

**From:** [Sarah Broadway](#)  
**To:** [Section52CDPA](#)  
**Subject:** Enterprise and Regulatory Reform Act 2013  
**Date:** 07 December 2015 13:57:00

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Dear Sir or Madam,

I object to the revised transition arrangements for the Enterprise and Regulatory Reform Act 2013 repeal of Section 52 of the Copyright, Designs and Patents Act.

I object for the following reasons:

- 1) The reduction in length of the transition period from five years to six months is drastically shorter than previously indicated.
- 2) The original proposal allowed publishers to sell existing stock for the full period of the transition. To comply with the law under the new proposal, publishers will either need to remove existing stock from sale or re-clear permissions for any objects coming back into copyright.
- 3) The proposal to repeal Regulation 24 of the Duration of Copyright and Rights in Performances Regulations 1995 was absent from the original consultation. It imposes an obligation on those rights holders whose works were coming back into copyright to grant a licence to people who had been using their work. Taking it away means that there is no guarantee of getting a licence for all the necessary images.
- 4) Lack of a separate arrangement for the use of 2D images of 3D works
- 5) Lack of guidance
- 6) Incomplete impact assessment
- 7) The overall lack of proportionality and balance in the new proposal

I look forward to hearing about the introduction of satisfactory and equitable arrangements for this transition shortly.

Yours faithfully,  
Sarah Broadway

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