

Status: Point in time view as at 01/04/1996.

Changes to legislation: There are currently no known outstanding effects for the Copyright, Designs and Patents Act 1988, Paragraph 40. (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.)

Crown copyright

- 40 (1) Section 163 of this Act (general provisions as to Crown copyright) applies to an existing work if—
- (a) section 39 of the 1956 Act applied to the work immediately before commencement, and
 - (b) the work is not one to which section 164, 165 or 166 applies (copyright in Acts, Measures and Bills and Parliamentary copyright: see paragraphs 42 and 43 below).
- (2) Section 163 (1)(b) (first ownership of copyright) has effect subject to any agreement entered into before commencement under section 39(6) of the 1956 Act.

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