

The Copyright (International Conventions and Organisations) Order, 1989

(of May 17, 1989)

Citation

1. This Order may be cited as the Copyright (International Conventions and Organisations) Order, 1989.

Interpretation, Schedule I, Schedule II

2. In this Order—

“Convention country” means any country mentioned in [Schedule I](#);

“international organisation” means any of the organisations mentioned in [Schedule II](#).

Application of the Copyright Act No. 13 of 1985

3. The provisions of [Parts II](#) and [III](#) of the Copyright Act, 1985* [except [sections 11\(ii\), 12\(c\), 13\(c\)](#) and [14](#)] and all the other provisions of the Act relevant thereto, being the provisions relating to literary, musical or artistic works, buildings erected, sound recordings, audio-visual productions and published editions of literary, musical or artistic works, shall apply in the case of each of the Convention countries in relation to—

- (a) literary, musical or artistic works or editions first published, or sound recordings or audio-visual productions made or first published on or after the third of January, 1986 in the Convention country in like manner as those provisions apply in relation to such works or editions first published, or sound recordings or audio-visual productions made or first published in Trinidad and Tobago;
- (b) artistic works that are buildings erected on or after the third of January, 1986 in the Convention country or are incorporated on or after the third of January, 1986 in buildings situated in that country in like manner as those provisions apply in relation to artistic works that are buildings erected in Trinidad and Tobago or are incorporated in buildings situated in Trinidad and Tobago;
- (c) persons who, at all material times, are citizens or nationals of the Convention country in like manner as those provisions apply in relation to persons who, at such times, are citizens of Trinidad and Tobago;
- (d) persons who, at all material times, are domiciled or resident in the Convention country in like manner as those provisions apply in relation to persons who, at such times, are domiciled or resident in Trinidad and Tobago; and

* See *Copyright*, October 1987, insert *Laws and Treaties*, text 1-01.

- (e) bodies incorporated under the laws of the Convention country, in like manner as those provisions apply in relation to bodies incorporated under any written law.

Transitional provisions

4.(1) Where any person has, before the commencement of this Order, taken any action whereby he has incurred any expenditure or liability in connection with the reproduction or performance of any work or other subject-matter in a manner which at the time was lawful, or for the purpose of or with a view to the reproduction or performance of a work at a time when such reproduction or performance would, but for the making of this Order, have been lawful, nothing in this Order shall diminish or prejudice any rights or interest arising from, or in connection with, such action which are subsisting and valuable immediately before such commencement unless the person who, by virtue of this Order, becomes entitled to restrain such reproduction or performance agrees to pay such compensation as, failing agreement, may be determined by arbitration.

(2) Nothing in this Order shall be construed as affecting any copyright or other right which subsists in any work or production by virtue of [section 67](#) of the Act.

International organisations

5. Each of the organisations mentioned in [Schedule II](#) is hereby declared to be an international organisation to which the Copyright Act applies.

SCHEDULE I

PART I

Parties to the Berne Convention

Argentina
Australia
Austria
Bahamas
Barbados
Belgium
Benin
Brazil
Bulgaria
Burkina Faso
Cameroon
Canada
Central African Republic
Chad
Chile
Colombia
Congo
Costa Rica

Cyprus
Czechoslovakia
Denmark
Egypt
Fiji
Finland
France
Gabon
German Democratic Republic
Germany, Federal Republic of
Greece
Guinea
Holy See
Hungary
Iceland
India
Ireland
Israel
Italy
Ivory Coast [Côte d'Ivoire]
Japan
Lebanon
Libya
Liechtenstein
Luxembourg
Madagascar
Mali
Malta
Mauritania
Mexico
Monaco
Morocco
Netherlands
New Zealand
Niger
Norway
Pakistan
Peru
Philippines
Poland
Portugal
Republic of Liberia
Romania
Rwanda
Senegal
Spain

Sri Lanka
Suriname
Sweden
Switzerland
Thailand
Togo
Tunisia
Turkey
United Kingdom
United States of America
Uruguay
Venezuela
Yugoslavia
Zaire
Zimbabwe

PART II

Parties to the Universal Copyright Convention

Algeria
Australia
Austria
Bahamas
Bangladesh
Barbados
Brazil
Bulgaria
Colombia
Costa Rica
Czechoslovakia
Denmark
Dominican Republic
El Salvador
Finland
France
German Democratic Republic
Germany, Federal Republic of
Guinea
Holy See
Hungary
India
Italy
Japan
Kenya
Mexico
Monaco
Morocco

Norway
Panama
Peru
Poland
Portugal
Republic of Korea
Saint Vincent and the Grenadines
Senegal
Spain
Sri Lanka
Sweden
Tunisia
United Kingdom
United Republic of Cameroon
United States of America
Yugoslavia

PART III

Parties to the Convention for the Protection of Producers of Phonograms Against Unauthorized Duplication of Their Phonograms

Argentina
Australia
Austria
Barbados
Brazil
Burkina Faso
Chile
Costa Rica
Czechoslovakia
Denmark
Ecuador
Egypt
El Salvador
Fiji
Finland
France
Germany, Federal Republic of
Guatemala
Holy See
Hungary
India
Israel
Italy
Japan
Kenya
Luxembourg

Mexico
Monaco
New Zealand
Norway
Panama
Paraguay
Peru
Republic of Korea
Spain
Sweden
United Kingdom
United States of America
Uruguay
Venezuela
Zaire

SCHEDULE II

Caribbean Broadcasting Union
Caribbean Community Secretariat
Caribbean Development Bank
Commonwealth Secretariat
Organization of American States
Pan American Health Organization
Specialised Agencies of the United Nations
United Nations
