



AN BILLE CÓIPCHIRT (LEASÚ), 1984
COPYRIGHT (AMENDMENT) BILL, 1984

Mar a ritheadh ag Dáil Éireann
As passed by Dáil Éireann

ARRANGEMENT OF SECTIONS

Section

1. Amendment of section 27 of Copyright Act, 1963.
2. Short title, construction and collective citation.

ACT REFERRED TO

Copyright Act, 1963

1963, No. 10



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BILL

entitled

AN ACT TO AMEND THE COPYRIGHT ACT, 1963.

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BE IT ENACTED BY THE OIREACHTAS AS FOLLOWS:

Amendment of
section 27 of
Copyright Act,
1963.

1.—Section 27 of the Copyright Act, 1963, is hereby amended by the substitution of the following subsections for subsections (1), (5), (8), (9) and (10):

“(1) Any person who, at a time after the commencement of this section when copyright subsists in a work— 10

(a) makes for sale or hire, or

(b) sells or lets for hire, or by way of trade offers or exposes for sale or hire, or for the purposes of trade has in his possession, or 15

(c) by way of trade exhibits in public, or

(d) imports into the State, otherwise than for his private and domestic use,

any article which he knows to be an infringing copy of the work, shall be guilty of an offence under this subsection. 20

(5) If a Justice of the District Court is satisfied by information on oath that there is reasonable ground for suspecting that an offence under subsection (1), (2), (3) or (8) of this section is being committed on any premises, such Justice may grant a search warrant authorising a named member of the Garda Síochána accompanied by such other members of the Garda Síochána as may be necessary, to enter on the premises, if need be by force, and to seize any copies of any cinematograph film or any work including plates in respect of which he has reasonable ground for suspecting that an offence under any of the said subsections is being committed. 25 30

(8) Any person who after the commencement of this section causes a literary, dramatic or musical work to be performed in public, or a cinematograph film to be shown, knowing that copyright subsists in the work or in the cinematograph film, and that the performance or showing constitutes an infringement of the copyright, shall be guilty of an offence under this subsection. 35

(9) A person guilty of an offence under subsection (1) or (2) of this section shall be liable, on summary conviction—

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- (a) in case it is his first conviction of an offence under this section, to a fine not exceeding £100 for each article to which the offence relates;
 - (b) in any other case, to such a fine, or, at the discretion of the court, to imprisonment for a term not exceeding 6 months or to both such fine and such imprisonment;

10 so, however, that a fine imposed by virtue of this subsection shall not exceed £1,000 in respect of articles comprised in the same transaction.

(10) A person guilty of an offence under subsection (3) or (8) of this section shall be liable, on summary conviction—

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- (a) in case it is his first conviction of an offence under this section, to a fine not exceeding £1,000;
 - (b) in any other case, to such a fine, or, at the discretion of the court, to imprisonment for a term not exceeding 6 months or to both such fine and such imprisonment.”.

20 2.—(1) This Act may be cited as the Copyright (Amendment) Act, 1984.

Short title,
construction and
collective citation.

(2) The Copyright Act, 1963, and this Act shall be construed together as one Act and may be cited together as the Copyright Acts, 1963 and 1984.

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COPYRIGHT (AMENDMENT) BILL, 1984

BILLE

BILL

dá ngairtear

entitled

Acht do leasú an Achta Cóipchirt, 1963.

An Act to amend the Copyright Act, 1963.

***An tAire Tionscail, Trádála, Tráchtála agus
Turasóireachta a thíolaic***

***Presented by the Minister for Industry, Trade,
Commerce and Tourism***

***Ritheadh ag Dáil Éireann,
21 Márta, 1984***

***Passed by Dáil Éireann,
21th March, 1984***

**BAILE ÁTHA CLIATH:
ARNA FHOILSIÚ AG OIFIG AN tSOLÁTHAIR**

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