
DRAFT STATUTORY INSTRUMENTS

2018 No.

The Intellectual Property (Copyright and Related Rights) (Amendment) (EU Exit) Regulations 2018

PART 4

Amendments to retained direct EU legislation

Amendments to Council Regulation (EU) 2017/1563

36.—(1) Council Regulation (EU) 2017/1563 on the cross-border exchange between the Union and third countries of accessible format copies of certain works and other subject matter protected by copyright and related rights for the benefit of persons who are blind, visually impaired or otherwise print disabled is amended as follows.

(2) Omit Article 1 (subject matter and scope).

(3) For Article 2(4) substitute—

““authorised entity established in a Member State” means an entity that falls within the definition of an authorised body in section 31F(6) of the Copyright, Designs and Patents Act 1988”.

(4) In Article 3 (export of accessible format copies to third countries),—

(a) for “a Member State” substitute “the United Kingdom”;

(b) for “the national legislation adopted pursuant to Directive (EU) 2017/1564” substitute “the Copyright and Related Rights (Marrakesh Treaty etc.) (Amendment) Regulations 2018”.

(5) In Article 4 (import of accessible format copies from third countries),—

(a) for “a Member State” substitute “the United Kingdom”;

(b) for “the national legislation adopted pursuant to Directive (EU) 2017/1564” substitute “the Copyright and Related Rights (Marrakesh Treaty etc.) (Amendment) Regulations 2018”.

(6) In Article 5 (obligations of authorised entities) for “a Member State” substitute “the United Kingdom” in all places where it appears.

(7) In Article 6 (protection of personal data) for “Directives [95/46/EC](#)(1) and [2002/58/EC](#)” substitute “Regulation (EU) 2016/679 and the Privacy and Electronic Communications (EC Directive) Regulations 2003”.

(8) Omit Article 7 (review).

(9) Omit Article 8 (entry into force and application).

(10) At the end omit the sentence starting “This Regulation shall be binding”.

(1) [Directive 95/46/EC](#) was repealed by Article 94.1 of Regulation 2016/679. Under Article 94.2 of that Regulation references to [Directive 95/46/EC](#) shall be construed as references to that Regulation.

Revocations

37. Regulation (EU) No 2017/1128 of the European Parliament and of the Council of 14th June 2017 on cross-border portability of online content services in the internal market is revoked.