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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order modifies the provisions of section 165 of the Copyright, Designs and Patents Act 1988 (Parliamentary copyright), so that its provisions apply with modifications to works made by or under the direction or control of the Scottish Parliament. By virtue of subsection (7) of section 165, the provisions of that section apply not only in respect of works made by or under the direction or control of the House of Commons or the House of Lords, but also, subject to any exceptions or modifications specified by Order in Council, to works made by or under the direction or control of any other legislative body of a country to which Part I of the 1988 Act applies. The application of Part I extends to Scotland.

The Order requires provisions of section 165 to be read as if:

- (a) various references to the House of Commons or the House of Lords were references to the Scottish Parliament; and
- (b) where there is Parliamentary copyright in a work, the Scottish Parliamentary Corporate Body is the first owner of any copyright in the work.