



Copyright, Designs and Patents Act 1988

1988 CHAPTER 48

PART II

RIGHTS IN PERFORMANCES

Qualification for protection and extent

208 Countries enjoying reciprocal protection

- (1) Her Majesty may by Order in Council designate as enjoying reciprocal protection under this Part—
 - (a) a Convention country, or
 - (b) a country as to which Her Majesty is satisfied that provision has been or will be made under its law giving adequate protection for British performances.
- (2) A “Convention country” means a country which is a party to a Convention relating to performers' rights to which the United Kingdom is also a party.
- (3) A “British performance” means a performance—
 - (a) given by an individual who is a British citizen or resident in the United Kingdom, or
 - (b) taking place in the United Kingdom.
- (4) If the law of that country provides adequate protection only for certain descriptions of performance, an Order under subsection (1)(b) designating that country shall contain provision limiting to a corresponding extent the protection afforded by this Part in relation to performances connected with that country.
- (5) The power conferred by subsection (1)(b) is exercisable in relation to any of the Channel Islands, the Isle of Man or any colony of the United Kingdom, as in relation to a foreign country.
- (6) A statutory instrument containing an Order in Council under this section shall be subject to annulment in pursuance of a resolution of either House of Parliament.