

DRAFT STATUTORY INSTRUMENTS

2018 No. XXXX

**EXITING THE EUROPEAN UNION
INTELLECTUAL PROPERTY**

**The Intellectual Property (Copyright and Related
Rights) (Amendment) (EU Exit) Regulations 2018**

Made - - - - *****

Coming into force in accordance with regulation 1

**THE INTELLECTUAL PROPERTY (COPYRIGHT AND RELATED
RIGHTS) (AMENDMENT) (EU EXIT) REGULATIONS 2018**

PART 1

Introduction

1. Citation and commencement

PART 2

Amendments to the Copyright, Designs and Patents Act 1988

2. Amendments to the Copyright, Designs and Patents Act 1988
3. In section 6A (safeguards in case of certain satellite broadcasts)—...
4. In section 12(6) and (8)(c) (duration of copyright in literary,...
5. In section 13A(4) (duration of copyright in sound recordings), for...
6. In section 13B(7) and (8) (duration of copyright in films),...
7. In section 14(3) (duration of copyright in broadcasts), for “an...
8. In section 15A(4) (meaning of country of origin)—
9. In section 31B(1) and (9) (making and supply of accessible...
10. In section 31BB(4)(b) (accessible and intermediate copies: records and notification),...
11. Omit section 44B (permitted uses of orphan works).
12. Omit section 76A (certain permitted uses of orphan works).
13. In section 144A(1) (collective exercise of certain rights in relation...
14. In section 154(1) (qualification by reference to author)—
15. In section 155(1)(a) (qualification by reference to country of first...
16. In section 156(1)(a) (qualification by reference to place of transmission)...
17. In section 170 (transitional provisions and savings) omit subsection (3)...

Draft Legislation: This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument:
The Intellectual Property (Copyright and Related Rights) (Amendment) (EU Exit) Regulations 2019 No. 605

18. In section 172A (meaning of EEA and related expressions) omit...
19. In section 178 (minor definitions), at the appropriate place insert—...
20. In section 179 (index of defined expressions)—
21. In section 191(4) (duration of rights), for “an EEA state”...
22. In section 206(1) (qualifying countries, individuals and persons) omit paragraph...
23. Omit Schedule ZA1 (certain permitted uses of orphan works).
24. In Schedule 1 (copyright: transitional provisions and savings), in paragraph...
25. In Schedule 2 (rights in performances: permitted acts)—

PART 3

Amendments to subordinate legislation

26. Amendments to the Duration of Copyright and Rights in Performances Regulations 1995
27. Amendments to the Copyright and Related Rights Regulations 1996
28. Amendments to the Copyright and Rights in Databases Regulations 1997
29. Amendments to the Artist’s Resale Right Regulations 2006
30. Amendments to the Copyright and Rights in Performances (Extended Collective Licensing) Regulations 2014
31. Amendments to the Copyright and Rights in Performances (Licensing of Orphan Works) Regulations 2014
32. Amendments to the Collective Management of Copyright (EU Directive) Regulations 2016
33. Amendments to the Copyright and Performances (Application to Other Countries) Order 2016
34. Revocation of the Portability of Online Content Services Regulations 2018
35. Amendments to the Copyright and Related Rights (Marrakesh Treaty etc.) (Amendment) Regulations 2018

PART 4

Amendments to retained direct EU legislation

36. Amendments to Council Regulation (EU) 2017/1563
37. Revocations

PART 5

Transitional provisions and savings

38. Transitional provisions and savings
Signature
Explanatory Note