



Copyright, Designs and Patents Act 1988

1988 CHAPTER 48

PART I

COPYRIGHT

CHAPTER VII

COPYRIGHT LICENSING

Certification of licensing schemes

143 Certification of licensing schemes.

- (1) A person operating or proposing to operate a licensing scheme may apply to the Secretary of State to certify the scheme for the purposes of—
 - ^{F1}(a)
 - (b) section 60 (abstracts of scientific or technical articles),
 - ^{F2}(c) section 66 (lending to public of copies of certain works),]
 - ^{F3}(d)
 - (e) section 141 (reprographic copying of published works by educational establishments).
- (2) The Secretary of State shall by order made by statutory instrument certify the scheme if he is satisfied that it—
 - (a) enables the works to which it relates to be identified with sufficient certainty by persons likely to require licences, and
 - (b) sets out clearly the charges (if any) payable and the other terms on which licences will be granted.
- (3) The scheme shall be scheduled to the order and the certification shall come into operation for the purposes of section ^{F4}... 60, 66^{F5}... or 141, as the case may be—

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

- (a) on such date, not less than eight weeks after the order is made, as may be specified in the order, or
 - (b) if the scheme is the subject of a reference under section 118 (reference of proposed scheme), any later date on which the order of the Copyright Tribunal under that section comes into force or the reference is withdrawn.
- (4) A variation of the scheme is not effective unless a corresponding amendment of the order is made; and the Secretary of State shall make such an amendment in the case of a variation ordered by the Copyright Tribunal on a reference under section 118, 119 or 120, and may do so in any other case if he thinks fit.
- (5) The order shall be revoked if the scheme ceases to be operated and may be revoked if it appears to the Secretary of State that it is no longer being operated according to its terms.

Textual Amendments

- F1** S. 143(1)(a) 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. 5(a)**
- F2** S. 143(1)(c) substituted (1.12.1996) by [S.I. 1996/2967](#), **reg. 11(4)** (with Pt. III)
- F3** S. 143(1)(d) omitted (1.6.2014) by virtue of [The Copyright and Rights in Performances \(Disability\) Regulations 2014 \(S.I. 2014/1384\)](#), reg. 1(1), **Sch. para. 2(a)**
- F4** Word in s. 143(3) 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. 5(b)**
- F5** Word in s. 143(3) omitted (1.6.2014) by virtue of [The Copyright and Rights in Performances \(Disability\) Regulations 2014 \(S.I. 2014/1384\)](#), reg. 1(1), **Sch. para. 2(b)**

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