
STATUTORY INSTRUMENTS

2003 No. 2498

The Copyright and Related Rights Regulations 2003

PART 2

AMENDMENTS OF THE COPYRIGHT, DESIGNS AND PATENTS ACT 1988

Acts permitted in relation to copyright works and rights in performances

Amendment of provisions on the reception and re-transmission of broadcasts

22.—(1) Section 73 shall be amended as follows—

- (a) in the heading for the words from “broadcast” to “service” there shall be substituted “wireless broadcast by cable”;
- (b) in subsection (1), before the word “broadcast” there shall be inserted “wireless” and for the words from “, by reception” to “service” there shall be substituted “received and immediately re-transmitted by cable”;
- (c) in subsection (2)(a) for the word “inclusion” there shall be substituted “re-transmission by cable”;
- (d) in both subsection (2)(b) and subsection (3) for the words from “the cable” to “provided” there shall be substituted “it is re-transmitted by cable”;
- (e) in subsection (3) for the words from “as a programme” to “service” there shall be substituted “by cable”;
- (f) in subsection (4)—
 - (i) in paragraph (a) for the word “inclusion” there shall be substituted “re-transmission by cable”;
 - (ii) in paragraph (b) for the words “cable programme service is provided” there shall be substituted “re-transmission by cable takes place”;
 - (iii) for the words “inclusion in the cable programme service” there shall be substituted “re-transmission by cable”;
 - (iv) for the words from “inclusion of the broadcast” to “service” there shall be substituted “re-transmission by cable of the broadcast”;
- (g) in subsection (5) for the words from “inclusion” to “service” there shall be substituted “re-transmission of the work by cable”;
- (h) after subsection (12) there shall be inserted—

“(13) In this section references to re-transmission by cable include the transmission of microwave energy between terrestrial fixed points.”

(2) In section 73A(1) for the words from “broadcast”, where it first appears, to “service” there shall be substituted “wireless broadcast by cable”.

(3) Paragraph 19 of Schedule 2 shall be amended as follows—

- (a) in the heading for the words from “broadcast” to “service” there shall be substituted “wireless broadcast by cable”;
- (b) in sub-paragraph (1)—
 - (i) before the word “broadcast” there shall be inserted “wireless”; and
 - (ii) for the words from “, by reception” to “service” there shall be substituted “received and immediately re-transmitted by cable”;
- (c) in sub-paragraph (2)—
 - (i) for the words from “the cable” to “provided” there shall be substituted “it is re-transmitted by cable”; and
 - (ii) for the words from “as a programme” to “service” there shall be substituted “by cable”;
- (d) in sub-paragraph (3)—
 - (i) in paragraph (a) for the word “inclusion” there shall be substituted “re-transmission by cable”;
 - (ii) in paragraph (b) for the words “cable programme service is provided” there shall be substituted “re-transmission by cable takes place”;
 - (iii) for the words “inclusion in the cable programme service” there shall be substituted “re-transmission by cable”;
 - (iv) for the words from “inclusion of the broadcast” to “service” there shall be substituted “re-transmission by cable of the broadcast”;
- (e) in sub-paragraph (4) for the words from “inclusion” to “service” there shall be substituted “re-transmission of the performance or recording by cable”.