

Status: Point in time view as at 01/02/1991.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: Moral rights. (See end of Document for details)

SCHEDULES

SCHEDULE 1

COPYRIGHT: TRANSITIONAL PROVISIONS AND SAVINGS

Modifications etc. (not altering text)

- C1 Sch. 1 applied (with modifications) by S.I. 1989/1293, **art. 4(4)(5)(6)**
- C1 Sch. 1 applied (with modifications)(4.5.1993) by S.I. 1993/942, arts. 2(3), 5, **Sch. 4** (with art. 6)
- C1 Sch. 1 applied (4.5.1993) by S.I. 1993/942, arts.4, 5, **Sch. 4** (with art. 6)
- C1 Sch. 1 applied (with modifications) (22.7.1999) by S.I. 1999/1751, arts. 2(3), 3, 4(3)-(5), 6, **Sch. 5** (subject to arts. 5, 7) (as amended (22.4.2003) by S.I. 2003/774, **arts. 2-5**)
- C1 Sch. 1 extended in part (with modifications) by [The Copyright \(Bermuda\) Order 2003 \(S.I. 2003/1517\)](#), **art. 2, Sch.** (the amendment coming into force in accordance with art. 1 of the amending S.I.)
- C1 Sch. 1 extended in part (with modifications) by [The Copyright \(Gibraltar\) Order 2005 \(S.I. 2005/853\)](#), **art. 2, Sch.** (the amendment coming into force in accordance with art. 1 of the amending S.I.)

Moral rights

- 22 (1) No act done before commencement is actionable by virtue of any provision of Chapter IV of Part I (moral rights).
- (2) Section 43 of the 1956 Act (false attribution of authorship) continues to apply in relation to acts done before commencement.
- 23 (1) The following provisions have effect with respect to the rights conferred by—
- (a) section 77 (right to be identified as author or director), and
 - (b) section 80 (right to object to derogatory treatment of work).
- (2) The rights do not apply—
- (a) in relation to a literary, dramatic, musical and artistic work of which the author died before commencement; or
 - (b) in relation to a film made before commencement.
- (3) The rights in relation to an existing literary, dramatic, musical or artistic work do not apply—
- (a) where copyright first vested in the author, to anything which by virtue of an assignment of copyright made or licence granted before commencement may be done without infringing copyright;
 - (b) where copyright first vested in a person other than the author, to anything done by or with the licence of the copyright owner.
- (4) The rights do not apply to anything done in relation to a record made in pursuance of section 8 of the 1956 Act (statutory recording licence).
- 24 The right conferred by section 85 (right to privacy of certain photographs and films) does not apply to photographs taken or films made before commencement.

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: Moral rights.