

Act (No. 2 000: 87)
Amending the Secrecy Act (1980: 100)

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The Government Offices
The Ministry of Justice
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In accordance with the decision by the Parliament it is hereby prescribed that a new Article, numbered Chapter 8, Article 27, shall be inserted in the Secrecy Act (1980: 100), reading as follows.

Chapter 8

27. Secrecy applies within public authorities as regards information contained in a copyright protected work, which can not be assumed to lack commercial interest,

1. if there are special circumstances from which it can be assumed that the work has not previously been made available to the public in the sense of that notion in the Act (1960: 729) on Copyright in Literary and Artistic Works,

2. if there are special circumstances from which it can be assumed that the work has been filed with the public authority without the consent of the rightholder, and

3. if the revealing of the information implies an exploitation of the work in the copyright sense,

unless it is evident that the information can be disclosed without causing damage to the rightholder.

For the purposes of the application of the first paragraph a work which has been made accessible under the provisions of Chapter 2 of the Freedom of the Press Act or which has been transferred from one public authority to another shall not be considered to have been, through this act, made available to the public.

This Act enters into force on April 1, 2000
