



Copyright, Designs and Patents Act 1988

1988 CHAPTER 48

PART I

COPYRIGHT

CHAPTER VI

REMEDIES FOR INFRINGEMENT

Supplementary

115 Jurisdiction of county court and sheriff court.

- (1) In England [^{F1}and Wales the county court and in] Northern Ireland a county court may entertain proceedings under—
 - section 99 (order for delivery up of infringing copy or other article),
 - section 102(5) (order as to exercise of rights by copyright owner where exclusive licensee has concurrent rights), or
 - section 114 (order as to disposal of infringing copy or other article),

[^{F2}save that, in Northern Ireland, a county court may entertain such proceedings only] where the value of the infringing copies and other articles in question does not exceed the county court limit for actions in tort.
- (2) In Scotland proceedings for an order under any of those provisions may be brought in the sheriff court.
- (3) Nothing in this section shall be construed as affecting the jurisdiction of the High Court or, in Scotland, the Court of Session.

Changes to legislation: There are currently no known outstanding effects for the Copyright, Designs and Patents Act 1988, Section 115. (See end of Document for details)

Textual Amendments

- F1** Words in s. 115(1) substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\), s. 61\(3\)](#), [Sch. 9 para. 72](#); [S.I. 2014/954, art. 2\(c\)](#) (with [art. 3](#)) (with transitional provisions and savings in [S.I. 2014/956](#), arts. 3-11)
- F2** Words in s. 115(1) inserted by [S.I. 1991/724, art. 2\(8\)](#), [Schedule Pt. I](#)

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