



# Copyright, Designs and Patents Act 1988

## 1988 CHAPTER 48

### PART I

#### COPYRIGHT

#### CHAPTER III

##### ACTS PERMITTED IN RELATION TO COPYRIGHT WORKS

##### *[<sup>F1</sup>Disability]*

##### **[<sup>F1</sup>31F Sections 31A to 31BB: interpretation and general**

- (1) This section supplements sections 31A to 31BB and includes definitions.
- (2) “Disabled person” means a person who has a physical or mental impairment which prevents the person from enjoying a copyright work to [<sup>F2</sup>substantially] the same degree as a person who does not have that impairment, and “disability” is to be construed accordingly.
- (3) But a person is not to be regarded as disabled by reason only of an impairment of visual function which can be improved, [<sup>F3</sup>for example] by the use of corrective lenses, to a level that is normally acceptable for reading without a special level or kind of light.
- (4) An “accessible copy” of a copyright work means a version of the work which enables [<sup>F4</sup>disabled persons to access the work, including accessing it as feasibly and comfortably as a person who is not a disabled person].
- (5) An accessible copy—
  - (a) may include facilities for navigating around the version of the work, but
  - (b) must not include any changes to the work which are not necessary to overcome the problems suffered by the disabled persons for whom the accessible copy is intended.

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*Changes to legislation: There are currently no known outstanding effects for the Copyright, Designs and Patents Act 1988, Section 31F. (See end of Document for details)*

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- (6) “Authorised body” means—
- (a) an educational establishment, or
  - (b) a body that is not conducted for profit.

<sup>F5</sup>(7) .....

- (8) To the extent that a term of a contract purports to prevent or restrict the doing of any act which, by virtue of section [<sup>F6</sup>27,] 31A, 31B or 31BA, would not infringe copyright, that term is unenforceable.]

#### Textual Amendments

- F1** S. 31F substituted (1.6.2014) by [The Copyright and Rights in Performances \(Disability\) Regulations 2014 \(S.I. 2014/1384\)](#), regs. 1(1), **2(5)** (with Sch. para. 9)
- F2** Word in s. 31F(2) inserted (11.10.2018) by [The Copyright and Related Rights \(Marrakesh Treaty etc.\) \(Amendment\) Regulations 2018 \(S.I. 2018/995\)](#), regs. 1(2), **8(2)**
- F3** Words in s. 31F(3) inserted (11.10.2018) by [The Copyright and Related Rights \(Marrakesh Treaty etc.\) \(Amendment\) Regulations 2018 \(S.I. 2018/995\)](#), regs. 1(2), **8(3)**
- F4** Words in s. 31F(4) substituted (11.10.2018) by [The Copyright and Related Rights \(Marrakesh Treaty etc.\) \(Amendment\) Regulations 2018 \(S.I. 2018/995\)](#), regs. 1(2), **8(4)**
- F5** S. 31F(7) omitted (11.10.2018) by virtue of [The Copyright and Related Rights \(Marrakesh Treaty etc.\) \(Amendment\) Regulations 2018 \(S.I. 2018/995\)](#), regs. 1(2), **8(5)**
- F6** Word in s. 31F(8) inserted (11.10.2018) by [The Copyright and Related Rights \(Marrakesh Treaty etc.\) \(Amendment\) Regulations 2018 \(S.I. 2018/995\)](#), regs. 1(2), **8(6)**

**Changes to legislation:**

There are currently no known outstanding effects for the Copyright, Designs and Patents Act 1988, Section 31F.