

HOUSE OF REPRESENTATIVES

# Supplementary Order Paper

Thursday, 15 August 1985

COPYRIGHT AMENDMENT BILL

*Proposed Amendments*

Hon. GEOFFREY PALMER, in Committee, to move the following amendments:

*Clause 3: New section 20A:* To omit paragraphs (a), (b), and (c) (lines 34 to 41 on page 3 and lines 1 to 11 on page 4), and substitute the following paragraphs:

“(a) A patent specification which—

“(i) Is open to public inspection in the New Zealand Patent Office in respect of a New Zealand patent which has ceased to exist; and

“(ii) Is used for the purpose of making the object;

or

“(b) A representation or specimen of a design which—

“(i) Is open to public inspection in the New Zealand Patent Office in respect of a design for which registered protection in New Zealand has ceased; and

“(ii) Is used for the purpose of making the object.”

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EXPLANATORY NOTE

The above amendments are intended to limit the scope of the new section 20A. They provide that the copyright in a literary or an artistic work is not infringed by the making of an object if the work forms part of a patent specification which is open to public inspection in the New Zealand Patent Office in respect of a New Zealand patent which has ceased to exist and which is used to make the object, or, if the work forms part of a design representation which is open to public inspection in the New Zealand Patent Office in respect of a design for which registered protection in New Zealand has ceased and which is used to make the object.

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