



Copyright, Designs and Patents Act 1988

1988 CHAPTER 48

PART I

COPYRIGHT

CHAPTER III

ACTS PERMITTED IN RELATION TO COPYRIGHT WORKS

Libraries and archives

[^{F1}40A Lending of copies by libraries or archives.

- (1) Copyright in a work of any description is not infringed by the lending of a book by a public library if the book is within the public lending right scheme. For this purpose—
- “the public lending right scheme” means the scheme in force under section 1 of the Public Lending Right Act 1979, and
 - a book is within the public lending right scheme if it is a book within the meaning of the provisions of the scheme relating to eligibility, whether or not it is in fact eligible.

- (2) Copyright in a work is not infringed by the lending of copies of the work by a ^{F2}...library or archive (other than a public library) which is not conducted for profit.]

Textual Amendments

F1 S. 40A inserted (1.12.1996) by [S.I. 1996/2967, reg. 11\(2\)](#) (with Pt. III)

F2 Word in s. 40A(2) omitted (1.6.2014) by virtue of [The Copyright and Rights in Performances \(Research, Education, Libraries and Archives\) Regulations 2014 \(S.I. 2014/1372\), reg. 1, Sch. para. 3](#)

Modifications etc. (not altering text)

C1 S. 40A(2) modified (1.12.1996) by [S.I. 1996/2967, reg. 35](#) (with Pt. III)

Status:

Point in time view as at 01/06/2014. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the Copyright, Designs and Patents Act 1988, Section 40A.