



Copyright, Designs and Patents Act 1988

1988 CHAPTER 48

PART I

COPYRIGHT

CHAPTER IV

MORAL RIGHTS

Right to privacy of certain photographs and films

85 Right to privacy of certain photographs and films

- (1) A person who for private and domestic purposes commissions the taking of a photograph or the making of a film has, where copyright subsists in the resulting work, the right not to have-
- (a) copies of the work issued to the public,
 - (b) the work exhibited or shown in public, or
 - (c) the work broadcast or included in a cable programme service;
- and, except as mentioned in subsection (2), a person who does or authorises the doing of any of those acts infringes that right.
- (2) The right is not infringed by an act which by virtue of any of the following provisions would not infringe copyright in the work—
- (a) section 31 (incidental inclusion of work in an artistic work, film, broadcast or cable programme);
 - (b) section 45 (parliamentary and judicial proceedings);
 - (c) section 46 (Royal Commissions and statutory inquiries);
 - (d) section 50 (acts done under statutory authority);
 - (e) section 57 (anonymous or pseudonymous works: acts permitted on assumptions as to expiry of copyright or death of author).