



SAMPLE

SAMPLE

Entertainment and Media Law
in Ireland

SAMPLE

SAMPLE

ENTERTAINMENT
AND MEDIA LAW
IN IRELAND

SAMPLE
by
SIMON SHIRE



Published by
Clarus Press Ltd,
Griffith Campus,
South Circular Road,
Dublin 8.
www.claruspress.ie

Typeset by
Gough Typesetting Services,
Dublin

Printed by
CPI Anthony Rowe,
Chippenham,
Wiltshire

ISBN
Paperback edition: 978-1-911611-07-3
Hardback edition: 978-1-911611-09-2

SAMPLE

A catalogue record for this book is available from the British Library

All rights reserved.

No part of this publication may be reproduced, or transmitted in any form or by any means, including recording and photocopying, without the written permission of the copyright holder, application for which should be addressed to the publisher. Written permission should also be obtained before any part of the publication is stored in a retrieval system of any nature.

Disclaimer

Whilst every effort has been made to ensure that the contents of this book are accurate, neither the publisher nor the author shall accept responsibility for any errors or omissions or for any loss or damage occasioned to any person or entity acting or refraining from acting as a result of any material in this publication.



Preface

The timing of the within publication is providential in probing the sea of changes which the entertainment and media sector has undergone in recent years. These include enhanced artist/performer rights at EU level and by virtue of domestic legislation, more stringent data protection laws, the recent Supreme Court judgment in *Higgins* on defamation awards (together with a government report into proposed changes to the Defamation Act 2009), the move to self-assessment of the s 481 film/television tax credit, transposition into Irish law of the revised Audiovisual Media Services Directive, and establishment of the Media Commission to replace the Broadcasting Authority of Ireland. The breadth of recent UK and US case law informing certain parameters for successful prosecution of music copyright infringement civil litigation is also explored.

An exhaustive analysis of each of these areas of law (in the jurisdiction and internationally) is beyond the scope and purpose of *Entertainment and Media Law in Ireland*. A range of specialist legal textbooks is available dedicated to complex topics such as defamation and intellectual property, primarily targeted at legal practitioners and law students. The goal of this book, aimed at *all* persons providing entertainment and media services, be they company directors, event producers, radio personnel, journalists, filmmakers or musicians, is to navigate the fundamentals in a hands-on manner, and, for those already conversant with and engaged in the industry, to develop their knowledge against the backdrop of myriad legal principles at play. This book is therefore better viewed as a series of signposts in the form of best practice guidelines.

As circumstances may dictate, it is of paramount importance that film and music producers, media professionals and those engaged in the wider entertainment sector obtain independent legal advice from experienced entertainment and media law practitioners. Accounting and taxation advice will also be apposite. Each contract will be different, each set of facts unique. This book deliberately, for this reason, does not contain template agreements but does point to industry-wide minimum contractual requirements of broadcasters, stakeholders and other content financiers, as well as stressing the importance of adequate insurance cover, conducting due diligence, obtaining consents and mitigating risk. Creative prowess of content-creating practitioners aside, this structured legal and business affairs publication seeks then to equip readers with procedures to elude the

common pitfalls, collate robust chain of title documentation where relevant and obviate any missing links in that chain.

Due to international rules on copyright, its infringement and enforcement, audiovisual producers when considering distribution avenues for their material, should ensure that the legal advice obtained relates to where their film or other output is being made and where it is to be commercially exploited. Certain legal principles discussed throughout this textbook will not apply outside Ireland. Defamation law for instance can differ radically between Ireland and the US. Contract law in common law territories will also differ to civil law systems. By way of further example, the equivalent of the ‘fair dealing’ defence to copyright infringement in Ireland and the UK is termed ‘fair use’ in the US where a range of disparate legal principles apply when seeking to invoke such exemption in that jurisdiction.

It is my intention that this textbook might serve producers and other practitioners well to better identify what is required of any given project, and hence how one might cost-effectively instruct legal and accounting professionals for specific advice on the project at hand. It should not, however, be relied upon exclusively and is not represented as a definitive interpretation or statement of the prevailing law. Moreover while every effort was made to ensure accuracy no liability is accepted by the author or Clarendon Press for inadvertent errors or otherwise. Views expressed throughout represent those of the author.

I fervently hope that *Entertainment and Media Law in Ireland* will contribute to an augmented understanding and appreciation by its readers, multimedia creators, journalists and artists generally of what is involved in producing, and ultimately commercially disseminating, high quality, industry-standard content in an increasingly globalised market. To this end, it may serve some part in ensuring that this small island of storytellers, artists and performers continues to punch well above its weight in maintaining standards of excellence on the world stage.

I have endeavoured to state the law (and attendant developments in the entertainment and media fields) as of late April 2023. Since then, a notable change to which readers’ attention is brought is the increase, announced in Budget 2024, in the eligible expenditure cap of the film/television tax credit (s 481) from €70 to €125 million, subject to EU state aid approval. Another is the reaction by key stakeholders to advancements in artificial intelligence, from actors’ strike action to litigation by music publishers.

Simon Shire
19 October 2023

Table of Contents

Preface	v
Tables of Cases	xxiii
Tables of Legislation	xxxiii

PART I

BUSINESS MANAGEMENT, REGULATION AND RISK MITIGATION

CHAPTER 1

BUSINESS SET-UP, PRIVATE COMPANIES AND TAXATION/SELF-ASSESSMENT

Introduction	3
<i>The requirement for and benefits of incorporation</i>	4
<i>Duties arising under company law</i>	4
<i>Compliance and robust corporate governance</i>	6
<i>Business types</i>	6
Sole traders	7
<i>Personal liability</i>	7
Partnerships	8
Private companies limited by shares	8
<i>Introduction</i>	8
<i>Raising finance and taxation benefit</i>	9
<i>Formation documents and company forms</i>	10
<i>Single-member companies</i>	10
<i>DACs and entertainment law</i>	11
<i>Statutory obligations of directors and company secretaries</i>	11
<i>Defaulting in the filing of annual returns</i>	14
<i>Restriction and disqualification of company directors</i>	15
<i>Criminal liability for officers, members and companies</i>	17
<i>The veil of incorporation</i>	18
<i>Personal liability: lifting the veil in cases of fraudulent and reckless trading</i>	18
Direct and indirect beneficial ownership of companies	19
<i>Beneficial owner defined</i>	20
<i>Penalties</i>	21
Taxation/self-assessment	21
<i>Income tax, employer taxes and self-assessed contractors</i>	21
<i>Section 481 and income tax</i>	22
<i>VAT and contractors</i>	23
<i>Chargeable persons</i>	23
<i>Withholding tax</i>	23
<i>Corporation tax</i>	24
<i>Loan-out companies</i>	25
<i>VAT</i>	26
Exemptions for certain earnings of writers, composers and artists	28
<i>Cultural or artistic merit</i>	29

