

This Statutory Instrument has been made to correct an error in S.I. 1984/549 and is being issued free of charge to all known recipients of that Statutory Instrument.

STATUTORY INSTRUMENTS

1986 No. 2235

COPYRIGHT

The Copyright (International Conventions) (Amendment) Order 1986

<i>Made</i>	- - - - -	16th December 1986
<i>Laid before Parliament</i>		6th January 1987
<i>Coming into Operation</i>		27th January 1987

At the Court at Buckingham Palace, the 16th day of December, 1986

Present,
The Queen's Most Excellent Majesty in Council.

Her Majesty, by and with the advice of Her Privy Council and by virtue of the authority conferred upon Her by sections 31, 32 and 47 of the Copyright Act 1956(a) is pleased to order, and it is hereby ordered, as follows:—

1. This Order may be cited as the Copyright (International Conventions) (Amendment) Order 1986 and shall come into operation on 27th January 1987.

2.— (1) The Copyright (International Conventions) Order 1979(b) shall be amended as follows:—

- (a) in Article 4(3)(a) (which names the countries in respect of which Article 4 does not apply) there shall be included a reference to Belize; and
- (b) in Schedule 2 (which names the countries party to the Universal Copyright Convention but not members of the Berne Copyright Union) the date indicated in relation to Belize shall be omitted.

(2) In Article 2(b) of the Copyright (International Conventions) (Amendment) Order 1984(c) there shall be substituted for the words "with related references to 1st December 1982 and 8th May 1983 respectively" the words "with a related reference in the case of the Dominican Republic to 8th May 1983".

(a) 1956 c. 74.

(b) S.I. 1979/1715; the relevant amending instrument is S.I. 1984/549.

(c) S.I. 1984/549.

3. Where any person has before the commencement of this Order incurred any expenditure or liability in connection with the reproduction or performance of any work or other subject matter in a manner which at the time was lawful, or for the purpose of or with a view to the reproduction or performance of a work at a time when such reproduction or performance would, but for the making of this Order, have been lawful, nothing in this Order shall diminish or prejudice any right or interest arising from or in connection with such action which is subsisting and valuable immediately before the commencement of this Order unless the person who by virtue of this Order becomes entitled to restrain such reproduction or performance agrees to pay such compensation as, failing agreement, may be determined by arbitration.

4. This Order shall extend to the countries mentioned in the Schedule hereto.

G. I. de Deney,
Clerk of the Privy Council.

COUNTRIES TO WHICH THIS ORDER EXTENDS

- Bermuda**
- British Indian Ocean Territory**
- British Virgin Islands**
- Cayman Islands**
- Falkland Islands**
- Falkland Islands Dependencies**
- Gibraltar**
- Hong Kong**
- Isle of Man**
- Montserrat**
- St. Helena**
- St. Helena Dependencies**
(Ascension, Tristan da Cunha)

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order corrects an error in the Copyright (International Conventions) (Amendment) Order 1984, which amended the Copyright (International Conventions) Order 1979. The 1984 Order applied the Copyright Act 1956 to copyright works from Belize as a result of that country's accession to the Universal Copyright Convention (Cmnd. 4905); but because of the provisions of Article VII of that Convention, which excludes from the Convention's protection works published before the accession of the country in question, the 1984 Order did not apply the 1956 Act to works from Belize published before its accession. This, however, was inappropriate for a former dependency of the United Kingdom to which the 1956 Act had previously been extended (the Copyright (British Honduras) Order 1966 (S.I. 1966/685)). Article 2 therefore causes the 1956 Act to apply once again to works published before the accession of Belize.

Article 3 provides for the protection of rights acquired between the commencement of the 1984 Order and the commencement of this Order.

Article 4 extends the Order to the dependent countries of the Commonwealth to which the 1979 Order now extends.

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