



Copyright, Designs and Patents Act 1988

1988 CHAPTER 48

PART I

COPYRIGHT

CHAPTER VII

COPYRIGHT LICENSING

[^{F1} Use as of right of sound recordings in broadcasts ^{F1} . . .]

[^{F1}135B Notice of intention to exercise right.

- (1) A person intending to avail himself of the right conferred by section 135C must—
 - (a) give notice to the licensing body of his intention to exercise the right, asking the body to propose terms of payment, and
 - (b) after receiving the proposal or the expiry of a reasonable period, give reasonable notice to the licensing body of the date on which he proposes to begin exercising that right, and the terms of payment in accordance with which he intends to do so.
- (2) Where he has a licence to include the recordings in a broadcast ^{F2} . . . , the date specified in a notice under subsection (1)(b) must not be sooner than the date of expiry of that licence except in a case falling within section 135A(3).
- (3) Before the person intending to avail himself of the right begins to exercise it, he must—
 - (a) give reasonable notice to the Copyright Tribunal of his intention to exercise the right, and of the date on which he proposes to begin to do so, and
 - (b) apply to the Tribunal under section 135D to settle the terms of payment.]

Changes to legislation: There are currently no known outstanding effects for the
Copyright, Designs and Patents Act 1988, Section 135B. (See end of Document for details)

Textual Amendments

- F1** Ss. 135A–135G inserted by [Broadcasting Act 1990 \(c. 42, SIF 96\)](#), **s. 175(1)**
- F2** Words in s. 135B(2) repealed (31.10.2003) by [The Copyright and Related Rights Regulations 2003 \(S.I. 2003/2498\)](#), [reg. 2\(2\)](#), **Sch. 2** (with regs. 31–40)

Changes to legislation:

There are currently no known outstanding effects for the Copyright, Designs and Patents Act 1988, Section 135B.