CHAPTER 2

MEDIA, EVENT AND FILM PRODUCTION INSURANCE.....	31
Introduction	31
<i>Music clearance.....</i>	32
Case law	33
<i>Due diligence.....</i>	35
<i>Defamatory content and jurisdictional considerations</i>	36
The birth of modern negligence law.....	37
The need for production and E&O insurance cover.....	38
<i>Financier, broadcaster and local authority requirements.....</i>	40
<i>Brokers and insurance companies</i>	41
Policy types.....	41
E&O	43
<i>Due diligence and risk mitigation</i>	44
<i>Clearance procedures to undertake.....</i>	46
<i>Royalty, (re)use payments and music clearance</i>	47
Public liability insurance.....	48
Employer's liability insurance.....	49
Music insurance.....	49
Small unmanned aircraft (drone) insurance	49

CHAPTER 3

SAFETY, HEALTH AND WELFARE AT WORK	51
Introduction	51
<i>The rationale for safeguards.....</i>	52
<i>Injuries on set</i>	53
<i>The courts' response to safety breaches</i>	54
Safe system of work	56
Contracts of service and contracts for service	56
Safety, Health and Welfare at Work Act 2005	57
<i>Safety statements</i>	57
<i>Employer and employee duties under the 2005 Act</i>	58
Construction and removal/demolition of film sets	60
<i>Safe Pass and audiovisual productions</i>	61
Reporting of accidents and dangerous occurrences.....	61
Notable prosecutions and case law	62
The Covid-19 pandemic	63

CHAPTER 4

DEFAMATION, PARODY & SATIRE AND NORWICH PHARMACAL ORDERS	65
Introduction	65
<i>Reluctance of the courts to grant injunctions.....</i>	68
<i>Defamation examples</i>	70
The Constitution and the European Convention on Human Rights.....	72
<i>ECtHR ruling (2017) in Leech and subsequent Irish developments.....</i>	73
Defamation Act 2009 key provisions; social media content.....	75
<i>Meaning and extent of publication</i>	77
<i>Defences</i>	78
<i>Other key provisions</i>	83
Recent developments	84
<i>Norwich Pharmacal Order</i>	84
<i>Actions against Facebook and Twitter users</i>	85
<i>Defamation tourism</i>	87

Juries in defamation actions	87
Recent case law on damages.....	89
<i>Application of a discount for offer to make amends</i>	91
Parody and satire	91
<i>The Hustler magazine case</i>	92
<i>The South Park disclaimer</i>	94
<i>No distinction between satire and defamation in Ireland</i>	94
<i>Waterford Whispers News and Denis O'Brien</i>	95
NPOs and defamation.....	96
<i>Recent case law</i>	97
<i>Calls for reform</i>	99

CHAPTER 5

DEFAMATION OF A BODY CORPORATE AND PRODUCT/BRAND

DISPARAGEMENT.....	101
Introduction	101
US case law – product critiques	103
Irish case law – product disparagement generally	104
Film examples.....	105
The current statutory position in Ireland.....	106
Breach of moral rights claims as an alternative to defamation.....	106
Malicious falsehood	107

PART II

AUDIOVISUAL, STAGE AND ADAPT PRODUCTIONS

CHAPTER 6

FILM DISTRIBUTION.....

Introduction	111
International sales agents and distributors.....	113
<i>The financial drawbacks</i>	114
Distribution models.....	115
The dynamics of film finance, cashflowing and distribution	117
<i>Competing interests/specific contractual provisions</i>	118
Specialist legal services	119
Specialist accounting services	119
Film financing and distribution	120
<i>Pre-sales and minimum guarantees</i>	120
<i>Gap financing</i>	123
<i>Production loans and completion bonds</i>	124
Screen Ireland production loans.....	124
<i>Mandatory provisions in sales agency agreements</i>	125
Distributors in Ireland	126
Errors and omissions insurance and producer warranties	127
Currency exchanges rates	128

CHAPTER 7

PRIVATE FUNDING OF FILM

Introduction	129
Distribution and finance fees – effects on budget (and tax credit sum)	131
<i>The 68 percent lodgement requirement (s 481 funding and borrowing restrictions)</i>	132

Currency fluctuations and delivery payments	133
Sources of private finance	133
Equity funding	136
Pre-sales to distributors, broadcasters and streaming platforms.....	138
<i>Minimum guarantees</i>	139
Completion bonds.....	140
Gap financing.....	142
Bridge financing and working capital loans.....	143
Online private funding sources	143
Product placement, prop loans, crowdfunding and NFTs	144
Prioritisation of recoupment, deferred fees and producer risk mitigation.....	145
 CHAPTER 8	
SECTION 481.....	149
Introduction	149
Minimising risks to eligibility	150
<i>Legitimately raising the budget</i>	152
The statutory provisions.....	152
Essentials to consider in advance of application	154
<i>Timing of applications</i>	155
<i>Creative documentaries</i>	155
<i>Tax credit amount</i>	156
<i>The 68 percent lodgement requirement</i>	156
<i>Skills development</i>	157
Advance payment of the credit	157
<i>Cost, owing, legal spending within statutory deadlines</i>	158
The two-step claim application process	158
<i>Delays</i>	159
Conditions to be satisfied	159
Calculating the credit: TCP v eligible expenditure	160
<i>Eligible expenditure</i>	161
Screen Ireland and s 481	162
International co-productions	163
Skills development plan and undertakings by company directors	163
Completion bonds.....	164
Additional record-keeping and compliance documents	164
Producer liability and clawback of relief.....	165
Low budget projects	166
 CHAPTER 9	
SCREEN IRELAND FUNDING	167
Introduction	167
Legal representation.....	168
Minimum contractual requirements	169
Production funding	170
<i>Loan conditions and recoupment of award moneys</i>	170
<i>Share of producer and creatives in the recoupment corridor for future projects</i>	171
<i>The application and loan drawdown process</i>	171
<i>Conditions precedent</i>	172
<i>The recoupment schedule</i>	173
<i>The security documents</i>	174
Paving the way for further funding	175
Eurimages (Council of Europe) and EU funding	175
Future developments in public funding	176

