



20 July 2023

(23-4950)

Page: 1/2

**Council for Trade-Related Aspects of
Intellectual Property Rights**

Original: English

**NOTIFICATION OF LAWS AND REGULATIONS
UNDER ARTICLE 63.2 OF THE TRIPS AGREEMENT**

IRELAND: EUROPEAN UNION (CERTAIN PERMITTED USES OF
ORPHAN WORKS) REGULATIONS 2014
(S.I. NO. 490 OF 2014)

Notifying Member	IRELAND
-------------------------	----------------

Details of the notified legal text

Title	European Union (Certain Permitted Uses of Orphan Works) Regulations 2014 (S.I. No. 490 of 2014)
Subject matter	Copyright and related rights
Nature of notification	<input checked="" type="checkbox"/> Main dedicated intellectual property law or regulation <input type="checkbox"/> Other law or regulation
Link to legal text*	https://ip-documents.info/2023/IP/IRL/23_11050_00_e.pdf
Notification status	<input type="checkbox"/> First notification <input checked="" type="checkbox"/> Amendment or revision to notified legal text <input type="checkbox"/> Replacement or consolidation of notified legal text(s)
Previous notification(s) referred to	IP/N/1/IRL/8

Brief description of the notified legal text

These Regulations transpose Directive 2012/28/EU of the European Parliament and of the Council of 25 October 2012 on certain permitted uses of orphan works. In line with the Directive, the Regulations apply to publicly accessible libraries, educational establishments, museums, archives, film or audio heritage institutions and public service broadcasters (works produced up to and including 31 December 2002). The Regulations provide for an exception to copyright law for these organizations in respect of categories of works first published in the EU that are still protected by copyright but whose authors or other right holders cannot be identified and located.

The categories of works are: works in the print sector (books, journals, magazines and newspapers), cinematographic and audio-visual works, sound recordings and works embedded or incorporated in other works or sound recordings (e.g. pictures in a book). The exception to copyright law will allow these cultural organizations to digitize orphan works and make them publicly available on-line in all EU member States. The Directive also applies to unpublished works (such as letters, manuscripts, etc.) under certain conditions.

These Regulations also provide for necessary amendments, on this topic, to the Copyright and Related Rights Act 2000 (No 28 of 2000).

Language(s) of notified legal text	English
Entry into force	29 October 2014
Other date	

Notification details

Submission date of notification	27 April 2023
Other information	See also IP/N/1/EU/C/2 (<i>Directive 2012/28/EU</i>)
Agency or authority responsible	Intellectual Property Unit Department of Enterprise, Trade and Employment trademarks@enterprise.gov.ie

* Links are provided to texts of laws and regulations notified under the TRIPS Agreement in the form supplied by the Member concerned; the WTO Secretariat does not endorse or revise their content.