



Digital Economy Act 2010

2010 CHAPTER 24

Online infringement of copyright

15 Sharing of costs

After section 124L of the Communications Act 2003 insert—

“124M Sharing of costs

- (1) The Secretary of State may by order specify provision that must be included in an initial obligations code or a technical obligations code about payment of contributions towards costs incurred under the copyright infringement provisions.
- (2) Any provision specified under subsection (1) must relate to payment of contributions by one or more of the following only—
 - (a) copyright owners;
 - (b) internet service providers;
 - (c) in relation to a subscriber appeal or a further appeal by a subscriber to the First-tier Tribunal, the subscriber.
- (3) Provision specified under subsection (1) may relate to, in particular—
 - (a) payment by a copyright owner of a contribution towards the costs that an internet service provider incurs;
 - (b) payment by a copyright owner or internet service provider of a contribution towards the costs that OFCOM incur.
- (4) Provision specified under subsection (1) may include, in particular—
 - (a) provision about costs incurred before the provision is included in an initial obligations code or a technical obligations code;
 - (b) provision for payment in advance of expected costs (and for reimbursement of overpayments where the costs incurred are less than expected);

Changes to legislation: There are currently no known outstanding effects for the Digital Economy Act 2010, Section 15. (See end of Document for details)

- (c) provision about how costs, expected costs or contributions must be calculated;
 - (d) other provision about when and how contributions must be paid.
- (5) No order is to be made under this section unless a draft of the order has been laid before Parliament and approved by a resolution of each House.”

Changes to legislation:

There are currently no known outstanding effects for the Digital Economy Act 2010, Section 15.