



# Copyright, Designs and Patents Act 1988

## 1988 CHAPTER 48

### PART II

#### RIGHTS IN PERFORMANCES

#### [<sup>F1</sup>CHAPTER 2

#### ECONOMIC RIGHTS]

#### *<sup>x1</sup>[<sup>F1</sup>Performers' property rights]*

#### <sup>x1</sup>[<sup>F1</sup>191] **Performers' property rights.**

- (1) The following rights conferred by [<sup>F2</sup>this Chapter] on a performer—  
reproduction right (section 182A),  
distribution right (section 182B),  
rental right and lending right (section 182C),  
[<sup>F3</sup>making available right (section 182CA),]  
are property rights (“<sup>F4</sup> . . . performer's property rights”).
- (2) References in [<sup>F2</sup>this Chapter] to the consent of the performer shall be construed in relation to a performer's property rights as references to the consent of the rights owner.
- (3) Where different persons are (whether in consequence of a partial assignment or otherwise) entitled to different aspects of a performer's property rights in relation to a performance, the rights owner for any purpose of [<sup>F2</sup>this Chapter] is the person who is entitled to the aspect of those rights relevant for that purpose.
- (4) Where a performer's property rights (or any aspect of them) is owned by more than one person jointly, references in [<sup>F2</sup>this Chapter] to the rights owner are to all the owners, so that, in particular, any requirement of the licence of the rights owner requires the licence of all of them.]

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*Changes to legislation: There are currently no known outstanding effects for the Copyright, Designs and Patents Act 1988, Section 191A. (See end of Document for details)*

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### 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.

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### Textual Amendments

- F1** Ss. 191A-191M inserted (1.12.1996) by [S.I. 1996/2967](#), **reg. 21(1)** (with Pt. III)
- F2** Words in s. 191A(1)-(4) substituted (1.2.2006) by [The Performances \(Moral Rights, etc.\) Regulations 2006 \(S.I. 2006/18\)](#), **reg. 2**, **Sch. para. 8** (with [reg. 8](#))
- F3** Words in s. 191A(1) inserted (31.10.2003) by [The Copyright and Related Rights Regulations 2003 \(S.I. 2003/2498\)](#), **reg. 7(3)** (with [regs. 31-40](#))
- F4** Word in s. 191A(1) omitted by virtue of [The Performances \(Moral Rights, etc.\) Regulations 2006 \(S.I. 2006/18\)](#), **reg. 2**, **Sch. para. 4** (with [reg. 8](#))

**Changes to legislation:**

There are currently no known outstanding effects for the Copyright, Designs and Patents Act 1988, Section 191A.