



Copyright, Designs and Patents Act 1988

1988 CHAPTER 48

PART I

COPYRIGHT

CHAPTER III

ACTS PERMITTED IN RELATION TO COPYRIGHT WORKS

[^{F1}Disability]

[^{F1}31A Disabled persons: copies of works for personal use

- (1) This section applies if—
 - (a) a disabled person has lawful [^{F2}access to] a copy of the whole or part of a work, and
 - (b) the person's disability prevents the person from enjoying the work to [^{F3}substantially] the same degree as a person who does not have that disability.
- (2) The making of an accessible copy of the copy of the work referred to in subsection (1)
 - (a) does not infringe copyright if—
 - (a) the copy is made by the disabled person [^{F4}and] or by a person acting on behalf of the disabled person,
 - (b) the copy is made for the disabled person's personal use ^{F5}...
 - ^{F6}(c)
- ^{F7}(3)
- (4) Copyright is infringed by the transfer of an accessible copy of a work made under this section to any person other than—
 - (a) a person by or for whom an accessible copy of the work may be made under this section, or

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Changes to legislation: There are currently no known outstanding effects for the Copyright, Designs and Patents Act 1988, Section 31A. (See end of Document for details)

- (b) a person who intends to transfer the copy to a person falling within paragraph (a),
 except where the transfer is authorised by the copyright owner.
- (5) An accessible copy of a work made under this section is to be treated for all purposes as an infringing copy if it is held by a person at a time when the person does not fall within subsection (4)(a) or (b).
- (6) If an accessible copy made under this section is subsequently dealt with—
- (a) it is to be treated as an infringing copy for the purposes of that dealing, and
 - (b) if that dealing infringes copyright, it is to be treated as an infringing copy for all subsequent purposes.
- (7) In this section “dealt with” means sold or let for hire or offered or exposed for sale or hire.]

Textual Amendments

- F1** S. 31A substituted (1.6.2014) by The Copyright and Rights in Performances (Disability) Regulations 2014 (S.I. 2014/1384), regs. 1(1), **2(3)**
- F2** Words in s. 31A(1)(a) substituted (11.10.2018) by The Copyright and Related Rights (Marrakesh Treaty etc.) (Amendment) Regulations 2018 (S.I. 2018/995), regs. 1(2), **4(2)(a)**
- F3** Word in s. 31A(1)(b) inserted (11.10.2018) by The Copyright and Related Rights (Marrakesh Treaty etc.) (Amendment) Regulations 2018 (S.I. 2018/995), regs. 1(2), **4(2)(b)**
- F4** Word in s. 31A(2)(a) inserted (11.10.2018) by The Copyright and Related Rights (Marrakesh Treaty etc.) (Amendment) Regulations 2018 (S.I. 2018/995), regs. 1(2), **4(3)(a)**
- F5** Word in s. 31A(2)(b) omitted (11.10.2018) by virtue of The Copyright and Related Rights (Marrakesh Treaty etc.) (Amendment) Regulations 2018 (S.I. 2018/995), regs. 1(2), **4(3)(b)**
- F6** S. 31A(2)(c) omitted (11.10.2018) by virtue of The Copyright and Related Rights (Marrakesh Treaty etc.) (Amendment) Regulations 2018 (S.I. 2018/995), regs. 1(2), **4(3)(c)**
- F7** S. 31A(3) omitted (11.10.2018) by virtue of The Copyright and Related Rights (Marrakesh Treaty etc.) (Amendment) Regulations 2018 (S.I. 2018/995), regs. 1(2), **4(4)**

Status:

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