

Transposition Table

Implementation of the Directive on certain permitted uses of certain works and other subject matter protected by copyright and related rights for the benefit of persons who are blind, visually impaired or otherwise print-disabled

Directive (EU) 2017/1564 of the European Parliament and of the Council of 13 September 2017 amending Directive 2001/29/EC on the harmonisation of certain aspects of copyright and related rights in the information society

In this table:

references to “the Act” are to the Copyright, Designs and Patents Act 1988 references to a section are to sections of the Act and references to a Schedule are to Schedules to the Act.

references to “the CRDR” are to the Copyright and Rights in Databases Regulations 1997 and references to a regulation are to regulations of the CRDR.

Articles of the Directive	Copy Out (Y/N)	National Provision	Reasons for elaboration/comments on implementation
Article 1 Subject matter and scope	N	N/A	Implementation not required.
Article 2 Definitions			
Article 2(1)	N	Section 1, Section 296ZE(1) as amended by Regulation 10(2) and regulation 13	Implementation required. The description of works or other subject matter within scope of this Directive are protected by the definition of copyright within the Act (and for the purposes of the complaints mechanism for technological protection measures by the amended s.296ZE(1)) and the Database Right in the CRDR.
Article 2(2)	Y	Section 31F(2) and (3) as amended by Regulation 8(2) and (3), schedule 2, paragraph 3E(2) and (3) as amended by Regulation 16(2) and (3) and new	Implementation required.

		regulation 20B as inserted by Regulation 19	
Article 2(3)	Y	Section 31F(4) as amended by Regulation 8(4) and section 31F(5), schedule 2, paragraph 3E(4) as amended by Regulation 16(4) and schedule 2, paragraph 3E(5)	Implementation required.
Article 2(4)	N	Section 31F(6)	Implementation required. The Act's definition of an authorised body is consistent with that of an authorised entity in the Directive.
Article 3 Permitted Uses			
Article 3(1)	Y	Section 31A(2) as amended by Regulation 4(3) and Section 31B(1) as amended by Regulation 5(3), section 31B(5) as amended by Regulation 5(5), schedule 2, paragraph 3A(2) as amended by Regulation 12(3), schedule 2, paragraph 3B(1) as amended by Regulation 13(3), schedule 2, paragraph 3B(4) as amended by Regulation 13(5) and new regulation 20B as inserted by Regulation 19	Implementation required.
Article 3(2)	N	Section 31F(5) and schedule 2, paragraph 3E(5)	Implementation required. Existing section 31F(5) and schedule 2, paragraph 3E(5) are retained as identical in substance to Article 3(2).
Article 3(3)	N	N/A	Implementation required; the Government considers that the Act and the CRDR (as amended) conform to the "three

			step test”.
Article 3(4)	N	Section 296ZE(9) as amended by Regulation 10	Implementation required. Effect of amendment to the Act identical to the effect of Article 3(4).
Article 3(5)	N	Section 31F(8) as amended by Regulation 8(6)	Implementation required.
Article 3(6)	N	N/A	Implementation not required. This is an optional provision for member States.
Article 4 Accessible format copies in the internal market	N	Section 27(3), section 31B(1) as amended by Regulation 5(3), section 31B(9) as amended by Regulation 5(7), schedule 2, paragraph 3B(1) as amended by Regulation 13(3) and schedule 2, paragraph 3B(8) as amended by Regulation 13(7)	Implementation required.
Article 5 Obligations of authorised entities			
Article 5(1)	Y	Section 31B(1) as amended by Regulation 5(3), section 31B(1A) as inserted by Regulation 5(4), schedule 2, paragraph 3B(1) as amended by Regulation 13(3) and schedule 2, paragraph 3B(1A) as inserted by Regulation 13(3)	Implementation required.
Article 5(2)	Y	Section 31BB as amended by Regulation 7 and schedule 2, paragraph 3D as amended by Regulation 15	Implementation required.
Article 6 Transparency and exchange of information	N	N/A	Implementation not required. No rights are conferred on individuals or companies.
Article 7 Protection of Personal Data	N	N/A	No need for express implementation.
Article 8 Amendment to Directive	N	N/A	Implementation not required.

2001/29/EC			
Article 9 Report	N	N/A	Implementation not required.
Article 10 Review	N	N/A	Implementation not required.
Article 11 Transposition	N	N/A	Implementation not required.
Article 12 Entry into Force	N	N/A	Implementation not required.
Article 13 Addresses	N	N/A	Implementation not required.