CHAPTER 10

COPYRIGHT, MORAL RIGHTS AND PERFORMER RIGHTS.....	177
PART A: CHAIN OF TITLE, COPYRIGHT AND MORAL RIGHTS	177
Introduction to chain of title	177
<i>Funding requirements and regulatory compliance</i>	178
<i>Avoiding litigation</i>	178
<i>Written assignments and waivers</i>	179
<i>Contract clauses to assign copyright and related rights</i>	181
<i>Reassignment in the case of dissolution of assignee company</i>	182
Copyright: an overview.....	182
<i>Related rights</i>	184
<i>Economic rights and succession law</i>	184
<i>International enforcement</i>	185
<i>Access to the courts in Ireland.</i>	188
No copyright in names	189
Copyright in interviews	191
Joint authorship.....	192
The 2000 Act as amended.....	193
<i>Definitions</i>	193
<i>Music copyright and related rights</i>	194
<i>Meaning of 'producer'</i>	194
<i>Copyright in a film under EU law</i>	195
<i>Course of employment case law</i>	196
<i>Future copyright</i>	197
<i>No protection for mere ideas</i>	198
<i>Tangible medium and fixation: registering copyright</i>	199
<i>Remedies for infringement</i>	200
<i>Further categories of intellectual art</i>	206
<i>Susceptibility of defences in musical copyright claims</i>	207
Exemption from copyright restrictions	208
<i>Fair dealing in statute and case law</i>	208
Duration of copyright.....	216
<i>Extended rights period</i>	217
Moral rights.....	218
<i>Case law</i>	219
<i>Infringement</i>	220
<i>Duration of moral rights</i>	220
PART B: COPYRIGHT AND RELATED RIGHTS: PERFORMER RIGHTS.....	223
Introduction	223
<i>Unequal treatment of music performers</i>	224
<i>Inequity between music performers and music producers/labels</i>	225
Music streaming	226
Contracts with performers (the music producer/record label perspective).....	226
Duration of performer rights	227
Exempted acts.....	229
<i>Fair dealing and incidental use</i>	229
<i>Private copying</i>	229
EU law and exclusive performer rights	231
<i>Exclusive rights versus remuneration rights</i>	232
<i>The weaker position of performers</i>	233
<i>Equitable remuneration</i>	234
RAAP	234
<i>Registering a performance with RAAP</i>	234
<i>The RAAP v PPI rulings (CJEU and Irish High Court)</i>	235

Satellite broadcasting and cable retransmissions	236	
Equitable remuneration for broadcasting and communication to the public of commercial phonograms.....	237	
Rental and lending rights.....	238	
 CHAPTER 11		
NEW RIGHTS FOR CONTENT AUTHORS AND PERFORMERS:		
DIRECTIVE ON COPYRIGHT AND RELATED RIGHTS IN THE DIGITAL SINGLE MARKET	239	
Introduction	239	
<i>Circumventing the new enhanced rights in contracts</i>	243	
<i>Brexit</i>	243	
The value gap.....	244	
Scope and affected parties	245	
Enhanced author and performer rights	246	
<i>Contract adjustment mechanism ('better-seller' clause)</i>		
(<i>Art 20/reg 28</i>)	246	
<i>Right of revocation (Art 22/reg 29)</i>	247	
<i>Transparency obligation (Art 19/reg 27)</i>	249	
<i>Alternative dispute resolution procedure (Art 21/reg 24)</i>	252	
<i>Appropriate and proportionate remuneration (Art 18/reg 26)</i>	252	
<i>Interplay with other legislation</i>	255	
<i>Conclusion</i>	255	
Article 17 licensing agreements with online content-sharing service providers.....	256	
<i>Sharing platform obligations and EU case law</i>	258	
<i>E.U. Digital Services Act</i>	260	
 CHAPTER 2		
TRADEMARKS, TRADEMARK INFRINGEMENT AND PASSING OFF		261
Introduction	261	
Clearance.....	263	
<i>Litigation examples</i>	264	
Producer revenues from use and ownership of trademarks	268	
<i>Character merchandising</i>	268	
Registering a trademark and jurisdictional scope.....	269	
<i>Concurrent/prior use and opposition proceedings</i>	270	
<i>Worldwide protection</i>	271	
Regulation of trademark usage in Irish and EU audiovisual productions	272	
Access to the courts.....	273	
Depiction of trademarks in audiovisual works.....	273	
<i>Flight</i>	274	
<i>Logorama</i>	274	
<i>Caterpillar Inc v Walt Disney</i>	275	
Landmarks and iconic buildings	275	
General props	277	
Trademark parody.....	277	
Passing off and case law	279	
<i>The Teenage Mutant Ninja Turtles</i>	282	
<i>Crocodile Dundee</i>	283	
<i>Eddie Irvine and the tort of false endorsement</i>	284	
Use of names and images/likenesses	284	
Choosing film titles and conducting searches.....	286	
Historic words/names	288	
Product placement.....	288	

