



# Legal Deposit Libraries Act 2003

## 2003 CHAPTER 28

### *General*

#### **14 Interpretation**

In this Act—

“the 1988 Act” means the Copyright, Designs and Patents Act 1988 (c. 48);

“database right” has the meaning given by regulation 13(1) of the Copyright and Rights in Databases Regulations 1997 (S.I. 1997/3032);

“deposit library” means any of the British Library Board and the authorities controlling—

- (a) the National Library of Scotland,
- (b) the National Library of Wales,
- (c) the Bodleian Library, Oxford,
- (d) the University Library, Cambridge,
- (e) the Library of Trinity College, Dublin;

“electronic publication” means an on line or off line publication including any publication in electronic form (within the meaning given by section 178 of the 1988 Act);

“film” has the meaning given by section 5B of the 1988 Act;

“medium” means any medium of publication, including in particular any form of on line or off line publication;

“prescribed” means prescribed by regulations made by the Secretary of State;

“publication”, in relation to a work—

- (a) means the issue of copies of the work to the public, and
- (b) includes making the work available to the public by means of an electronic retrieval system;

and related expressions are to be interpreted accordingly;

“publication right” has the meaning given by regulation 16(1) of the Copyright and Related Rights Regulations 1996 (S.I. 1996/2967);

“sound recording” has the meaning given by section 5A of the 1988 Act.

## **15 Consequential amendments, repeals and revocation**

- (1) The provisions listed in the Schedule are repealed or revoked to the extent specified.
- (2) Section 5 of the National Library of Scotland Act 1925 (c. 73) (transfer of privilege under section 15 of the Copyright Act 1911) is amended as follows.
- (3) For subsections (1) to (3) substitute—
  - “(1) Copies of legal publications delivered for the Board as the authority for the Library under section 1 of the Legal Deposit Libraries Act 2003 shall be transmitted by the Board to the Faculty.
  - (2) The Board shall cause to be inserted in the requests made for them under section 5 of that Act such legal publications as may be named in writing to them by the Faculty.”
- (4) In subsections (4) and (5), for “law books” substitute “legal publications”.
- (5) After subsection (5) add—
  - “(6) In this section, “publication” includes a publication made available to the public by means of an electronic retrieval system.”

## **16 Commencement and extent**

- (1) The preceding provisions of this Act, except so far as they confer power to make regulations, come into force in accordance with provision made by the Secretary of State by order made by statutory instrument.
- (2) Different provision may be made for different purposes.
- (3) An order under subsection (1) may not be made unless the Secretary of State has consulted the Scottish Ministers and the National Assembly for Wales.
- (4) This Act does not apply to works published before the commencement of section 1.
- (5) This Act extends to Northern Ireland.

## **17 Short title**

This Act may be cited as the Legal Deposit Libraries Act 2003.