



Copyright, Designs and Patents Act 1988

1988 CHAPTER 48

PART I

COPYRIGHT

CHAPTER IV

MORAL RIGHTS

False attribution of work

84 False attribution of work.

- (1) A person has the right in the circumstances mentioned in this section—
 - (a) not to have a literary, dramatic, musical or artistic work falsely attributed to him as author, and
 - (b) not to have a film falsely attributed to him as director;and in this section an “attribution”, in relation to such a work, means a statement (express or implied) as to who is the author or director.
- (2) The right is infringed by a person who—
 - (a) issues to the public copies of a work of any of those descriptions in or on which there is a false attribution, or
 - (b) exhibits in public an artistic work, or a copy of an artistic work, in or on which there is a false attribution.
- (3) The right is also infringed by a person who—
 - (a) in the case of a literary, dramatic or musical work, performs the work in public, broadcasts it or includes it in a cable programme service as being the work of a person, or
 - (b) in the case of a film, shows it in public, broadcasts it or includes it in a cable programme service as being directed by a person,

Status: Point in time view as at 01/02/1991.

Changes to legislation: There are currently no known outstanding effects for the Copyright, Designs and Patents Act 1988, Cross Heading: False attribution of work. (See end of Document for details)

knowing or having reason to believe that the attribution is false.

- (4) The right is also infringed by the issue to the public or public display of material containing a false attribution in connection with any of the acts mentioned in subsection (2) or (3).
- (5) The right is also infringed by a person who in the course of a business—
- (a) possesses or deals with a copy of a work of any of the descriptions mentioned in subsection (1) in or on which there is a false attribution, or
 - (b) in the case of an artistic work, possesses or deals with the work itself when there is a false attribution in or on it,
- knowing or having reason to believe that there is such an attribution and that it is false.
- (6) In the case of an artistic work the right is also infringed by a person who in the course of a business—
- (a) deals with a work which has been altered after the author parted with possession of it as being the unaltered work of the author, or
 - (b) deals with a copy of such a work as being a copy of the unaltered work of the author,
- knowing or having reason to believe that that is not the case.
- (7) References in this section to dealing are to selling or letting for hire, offering or exposing for sale or hire, exhibiting in public, or distributing.
- (8) This section applies where, contrary to the fact—
- (a) a literary, dramatic or musical work is falsely represented as being an adaptation of the work of a person, or
 - (b) a copy of an artistic work is falsely represented as being a copy made by the author of the artistic work,
- as it applies where the work is falsely attributed to a person as author.

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