Remedying or obviating infringement	289
<i>Product 'displacement'</i>	290
The consequences of infringement	290
Conclusion	291
 CHAPTER 13	
GDPR AND THE DATA PROTECTION ACT 2018.....	293
Introduction	293
<i>Consent as a requirement for production funding</i>	294
<i>'Sharenting'</i>	295
GDPR.....	295
<i>Standard contractual clauses (transfer of personal data to third countries)</i>	296
<i>GDPR definitions</i>	297
<i>Living individuals</i>	298
<i>Processing and control</i>	298
<i>Notable fines</i>	298
<i>Damages for data protection actions</i>	299
<i>Case law</i>	301
Consent to record and publish.....	302
<i>Journalistic and freedom of expression exemption</i>	302
<i>The Campbell proceedings</i>	303
<i>Public interest</i>	305
Contributor releases: grounds for use of personal data	305
<i>Legitimate interest in using personal data</i>	306
<i>Privacy policies (including data protection and social media policies)</i>	308
Special categories of personal data (Part 9 GDPR)	308
Data protection Commissioner	308
<i>Administrative fines</i>	309
<i>Offences</i>	309
<i>Fines and enforcement; civil law damages</i>	310
 CHAPTER 14	
FILMING PERMITS AND DRONE OPERATION.....	313
Introduction	313
Consequences for failure to procure permits and production insurance	314
Private property	315
Private and public property (exterior filming)	316
<i>Artistic works on public display</i>	317
<i>Other considerations</i>	317
An Garda Síochána: services and potential offences.....	318
<i>Impersonating the Gardaí</i>	318
<i>Use of firearms, fire and pyrotechnics (fireworks, smoke effects)</i>	319
<i>Nudity, exposure and sexual content</i>	319
Road closures.....	320
Erecting temporary structures in public places	320
Filming iconic city images	321
Letters to local residents.....	321
Crediting the local authority in end credits.....	321
Dublin City Council: permit application process.....	322
<i>Filming in parks, open spaces and beaches</i>	322
Data Protection Acts and GDPR	322
<i>Crowd release/notice</i>	323
Forestry, waterways and shooting at national monuments.....	323

Drone operations licensing and regulation.....	323
<i>Application for a drone permit from local authorities.....</i>	324
<i>Use of drones not permitted at national monument sites.....</i>	325
<i>Data protection and drone usage</i>	325
<i>Privacy impact assessment</i>	326
<i>DPC enforcement examples.....</i>	326
<i>Airspace – trespass and nuisance by drone operation.....</i>	328
Appendix 1: Road closures, road markings removal and parking suspension	330
Appendix 2: Permit application process for Dublin City Council	331
Appendix 3: Coillte, Waterways Ireland, The Office of Public Works and Heritage Ireland permit application procedures.....	334
 CHAPTER 15	
EMPLOYMENT OF CHILDREN AND YOUNG PERSONS.....	337
Introduction	337
<i>Garda vetting where applicable</i>	338
Employment in cultural, artistic, sports or advertising activities.....	338
<i>Licence conditions</i>	339
<i>Statutory display of abstract by way of poster</i>	339
Employment in a licensed premises (public houses)	340
Viewer complaints to the BAI regarding child actors.....	340
Child performer rights; GDPR	341
<i>Other legislation and guidelines</i>	342
 CHAPTER 16	
ANIMAL ACTORS AND CIRCUS ANIMALS	345
Introduction	345
Arts Council funding	346
American Humane and the “no animals were harmed” disclaimer ..	347
<i>Love/Hate</i> episode depicting animal cruelty.....	347
Wild animals prohibited for circuses.....	348
 CHAPTER 17	
CREW AGREEMENTS, PRODUCTION RELEASES AND MUSIC CLEARANCE.....	349
Crew agreements	349
<i>Developments in collective agreements.....</i>	351
<i>Misclassification of employees for income tax.....</i>	352
<i>Employees and ICs</i>	355
<i>The tests employed: IC v employee</i>	356
<i>The essentials for entertainment contracts</i>	360
<i>Torts of ICs.....</i>	361
Production releases	362
Music clearance	366
<i>The wider backdrop of music rights.....</i>	367
<i>Contracts required.....</i>	367
<i>Contract terms</i>	367
<i>Clearance requirements of financiers and distributors.....</i>	369
<i>Mandate by publishers/songwriters to MCPS</i>	370
<i>The web of rights in music clearance</i>	372
<i>Broadcaster blanket licences for music in Irish television.....</i>	373
<i>MCPS secondary exploitation licence agreement</i>	374
<i>Broadcaster on-demand services (e.g. RTE Player) and geoblocking.....</i>	374

<i>Online transmission and retransmission of certain television and radio programmes.....</i>	376
<i>Alternatives to using commercial music.....</i>	377
<i>Commissioning the recording of a cover song for a production.....</i>	381

CHAPTER 18

LIFE RIGHTS; RIGHT OF PUBLICITY; COMMERCIALS, IMAGE RIGHTS & FALSE ENDORSEMENT; PASSING OFF.....	383
Introduction to life rights	383
<i>The need for a life rights agreement.....</i>	384
<i>Deceased subjects.....</i>	387
<i>Legal status of life rights.....</i>	388
<i>Clearing additional sources</i>	388
<i>Breach of privacy.....</i>	389
<i>Breach of confidence and new privacy torts.....</i>	389
<i>Criminal law sanctions.....</i>	392
<i>Errors and omissions insurance.....</i>	393
<i>Collaboration.....</i>	393
<i>Private versus public figures</i>	394
<i>Fictionalising.....</i>	395
<i>Terms of a life rights agreement</i>	395
Right of publicity in the US	398
Commercials, image rights and false endorsement	398
<i>Eddie Irvine</i>	399
<i>Roy Keane.....</i>	401
<i>Douglas v Hello!</i>	401
<i>Passing Off</i>	401
<i>Ribena</i>	402
<i>Apexnaix, US right of publicity case law</i>	405

CHAPTER 19

STAGE PRODUCTIONS.....	413
Introduction	413
Ownership of rights.....	414
Dispelling amateur production myths.....	415
<i>Monitoring royalties (licensing performance rights of plays)</i>	416
Filming professional stage shows.....	417
Copyright in stage rights.....	418
<i>Duration and public domain</i>	418
<i>Neighbouring rights.....</i>	419
Grant of stage rights	420
<i>Holdback of rights by the author</i>	421
<i>Reservation and holdback of stage rights by brethren screenplay writers</i>	421
<i>Reservation of film rights by play and musicals writers</i>	422
<i>No waiver of moral rights</i>	423
<i>Provisions in respect of rehearsals and creative approvals.....</i>	423
<i>A changing tide?.....</i>	424
<i>Warranties given by the author.....</i>	424
<i>Advances and royalties.....</i>	425
<i>Proceeds to theatres from authors' subsidiary rights</i>	426
<i>Actor agreements</i>	427
<i>Stage show income for music composers</i>	427
Fair use as an exception to copyright infringement and payment of music licensing fees/royalties.....	428
Small performing rights and third party music rightsholders.....	430

