

## THE COPYRIGHT (AMENDMENT) BILL, 2008

### List of Amendments made in the Senate on Tuesday February 12, 2008

<b>First Column Clause</b>	<b>Second Column Extent of Amendment</b>
Preamble	<p>Insert the following preamble:</p> <p>“Whereas it is enacted by section 13(1) of the Constitution that an Act of Parliament to which that section applies may expressly declare that it shall have effect even though inconsistent with sections 4 and 5 of the constitution, and if any Act does so declare it shall have effect accordingly:</p> <p>And whereas it is provided in subsection (2) of the said section 13, that an Act of Parliament to which that section applies is one the Bill for which has been passed by both Houses of Parliament and at the final vote thereon in each House has been supported by the votes of not less than three-fifths of all the members of that House:</p> <p>And whereas it is necessary and expedient that this Act have effect even though inconsistent with sections 4 and 5 of the Constitution:”.</p>
New Clause 1A	<p>Insert after clause 1, the following new clause:</p> <p>“Act inconsistent with Constitution      1A. This Act shall have effect even though inconsistent with sections 4 and 5 of the Constitution”.</p>
5	<p>Delete and substitute the following:</p> <p>“Section 19 Amended      5. Section 19 of the Act is amended in subsection (1), by inserting after the words “moral rights” the words “of the author” ”</p>
9 to 20 renumbered	<p>Renumber clauses 9 to 20 as clauses 10 to 21 respectively.</p>
New Clause 9	<p>Insert after clause 8, the following new clause:</p> <p>“Section 23 Amended      9. Section 23 of the Act is amended in subsection (1), by inserting after the word “directly” in the third line, the words “or indirectly” ”</p>
17 as renumbered	<p>A. In the proposed section 41 (3), delete the words “one hundred” and substitute the words “two hundred and fifty”.</p>

- B. Delete the proposed section 41(4).
- C. Renumber the proposed section 41(5) as 41(4).
- D. In the proposed section 41A(2), delete the words “one hundred” and substitute the words “two hundred and fifty”.

18 as renumbered

Delete the words “one hundred” wherever they occur and substitute the words “two hundred and fifty”.

20 as renumbered

Insert in paragraph (d) immediately before the words “may bring such copies,” the following words:

“and that such copies, apparatus, implements or devices appear, having regard to all the circumstances, to have been abandoned,”.

February 12, 2008  
Senate Secretariat