



Copyright, Designs and Patents Act 1988

1988 CHAPTER 48

PART I

COPYRIGHT

CHAPTER VI

REMEDIES FOR INFRINGEMENT

Rights and remedies of copyright owner

99 Order for delivery up.

- (1) Where a person—
 - (a) has an infringing copy of a work in his possession, custody or control in the course of a business, or
 - (b) has in his possession, custody or control an article specifically designed or adapted for making copies of a particular copyright work, knowing or having reason to believe that it has been or is to be used to make infringing copies,the owner of the copyright in the work may apply to the court for an order that the infringing copy or article be delivered up to him or to such other person as the court may direct.
- (2) An application shall not be made after the end of the period specified in section 113 (period after which remedy of delivery up not available); and no order shall be made unless the court also makes, or it appears to the court that there are grounds for making, an order under section 114 (order as to disposal of infringing copy or other article).
- (3) A person to whom an infringing copy or other article is delivered up in pursuance of an order under this section shall, if an order under section 114 is not made, retain it pending the making of an order, or the decision not to make an order, under that section.

Changes to legislation: There are currently no known outstanding effects for the Copyright, Designs and Patents Act 1988, Section 99. (See end of Document for details)

(4) Nothing in this section affects any other power of the court.

Modifications etc. (not altering text)

C1 S. 99 extended by [S.I. 1991/724](#), **art. 2(1)(n)**

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There are currently no known outstanding effects for the Copyright, Designs and Patents Act 1988, Section 99.