<i>Interpolated music and incidental music</i>	431
<i>Obligation to obtain a copyright music licence</i>	431
<i>Obligation to submit returns to IMRO</i>	432
<i>Royalties payable</i>	432
<i>Music rights clearances and moral rights</i>	432
<i>Royalties for use of sound recordings</i>	433
Grand rights	433
The drama of lawsuits	435
<i>Anastasia</i>	435
<i>Riverdance</i>	436
<i>The Phantom of the Opera</i>	436
International licensing agencies.....	436
<i>Music Theatre International</i>	436
<i>Josef Weinberger (London)</i>	437
<i>The Musical Company</i>	438
<i>Theatrical Rights Worldwide</i>	438
 CHAPTER 20	
RADIO DOCUMENTARIES.....	439
Introduction	439
Underlying rights and funding contracts.....	440
<i>Copyright exception</i>	442
Public funding.....	442
Case example of radio programme production.....	443
Blanket licences	443
<i>PPV licence (sound recordings)</i>	444
<i>Licence limitations</i>	445
Production Music	445
Appendix: “The making of Siné: Jeff Buckley’s Irish Odyssey”	446
 CHAPTER 21	
ROYALTIES AND RESIDUALS FOR ACTORS, WRITERS, DIRECTORS AND PRODUCERS	453
Introduction	453
Qualifying persons.....	454
Residuals and backend payments	455
Collection of actor royalties	456
Buyouts of actor rights (and future entitlement to residuals)	457
International and Irish actor unions.....	458
The Irish position	459
The cost of residuals for broadcasters and streamers	459
Screenwriter royalties and profit sharing	459
<i>Primary and secondary rights</i>	461
Director royalties	461
<i>SDGI member contracts</i>	461
<i>Royalties and the rental and lending rights Directive</i>	462
<i>UK collections</i>	463
Producers’ representative body and producer royalties.....	463
<i>AGICOA</i>	463

PART III
MUSIC PRODUCTION AND PERFORMANCES

CHAPTER 22

JOINT AUTHORSHIP, BAND PARTNERSHIP AGREEMENTS AND RECORDING CONTRACT/ARTIST MANAGEMENT LITIGATION	467
Joint authorship: introduction	467
<i>Legal structure of bands</i>	468
<i>Contract provisions to circumvent or evidence joint authorship</i>	468
<i>Music industry conventions at odds with the law</i>	470
<i>Collaborative band compositions: Stuart v Barrett</i>	471
<i>Joint authorship legislation and the ruling in Martin v Kogan</i>	472
<i>Further case law</i>	476
Band partnership agreements	477
<i>Insurance and liability</i>	477
<i>Partnership legislation</i>	478
<i>Default provisions in the absence of a partnership agreement</i>	478
<i>Limited companies</i>	483
Recording contract/artist management litigation	483
<i>Introduction</i>	483
<i>Contractual provisions</i>	485
<i>George Michael</i>	488
<i>Bruce Springsteen: artist-manager proceedings</i>	490
Appendix 1: Further case law on joint authorship	492
Appendix 2: Further case law on artist/label disputes	505

CHAPTER 23

MUSIC PUBLISHING, MASTER RECORDINGS, Royalties, COLLECTION SOCIETIES & MUSIC STREAMING	509
Introduction: the innate complexity of music rights.....	509
Copyright as a form of property.....	511
Music publishing	512
<i>Income streams</i>	512
<i>Writer and publisher shares of total publishing income</i>	514
<i>Exclusive and non-exclusive licences; benefits of publishing deals</i>	517
<i>Cover songs (and new arrangements): royalties and moral rights</i>	517
Works registrations: songs and masters	518
Film producers: music publishing and master rights	519
<i>Soundtrack albums</i>	520
Additional considerations for music usage	520
Royalty types and use fees	521
<i>Record/sales royalties</i>	521
<i>Mechanical royalties</i>	522
<i>Mechanical royalties, synchronisation licence fees and most favoured nations</i>	522
<i>Public performance royalties</i>	523
<i>Streaming royalties</i>	523
Collection societies	523
<i>Cross border royalty issues – international conventions</i>	524
<i>The statutory basis for tariffs set by collection societies</i>	524
<i>The dual licensing system (IMRO and PPI)</i>	525
<i>How royalties and music usage are assessed</i>	526
<i>Multiple songwriters/contributors</i>	527

<i>Changing CMO / termination of membership</i>	527
<i>Timing of royalty distributions by CMOs.....</i>	528
Music streaming	529
Appendix 1: Exclusive and non-exclusive licences; benefits of publishing deals.....	533
Appendix 2: Co-writing/joint authorship of compositions, works registration, ISRCs (sound recordings) and metadata.....	537
Appendix 3: Income streams for audiovisual producers who acquire music rights	541
Appendix 4: Reversion of rights and sale of music rights.....	544
Appendix 5: SoundExchange (US sound recording/digital performance royalties CMO).....	547
Appendix 6: International collections; cross border royalty issues – international conventions	549
 CHAPTER 24	
MUSIC COPYRIGHT INFRINGEMENT LITIGATION	551
Introduction.....	551
Potential defendants	551
Proofs for court	552
<i>Originality</i>	552
<i>Valid copyright</i>	554
<i>Access to prior work</i>	555
<i>Independent creation.....</i>	556
Possible recovery options for plaintiff artists	557
Recent UK case law	557
<i>Fergie, Courteen and Sheeran (2022),</i>	558
<i>Smith v Dredge (R&d new media),</i>	563
Summary of recent US case law	565
<i>Blurred Lines (Williams v Gaye),</i>	565
<i>Stairway to Heaven (Skidmore v Led Zeppelin)</i>	566
<i>Katy Perry</i>	568
<i>The Weeknd (Abel Tesfaye).....</i>	570
<i>You Raise Me Up</i>	571
<i>Griffin v Sheeran (2023)</i>	572
 CHAPTER 25	
MUSIC INSURANCE; SHOOTING MUSIC VIDEOS	575
Music insurance.....	575
Shooting music videos	577
Music video as a film	578
Independent label video.....	579
Prior contractual commitments of performers and freedom to contract	579
Production budgets and funding.....	580
Copyright, related rights and ISRCs	581
<i>Licensing fees from secondary uses of music videos</i>	582
Clearing sound recording uses for music videos and commercials; moral rights	583
Cover videos and the underlying song composition	583
Performer releases, crowd releases, location agreements and crew contracts	584
Data protection	585
Trademarks.....	586
Product disparagement	586
Artwork, props and archives	586

