



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}44A Legal deposit libraries

- (1) Copyright is not infringed by the copying of a work from the internet by a deposit library or person acting on its behalf if—
 - (a) the work is of a description prescribed by regulations under section 10(5) of the 2003 Act,
 - (b) its publication on the internet, or a person publishing it there, is connected with the United Kingdom in a manner so prescribed, and
 - (c) the copying is done in accordance with any conditions so prescribed.
- (2) Copyright is not infringed by the doing of anything in relation to relevant material permitted to be done under regulations under section 7 of the 2003 Act.
- (3) The Secretary of State may by regulations make provision excluding, in relation to prescribed activities done in relation to relevant material, the application of such of the provisions of this Chapter as are prescribed.
- (4) Regulations under subsection (3) may in particular make provision prescribing activities—
 - (a) done for a prescribed purpose,
 - (b) done by prescribed descriptions of reader,
 - (c) done in relation to prescribed descriptions of relevant material,

Status: Point in time view as at 01/02/2004.

Changes to legislation: There are currently no known outstanding effects for the Copyright, Designs and Patents Act 1988, Section 44A. (See end of Document for details)

- (d) done other than in accordance with prescribed conditions.
- (5) Regulations under this section may make different provision for different purposes.
- (6) Regulations under this section shall be made by statutory instrument which shall be subject to annulment in pursuance of a resolution of either House of Parliament.
- (7) In this section—
 - (a) “the 2003 Act” means the Legal Deposit Libraries Act 2003;
 - (b) “deposit library”, “reader” and “relevant material” have the same meaning as in section 7 of the 2003 Act;
 - (c) “prescribed” means prescribed by regulations made by the Secretary of State.]

Textual Amendments

- F1** S. 44A inserted (1.2.2004) by [Legal Deposit Libraries Act 2003 \(c. 28\)](#), **ss. 8(1), 16(1)** (with s. 16(4)); [S.I. 2004/130](#), **art. 2**

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