

SOCIETY OF FILM EXHIBITORS

The Academy, 12 Pearse St., Dublin 2

Music Users Council Member

Dr Owen O'Dell Chairman
Copyright Review
Room 5I 7
Department of Jobs,
Enterprise and Innovation
Kildare Street
Dublin 2

14th July 2011

Re: Copyright and Related Rights Act 2000

Dear Dr. O'Dell

It was only recently that we became aware of your Review Committee and would advise that we would wish to make a submission.

Our society represents the majority of cinemas in Ireland and we would like to make a submission to you for a review in the above act.

In the UK, the review committee of the Copyright, Design and Patents Act 1988 (on which the Irish Act 2000 is based) introduced clarification regarding the sound track accompanying a film to be treated as part of the film. We are requesting that this clarification also be adopted in the review of the Copyright and Related Rights Act 2000.

At present there is some ambiguity as to the authorship of the sounds on the sound track of a film and it is felt that adoption of the attached changes would add clarity and protect cinemas from third parties claiming copyright of some sound on the film sound track.

Attached is the existing and suggested revision to the Copyright and Related Rights Act.

I. COPYRIGHT AND RELATED RIGHTS ACT, 2000

Interpretations

PART I Preliminary and General

Section 2.

"film" means a fixation on any medium from which a moving image may, by any means, be produced, perceived or communicated through a device;

2. The Copyright, Design and Patents Act 1988

Revision F9 extended the definition of "film" as follows -

Part I Chapter I

Section 5B Films.

(1) In this Part "film" means a recording on any medium from which a moving image may by any means be produced.

(2) The sound track accompanying a film shall be treated as part of the film for the purposes of this Part