Permits	587
Safety and welfare; occupiers' liability	587

PART IV
GENERAL ENTERTAINMENT

CHAPTER 26 OCCASIONAL LICENCES FOR MARQUEES; LICENSING OF CONCERTS, FESTIVALS, PUBLIC EVENTS; THEATRE LICENCES	591
Occasional Licences for marquees	591
<i>Legislation</i>	591
<i>Steps in the court application process</i>	592
<i>Possible legislative reform</i>	593
Licensing of concerts, festivals and other public events	594
<i>The cancelled Garth Brooks concerts at Croke Park (2014)</i>	594
<i>Legislation</i>	595
<i>Section 231—grant of licence</i>	596
<i>Conditions attaching to a licence</i>	596
<i>Outdoor event licensing and ticket sales: the new planning regulations</i>	597
<i>Conclusion: outdoor event licensing</i>	598
<i>Funfairs</i>	599
<i>Crowd control by the Gardaí</i>	599
Theatre Licences	600
<i>The history of Theatre Licences: The Point Depot and Tivoli Theatre</i>	600
<i>Current law governing Theatre Licences</i>	601
<i>The legislation on extended opening hours</i>	602
CHAPTER 27 FIRE SAFETY, OCCUPIERS' LIABILITY, EVENT SECURITY AND LICENSING INDOOR EVENTS.....	603
Fire safety	603
<i>Legislation</i>	604
<i>The Building Control Regulations 1997 to 2020</i>	605
Occupiers' liability.....	606
<i>Disclaimer notices</i>	608
<i>No liability (generally) for independent contractors</i>	608
Event security and the Private Security Authority	609
The Licensing of Indoor Events Act 2003	610
<i>Safety legislation</i>	612
<i>The Greenvale Hotel crushing fatalities</i>	612
CHAPTER 28 PERMITS FOR BUSKING AND STREET PERFORMANCES	615
Introduction	615
<i>Legislation</i>	615
<i>Restrictions and derogations</i>	615
<i>Definitions</i>	616
<i>Performance times</i>	616
<i>Offences</i>	617
Dublin City Council: street performance bye-laws.....	617

CHAPTER 29

REGULATION OF GAMBLING AND LOTTERIES; PREMIUM RATE SERVICES; COMMISSION FOR COMMUNICATIONS REGULATION.....	619
Gambling and lotteries	619
<i>Court decisions (under the soon to be repealed 1956 Act)</i>	620
<i>Circuit Court</i>	622
<i>Reform and historical development of the law</i>	623
<i>Restricted gaming permissible</i>	624
<i>The Betting (Amendment) Act 2015</i>	624
<i>Lotteries</i>	626
<i>Gaming and Lotteries (Amendment) Act 2019</i>	626
Premium rate services	627
<i>Licensing</i>	628
<i>Enforcement</i>	628
The Commission for Communications Regulation	629
<i>Enforcement</i>	630
<i>Licensing of wireless telephony equipment</i>	630
<i>Spectrum compliance – pirate radio stations</i>	631
<i>Premium rate services</i>	632

PART V**DIGITAL SAFETY, BROADCASTING REGULATION AND AUDIOVISUAL MEDIA SERVICES**

CHAPTER 30

HARMFUL CONTENT; BROADCASTING; ESTABLISHMENT OF THE MEDIA COMMISSION; AND THE EU DIGITAL SERVICES ACT PACKAGE.....	635
Introduction	635
Provisions of the 2022 Act	637
<i>Administrative financial sanctions and court-imposed fines</i>	637
<i>Balancing of rights</i>	638
<i>Compliance and Media Commission powers</i>	639
<i>Complaints</i>	639
The EU Digital Services Act Package	640
<i>Content removal</i>	641
<i>Proactive approach</i>	641
<i>Notice/action mechanisms</i>	641
<i>Enforcement</i>	642
<i>Damages in civil cases</i>	642

CHAPTER 31

THE MEDIA COMMISSION: COMPLIANCE, ENFORCEMENT, CODES & STANDARDS.....	643
Introduction	643
Media Commission	643
<i>Levies to fund schemes to support the production of European works</i>	644
Compliance and enforcement	645
<i>The (former) s 53 statutory investigation</i>	646
Duties, codes and rules applying to media service providers and sound broadcasters; continuing application of BAI codes.....	652
<i>Complaints</i>	652
<i>Right of reply</i>	653
<i>Code of Fairness, Objectivity and Impartiality</i>	653

<i>Code of Programme Standards</i>	654
<i>General Commercial Communications Code</i>	655
<i>Product placement</i>	656
<i>Sponsorship</i>	658
 CHAPTER 32	
AUDIOVISUAL MEDIA SERVICES DIRECTIVE; DIRECTIVE ON CERTAIN ONLINE TRANSMISSIONS AND RETRANSMISSIONS OF TELEVISION AND RADIO PROGRAMMES.....	663
Introduction	663
Implementation in Ireland.....	664
<i>Opportunity for content creators</i>	664
<i>New industry (content funding) levies to assist the sector</i>	665
Regulation of video-sharing platform services	668
Retransmission fees.....	669
<i>Repeal of the cable copyright exemption</i>	670
<i>Must-carry and must-offer obligations for platforms</i>	670
Directive on (re)transmission of certain online television and radio programmes.....	671

