recording for the purposes of time-shifting
20. Provisions relating to photographs of broadcasts
21. Amendment of provisions on public showing or playing of broadcast
22. Amendment of provisions on the reception and re-transmission of broadcasts
23. Amendment of the provisions on the sub-titling of copies of broadcasts

*Technical measures and rights management information*

24. Circumvention of protection measures
25. Rights management information

*Sanctions and remedies*

26. New criminal offences
27. Injunctions against service providers
28. Rights and remedies of a non-exclusive licensee

*Duration*

29. Duration of copyright in sound recordings

PART 3

SAVINGS AND TRANSITIONAL PROVISIONS

*General provisions*

30. Introductory
31. General rules
32. Savings for certain existing agreements

*Special provisions*

33. Permitted acts
34. Performers' rights: making available to the public
35. Exercise of rights in relation to performances
36. Ownership of extended copyright in sound recordings
37. Prospective ownership of extended copyright in sound recordings
38. Extended copyright in sound recordings: existing licences, agreements, etc.
39. Duration of copyright in sound recordings: general saving
40. Sanctions and remedies

Signature

---

SCHEDULE 1 — CONSEQUENTIAL AMENDMENTS  
PART 1 — AMENDMENTS OF THE COPYRIGHT, DESIGNS AND  
PATENTS ACT 1988

1. The Copyright, Designs and Patents Act 1988 shall be amended...
  2. Amending the headings of certain provisions
  3. Amendments relating to the new definition of “broadcast”
  4. Amendments relating to “communication to the public” etc
  5. In each of the following provisions— (a) section 24(2);
  6. (1) In each of the following provisions—
  7. In section 151A(1)(a) for the words from “broadcasting” to “service”...
  8. (1) In each of the following provisions—
  9. (1) In each of the following provisions—
  10. (1) In each of the following provisions—
  11. In each of the following provisions— (a) section 163(1A);
  12. In each of the following provisions— (a) section 58(1)(b);
  13. (1) In each of the following provisions—
  14. In section 62(2)(c) for the words from “broadcasting” to “service”...
  15. Amendment of certain definitions
  16. Amendment of Schedule 1
  17. Amendment of Schedule 2A
  18. Further amendments resulting from Directive 93/98/EEC
- PART 2 — AMENDMENTS OF OTHER ACTS
19. Amendment of the Medicines Act 1968
  20. Amendment of the Olympic Symbol etc (Protection) Act 1995
  21. Amendment of the Broadcasting Act 1996
  22. Amendment of the Copyright (Visually Impaired Persons) Act 2002
  23. Amendment of the Communications Act 2003
- PART 3 — AMENDMENTS OF INSTRUMENTS
24. Amendments of the Copyright (Recording of Folksongs for Archives) (Designated Bodies) Order 1989
  25. Amendment of the Copyright Tribunal Rules 1989
  26. Amendments of the Copyright (Librarians and Archivists) (Copying of Copyright Material) Regulations 1989
  27. Amendments of the Copyright and Related Rights Regulations 1996

SCHEDULE 2 — REPEALS  
— **ENACTMENTS**  
— **INSTRUMENTS**

SCHEDULE 3 — NEW SCHEDULE 5A TO THE COPYRIGHT, DESIGNS AND  
PATENTS ACT 1988

Explanatory Note