

*Changes to legislation:* There are currently no known outstanding effects for the  
Copyright, Designs and Patents Act 1988, Paragraph 23. (See end of Document for details)

## SCHEDULES

### SCHEDULE 1

#### COPYRIGHT: TRANSITIONAL PROVISIONS AND SAVINGS

##### **Modifications etc. (not altering text)**

- C1** Sch. 1 applied (with modifications) by [S.I. 1989/1293, art. 4\(4\)\(5\)\(6\)](#)
- C1** Sch. 1 applied (with modifications)(4.5.1993) by [S.I. 1993/942, arts. 2\(3\), 5, Sch. 4](#) (with art. 6)
- C1** Sch. 1 applied (4.5.1993) by [S.I. 1993/942, arts.4, 5, Sch. 4](#) (with art. 6)
- C1** Sch. 1 applied (with modifications) (22.7.1999) by [S.I. 1999/1751, arts. 2\(3\), 3, 4\(3\)-\(5\), 6, Sch. 5](#) (subject to [arts. 5, 7](#)) (as amended (22.4.2003) by [S.I. 2003/774, arts. 2-5](#))
- C1** Sch. 1 extended in part (with modifications) by [The Copyright \(Bermuda\) Order 2003 \(S.I. 2003/1517\), art. 2, Sch.](#) (the amendment coming into force in accordance with art. 1 of the amending S.I.)
- C1** Sch. 1 extended in part (with modifications) by [The Copyright \(Gibraltar\) Order 2005 \(S.I. 2005/853\), art. 2, Sch.](#) (the amendment coming into force in accordance with art. 1 of the amending S.I.)

##### *Moral rights*

- 23 (1) The following provisions have effect with respect to the rights conferred by—
- (a) section 77 (right to be identified as author or director), and
  - (b) section 80 (right to object to derogatory treatment of work).
- (2) The rights do not apply—
- (a) in relation to a literary, dramatic, musical and artistic work of which the author died before commencement; or
  - (b) in relation to a film made before commencement.
- (3) The rights in relation to an existing literary, dramatic, musical or artistic work do not apply—
- (a) where copyright first vested in the author, to anything which by virtue of an assignment of copyright made or licence granted before commencement may be done without infringing copyright;
  - (b) where copyright first vested in a person other than the author, to anything done by or with the licence of the copyright owner.
- (4) The rights do not apply to anything done in relation to a record made in pursuance of section 8 of the 1956 Act (statutory recording licence).

**Changes to legislation:**

There are currently no known outstanding effects for the Copyright, Designs and Patents Act 1988, Paragraph 23.