PART VI
JOURNALISM LAW, REGULATION AND ETHICS

 CHAPTER 33	
COURT REPORTING AND COURT TELEVISION CODE	677
Introduction	677
<i>Coco's law and now, my</i>	679
The Ana Kriégel murder trial: the aftermath	679
Protection for young offenders; victims of crime	681
<i>Penalties</i>	682
<i>Section 252 of the 2001 Act – the murder of Brooklyn Colbert by Patrick Dillon</i>	683
Court reporting principles	684
<i>The role of the press</i>	684
<i>Fair and accurate reporting</i>	686
<i>Privilege afforded to court reports</i>	686
<i>"Fair and accurate": the legal principles</i>	686
<i>Viewer complaint upheld by the BAI</i>	687
<i>The open administration of justice</i>	688
<i>Anonymity in relation to a medical condition</i>	688
<i>Prohibition on publication or broadcast of certain matters relating to child care</i>	689
<i>The in private (in camera) rule: rape and sexual assault</i>	690
<i>The in camera rule: family law proceedings</i>	691
<i>Practice direction: use of cameras and electronic devices in court</i> ..	692
Contempt of court.....	692
<i>Civil contempt</i>	692
Contempt of court case law	694
<i>Tracey v District Judge Aeneas McCarthy</i>	696
<i>Earlier case law</i>	698
<i>Collapse of the Paschal Carmody trial</i>	701
Code of Practice of the Press Council of Ireland	702

CHAPTER 34	
GAGGING ORDERS AND SUPER-INJUNCTIONS; COVERT INVESTIGATIVE FILMING AND PRIOR RESTRAINT APPLICATIONS.....	705
Gagging orders	705
Super-injunction and anonymised injunctions defined	708
<i>UK gagging orders</i>	709
<i>Irish proceedings</i>	713
Covert investigative filming	714
<i>The facts</i>	714
<i>The Cogley defamation claim</i>	715
<i>The Aherne breach of privacy and trespass claims</i>	716
Appendix: JIH v News Group Newspapers Ltd.....	721
CHAPTER 35	
PRIVACY, BREACH OF CONFIDENCE AND PARENTAL CONSENT	723
Introduction	723
<i>Court of Appeal in Nolan</i>	725
European Convention on Human Rights	726
<i>UK decisions and the ECHR</i>	727
Ireland and the international context	731
Irish legislation	731
Princess Caroline of Monaco and the tabloid press	732
<i>Whether the information contributes to a debate of general interest</i>	734
<i>The notoriety of the person concerned</i>	734
<i>The prior conduct of the person concerned</i>	734
<i>Content, form and consequences of the publication</i>	734
<i>The circumstances in which the publication was made</i>	735
<i>Analysis</i>	735
<i>The Springer principles</i>	735
Further case law	737
“Sharenting”	738
Filming issues: consents and releases from minors and their parents.....	738
CHAPTER 36	
THE PRESS COUNCIL OF IRELAND AND OFFICE OF THE PRESS	
OMBUDSMAN; PROTECTION OF JOURNALISTIC SOURCES	741
Introduction	741
<i>Placement on a statutory footing</i>	741
<i>Press Council of Ireland</i>	742
Office of the Press Ombudsman	742
<i>Publication of Press Council and Ombudsman decisions</i>	743
<i>The ten principles of the code</i>	743
Protection of journalistic sources: journalistic privilege	747
<i>Case law</i>	748
<i>Analysis</i>	755
<i>The Corcoran proceedings</i>	757
<i>New media forms</i>	759
<i>Legislation</i>	760
Appendix: Recent cases applying <i>RTÉ v Keating</i>	762
INDEX.....	765

Table of Cases

A&M Records Ltd v Video Collection International Ltd [1995] EMLR 25	10A.6.11
AB v Facebook [2013] NIQB 14.....	4.3.06, 4.3.09
Aherne and Sovereign Projects Ltd v Radio Telefís Éireann [2005] IEHC 180	34.3.01, 34.3.08
Ahktar Mansoor v Minister for Justice [2010] IEHC 389	17.1.34
Allergan Inc v Ocean Healthcare Ltd [2008] IEHC 189	12.4.02
Allied Irish Bank Plc v DX [2020] IECA 308.....	17.1.02n
Allied Irish Bank Plc v Tracey (No. 2) [2013] IEHC 242	33.4.01, 34.1.03
AMM v HXW [2010] EWHC 2457.....	34.2.05
APT Training & Consultancy Ltd v Birmingham & Solihull Mental Health NHS Trust [2019] EWHC 19	12.12.01n
Arsenal Football Club plc v Reed [2003] EWCA Civ 696	12.13.03
Ashley Wilde Group Ltd v BCPL Ltd [2019] EWHC 3166 (IPEC).....	10A.6.39
Ashworth Hospital Authority v MGN Ltd [2002] UKHL 29.....	36.3.26n
Asian Business Publications Ltd v British Asian Achievers Awards Ltd [2019] EWHC 1094	12.13.02n
ATB Sales Ltd v Rich Energy Ltd [2019] FWHC 1207 (IPEC).....	10A.6.45
Atresmedia Corporación de Medios de Comunicación S.A. / Asociación de Derechos Intelectuales Case 4/19/19	10B.6.11
Attorney-General v Guardian News and Media Ltd 1 (1 to 2) [1990] 1 AC 100	35.2.08
Astro-Mechanics Studio AG (Case 4/3/2)	10B.5.02
Autodesk Inc v Dyason (No 2) (1993) 111 ALR 385	10A.6.19
Axel Springer AG v Germany [2012] ECHR 227.....	35.3.08
Baigent v Random House Group Ltd [2007] EWCA Civ 247.....	10A.6.37, 24.3.04n
Barrett v Independent Newspapers [1986] IR 13.....	4.6.03
Beaumont Hospital Board v O'Doherty [2021] IEHC 469.....	4.1.06
Beckingham v Hodgens [2002] EWHC 2143 (ChD)	11.1.06, 22.1.13
Beggars Banquet v Carlton Television [1993] EMLR 349.....	10A.6.11
Berlin v EC Publications, Inc 329 F.2d 541 (2nd Cir. 1964)	10A.7.28
Bernstein of Leigh v Skyviews & General Ltd [1978] QB 479	14.14.21
Betty Martin Financial Services Ltd v EBS DAC [2019] IECA 327	34.3.05n
Bezpečnostní softwarová asociace v Ministerstvo kultury [2011] FSR 18, (Case C-393/09)	24.3.01n
Bose Corp. v Consumers Union of United States Inc 466 U.S. 485 (1984).....	5.2.02
Boyle v Governor of St Patrick's Institution [2015] IEHC 410.....	36.3.31
Branzburg v Hayes 408 US 665 (1972).....	36.3.26n
British Academy of Songwriters, Composers and Authors v Secretary for Business Innovation and Skills [2015] EWHC 1723 (Admin).....	10B.5.03n
British Amateur Gymnastics Association v UK Gymnastics Ltd [2020] EWHC 1678	12.4.02
Brownmark Films, LLC v Comedy Partners, 682 F.3d 687 (7th Cir. 2012).....	10A.7.09
Burke v Central Independent Television Plc [1994] 2 IR 61.....	36.3.01
Burke v The Governor of Cloverhill Prison [2023] IECA 52	33.5.02
Byrne v Ardenheath [2017] 1 IECA 293	27.2.02
Cairns v Modi [2012] EWHC 756	4.3.09

