COPYRIGHT

1959 No. 2214

The Copyright (Broadcasting Organisations) Order, 1959

Made - - - -	21*st December*, 1959
Laid before Parliament	30*th December*, 1959
Coming into Operation	1*st January*, 1960

At the Court at Buckingham Palace, the 21st day of December, 1959

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 and 34 of the Copyright Act, 1956(a), (hereinafter referred to as "the Act") and of all other powers enabling Her in that behalf, is pleased to provide, and it is hereby provided as follows:—

1. The provisions of the Act specified in Part I of the Schedule hereto (which relate to television and sound broadcasts) shall apply, subject to the modifications specified in Part II thereof, in relation to the operation of wireless telegraphy apparatus by way of the emission (as opposed to reception) of electro-magnetic energy by the person and class of persons specified in Part III of that Schedule for all purposes as they apply to television broadcasts, or, as the case may be, to sound broadcasts made by the British Broadcasting Corporation and the Independent Television Authority.

2. This Order shall extend to the Isle of Man.

3. The Interpretation Act, 1889(b), shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

4. The Order may be cited as the Copyright (Broadcasting Organisations) Order, 1959, and shall come into operation on the 1st day of January, 1960.

W. G. Agnew.

SCHEDULE

PART I

Provisions of the Act applied

All the provisions of the Act relating to copyright in television or sound broadcasts except those in Part IV of the Act, subsection (4) of section 37 and the Fifth Schedule.

PART II

Modifications to the provisions applied

1. References to the British Broadcasting Corporation or the Independent Television Authority, or to both, shall be deemed to include references to the person and class of persons specified in Part III of this Schedule.

2. In section 40, subsection (3) shall be omitted and, accordingly, subsection (4) shall have effect in relation to subsection (2) only and as if the words "or the programme to be transmitted, as the case may be" were omitted.

(a) 4 & 5 Eliz. 2. c. 74. (b) 52 & 53 Vict. c. 63.

3. Paragraphs 17 and 18 of the Seventh Schedule shall have effect as if for the references therein to the commencement of section fourteen of the Act there were substituted references to the commencement of this Order.

PART III

Person and class of persons in relation to whose broadcasts the provisions of the Act are applied.

The Director of Broadcasting in Sarawak and any person broadcasting in Sarawak under his authority or with his consent.

EXPLANATORY NOTE

(*This Note is not part of the Order, but is intended to indicate its general purport.*)

This Order applies the relevant provisions of the Copyright Act, 1956, in relation to television or sound broadcasts made by persons and classes of persons mentioned in Part III of the Schedule. As a result copyright will subsist in such broadcasts as it subsists in similar broadcasts made by the B.B.C. or the Independent Television Authority.

1959 No. 1170

The Performing Right Tribunal (Amendment) Rules, 1959

Made - - - -	2*nd July*, 1959
Laid before Parliament	9*th July*, 1959
Coming into Operation	13*th July*, 1959

I, David, Viscount Kilmuir, Lord High Chancellor of Great Britain, in exercise of the powers conferred upon me by paragraph 6 of the Fourth Schedule to the Copyright Act, 1956(**a**), do hereby make the following Rules :—

1.—(1) These Rules may be cited as the Performing Right Tribunal (Amendment) Rules, 1959, and shall come into operation on the thirteenth day of July, 1959.

(2) These Rules shall be construed as one with the Performing Right Tribunal Rules, 1957(**b**), and a rule referred to by number shall mean the rule so numbered in those Rules.

2. For paragraphs (6) and (7) of rule 7 there shall be substituted the following paragraphs:—

"(6) If the Tribunal is satisfied that an organisation is reasonably representative of the class of persons it claims to represent, the Secretary shall notify the organisation and the licensing body accordingly.

(7) If the Tribunal is satisfied that an organisation or person who has applied to be made a party to the proceedings has a substantial interest in the matter in dispute and ought reasonably to be made a party, such organisation or person shall thereafter be a party to the proceedings and the Secretary shall notify the said organisation or person and all other parties accordingly."

(**a**) 4 & 5 Eliz. 2. c. 74. (**b**) S.I. 1957/924 (1957 I, p. 492).