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).

3. The following rule shall be substituted for rule 8:—

"*Application for directions*

8.—(1) Not later than twenty-eight days after the date of a reference under section 25 or 26 of the Act or an application under section 27 or (if the reference is by an organisation claiming to be representative of persons requiring licences) not later than twenty-eight days after the receipt of notice from the Secretary under paragraph (6) of the last foregoing rule, the referor or applicant shall obtain from the Secretary an appointment for the hearing by the Chairman of an application for directions as to the future conduct of the proceedings.

(2) Not less than seven days before the application for directions is due to be heard, the referor or applicant shall serve notice substantially in accordance with Form 7A on all other parties to the proceedings, and shall send a copy of the notice to the Secretary.

(3) Every party to the proceedings shall be entitled to be heard on the application for directions or to submit representations thereon in writing.

(4) Any party who requires the reference or application to the Tribunal to be dealt with at a hearing shall give notice to that effect to the Secretary in accordance with Form 8 on or before the hearing of the application for directions, and in that case the directions shall include an order for a hearing before the Tribunal.

(5) On the hearing of the application for directions the Chairman shall give such directions as he thinks fit as to the further conduct of the proceedings with a view to the just, expeditious and economical disposal thereof and, without prejudice to the generality of the foregoing, may give directions as to—

(*a*) the procedure to be followed in regard to the making and exchange of representations in writing where no party requires a hearing before the Tribunal;

(*b*) where a hearing is required, the time and place of the hearing and the delivery of any further statements of case;

(*c*) the admission of any facts or documents;

(*d*) the discovery and inspection of documents;

(*e*) the giving of evidence on affidavit.

(6) After the application for directions has been disposed of, any party may apply for further directions and the provisions of rule 10 shall apply to any such application.

(7) If any party fails to comply with any order made under this rule or under rule 10 the Chairman may give such consequential directions as may be necessary and may order any party to pay any costs occasioned by his default."

4. The following paragraph shall be substituted for paragraph (1) of rule 9:—

"(1) If an order is made under the last foregoing rule for a hearing before the Tribunal, every party to the reference or application shall be entitled to attend the hearing and to address the Tribunal and call oral evidence."

5. Rule 12 shall be omitted.

6. At the end of rule 22 there shall be added the following words "or taxed by a taxing officer of the Supreme Court or the Supreme Court of Northern Ireland, or by the Auditor of the Court of Session."

7. In rule 23 for the words "by means of stamps impressed on" there shall be substituted the words "and shall accompany".

8. After Form 7 there shall be inserted the following Form :—

" FORM 7A

COPYRIGHT ACT, 1956

PERFORMING RIGHT TRIBUNAL

NOTICE OF APPLICATION FOR DIRECTIONS

To : [*Every other party to the proceedings*]

1. TAKE NOTICE that on the application of [*name and address of applicant*] the Chairman of the Performing Right Tribunal has fixed ..... day the ..... day of ..... at ..... o'clock in the .....noon for the hearing at Someries House, Regent's Park, London, N.W.1., [*or as the case may be*] of an application for directions as to the future conduct of the proceedings initiated by a [notice of reference] [notice of application] dated the .....day of ....., 19 .

2. Amongst the matters on which the Chairman may give directions are the following—

(*a*) the procedure to be followed in regard to the making and exchange of representations in writing where no party requires a hearing before the Tribunal;

(*b*) where a hearing is required, the time and place of the hearing and the delivery of any further statements of case;

(*c*) the admission of any facts or documents;

(*d*) the discovery and inspection of documents;

(e) the giving of evidence on affidavit.

3. You are entitled to be heard on the application or to submit representations thereon in writing.

Delete if inapplicable. 4. I/We propose to apply for the [reference] [application] to the Tribunal to be dealt with at a hearing.

Delete if applicant proposes to apply for hearing. 4. If you require the [reference] [application] to the Tribunal to be dealt with at a hearing, you must give notice to that effect to the Secretary of the Tribunal in accordance with Form 8 appended to the Performing Right Tribunal Rules, 1957, on or before the hearing of the application for directions mentioned above.

5. All communications regarding this notice should be addressed to [the applicant at the address shown above] [*name and address* Solicitor(s)/ Agent(s) for the applicant].

6. A copy of this notice has been sent to all other parties to the proceedings and to the Secretary of the Tribunal.

Signed .....

Status of signatory* .....

Date .....

*Insert as appropriate " Applicant ", " An officer of the applicant ", " Solicitor(s) for the applicant ", " Agent(s) for the applicant "."

Dated the second day of July, 1959.

Kilmuir, C.

EXPLANATORY NOTE

(This Note is not part of the Rules, but is intended to indicate their general purport.)

These Rules prescribe certain minor amendments in the procedure to be followed before the Performing Right Tribunal. Rule 8 will enable the Chairman to give directions at an early stage of the proceedings on the lines of the summons for directions which is familiar in civil proceedings in the courts.

1959 No. 103

The Copyright Act, 1956 (Transitional Extension) Order, 1959

Made - - - -	19*th January*, 1959
Laid before Parliament	23*rd January*, 1959
Coming into Operation	26*th January*, 1959

At the Court at Buckingham Palace, the 19th day of January, 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 section 31 of the Copyright Act, 1956(a), (hereinafter called " the Act "), and of all other powers enabling Her in that behalf, is pleased to direct, and it is hereby directed, as follows:—

1. Subject to the modifications specified in the Schedule hereto, the provisions of the Act so specified shall extend to:—

(*a*) the Isle of Man;

(*b*) the Channel Islands;

(*c*) all colonies;

(*d*) all countries outside Her Majesty's dominions in which for the time being Her Majesty has jurisdiction, being countries to which the Copyright Act, 1911(b), was extended by Order in Council; and

(*e*) all countries consisting partly of one or more colonies and partly of one or more such countries as are mentioned in the last preceding paragraph.

2. This Order may be cited as the Copyright Act, 1956 (Transitional Extension) Order, 1959, and shall come into operation on the 26th day of January, 1959.

W. G. Agnew.

SCHEDULE

Provisions Extended

1. So much of section 50 (2) of, and the Ninth Schedule to, the Act as effects the repeal of paragraph 10 of the Second Schedule to the Ceylon Independence Act, 1947(c).

2. Paragraph 41 of the Seventh Schedule to the Act.

(a) 4 & 5 Eliz. 2. c. 74. (b) 1 & 2 Geo. 5. c. 46. (c) 11 & 12 Geo. 6. c. 7.