



Copyright, Designs and Patents Act 1988

1988 CHAPTER 48

PART II

RIGHTS IN PERFORMANCES

[^{F1}CHAPTER 2

ECONOMIC RIGHTS]

^{X1F1}*[Jurisdiction of Copyright Tribunal]*

Editorial Information

X1 The insertion of the new headings "Chapter 1 Introductory", "Chapter 2 Economic Rights", "Chapter 3 Moral Rights" and "Chapter 4 Qualification for Protection, Extent and Interpretation" in Pt. II on 1.2.2006 gives rise to a change in the structure of this legislation on SLD which breaks the continuity of historical versions of the existing provisions which are now brought under those new headings.

Textual Amendments

F1 S. 205B and crossheading inserted (1.12.1996) by [S.I. 1996/2967, reg. 24](#) (with Pt. III)

^{X2}[^{F2}**205B** Jurisdiction of Copyright Tribunal.

- (1) The Copyright Tribunal has jurisdiction under [^{F3}this Chapter] to hear and determine proceedings under—
- (a) section 182D (amount of equitable remuneration for exploitation of commercial sound recording);
 - (b) section 190 (application to give consent on behalf of owner of reproduction right);
 - (c) section 191H (amount of equitable remuneration on transfer of rental right);
- ^{F4}(cc)

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

- (d) paragraph 3, 4 or 5 of Schedule 2A (reference of licensing scheme);
 - (e) paragraph 6 or 7 of that Schedule (application with respect to licence under licensing scheme);
 - (f) paragraph 10, 11 or 12 of that Schedule (reference or application with respect to licensing by licensing body);
 - (g) paragraph 15 of that Schedule (application to settle royalty for certain lending);
 - (h) paragraph 17 of that Schedule (application to settle terms of licence available as of right).
- (2) The provisions of Chapter VIII of Part I (general provisions relating to the Copyright Tribunal) apply in relation to the Tribunal when exercising any jurisdiction under [^{F3}this Chapter].
- (3) Provision shall be made by rules under section 150 prohibiting the Tribunal from entertaining a reference under paragraph 3, 4 or 5 of Schedule 2A (reference of licensing scheme) by a representative organisation unless the Tribunal is satisfied that the organisation is reasonably representative of the class of persons which it claims to represent.]

Editorial Information

- X2** The insertion of the new headings "Chapter 1 Introductory", "Chapter 2 Economic Rights", "Chapter 3 Moral Rights" and "Chapter 4 Qualification for Protection, Extent and Interpretation" in Pt. II on 1.2.2006 gives rise to a change in the structure of this legislation on SLD which breaks the continuity of historical versions of the existing provisions which are now brought under those new headings.

Textual Amendments

- F2** S. 205B inserted (1.12.1996) by S.I. 1996/2967, **reg. 24** (with Pt. III)
- F3** Words in s. 205B(1)(2) substituted (1.2.2006) by [The Performances \(Moral Rights, etc.\) Regulations 2006 \(S.I. 2006/18\)](#), **reg. 2**, **Sch. para. 8** (with reg. 8)
- F4** S. 205B(1)(cc) repealed (31.7.2017) by [Digital Economy Act 2017 \(c. 30\)](#), **ss. 34(2)(a)(iii)**, 118(6); S.I. 2017/765, **reg. 2(n)**

Changes to legislation:

There are currently no known outstanding effects for the Copyright, Designs and Patents Act 1988, Cross Heading: Jurisdiction of Copyright Tribunal.