- Campbell v Acuff-Rose Music, Inc 510 US 569 (1994).....10A.7.28, 10A.7.29
 Campbell v MGN Ltd [2002] EWCA Civ 1373; [2003] QB 633.....35.2.07
 Campbell v MGN Ltd [2004] UKHL 22; [2004] 2 AC 45718.1.19, 35.2.07
 Campbell v Mirror Group Newspapers Ltd
 [2002] EWHC 499 (QB).....13.1.02, 13.3.05, 13.3.10, 35.2.06
 Carey v Independent News & Media Plc [2021] IEHC 22935.1.03n, 36.3.32n
 Carmichael v National Power plc (1999) ICR 122617.1.32
 Carroll v Carroll [1998] IEHC 42.....17.1.02n
 Carroll v Carroll [1999] IESC 1117.1.02n
 Castleisland Breeding Society v Minister for Social and Family Affairs
 [2004] IESC 40
 Caterpillar Inc v Walt Disney 287 F. Supp. 2d 913.....12.7.05, 12.7.06
 Century Communications v Mayfair Entertainment
 [1993] EMLR 33510A.6.11
 Chambers v Powerscourt Estates Ltd [2016] IEHC 71727.2.02n
 Chartbrook Ltd v Persimmon Homes Ltd [2009] 1 AC 110122.3.14n
 Christie v TV3 Television Networks Ltd [2015] IEHC 6944.6.02, 4.6.09
 Christie v TV3 Television Networks Ltd [2017] IECA 1284.1.02, 4.6.04, 4.6.09
 Cinar Corporation v Robinson [2013] SCC 73;
 [2013] 3 SCR 1168.....2.2.02, 10A.6.46
 Clover v Tesfaye (9th Cir. 2021) Case No. 20-5586124.6.17n
 Coca-Cola Co v Alma-Leo U.S.A., Inc, 719 F. Supp. 725 (1989), 728–29
 (ND Ill 1989)12.10.08n
 Coco v A N Clark (Engineers) Ltd [1969] RPC 4135.2.08
 Cogley v RTÉ [2005] IEHC 1804.1.03n, 4.1.07, 24.5.01n, 34.3.01,
 34.3.03, 34.3.04, 34.3.06, 34.3.07
 Collins v FBI Insurance P. [2013] IEHC 1313.2.13n
 Comerford v County Council [2017] IEHC 7227.2.02n
 Comic Enterprise Limited v Twentieth Century Fox Corporation
 [2016] EWCA Civ 4112.11.02
 Comic Enterprises Ltd v Twentieth Century Fox Film Corp
 [2014] EWHC 18512.11.02n
 Community for Creative Non-Violence v Reid, 490 US 730 (1989).....10A.1.12
 Corcoran v Commissioner of An Garda Síochána
 [2020] IEHC 38236.3.02n, 36.3.04, 36.3.32
 Corcoran v Commissioner of An Garda Síochána [2021] IEHC 1136.3.32n
 Corcoran v Commissioner of An Garda Síochána
 [2022] IECA 9836.3.33, 36.3.47
 Cornec v Morrice [2012] IEHC 376.....36.3.01, 36.3.26, 36.3.30
 Crawley v Sunday World [2020] IEHC 305.....36.3.41
 CTB v News Group Newspapers Ltd [2011] EWHC 1232.....34.1.02
 Cullen v Sheehy [2017] IEHC 4594.3.12n
 Cullen v Toibín [1984] ILRM 57733.6.21
 Cunniam v Parcel Connect Ltd [2023] IECC 113.2.17

 Dallas Cowboys Cheerleaders, Inc v Pussycat Cinema Ltd, 604 F.2d 200
 (2nd Cir. 1979)12.10.08n
 Data Protection Commission v Tusla (unreported, Dublin Circuit Court,
 4 November 2020, record number 2020/02845)13.6.02n
 Data Protection Commissioner v Facebook Ireland Ltd
 (Case C-311/18)13.02.03n
 Deckmyn v Vandersteen C-201/13 (3 September 2014).....12.10.04
 Designers Guild v Russell Williams Textiles [2000] 1 WLR 2416,
 [2000] UKHL 5810A.6.39, 10A.6.44, 24.3.04n
 Desmond v The Irish Times Ltd [2020] IEHC 9535.1.03, 36.3.41
 Dick v Yates (1881) 18 Ch D 7610A.3.01
 Diop v Transdev Dublin Light Rail [2019] IEHC 8494.6.05

Director of Corporate Enforcement v Walsh [2016] IECA 2.....	1.4.22
Doe 464533 v ND (2016 ONSC 541)	18.1.21
Donoghue v Stevenson [1932] AC 562.....	2.04.02
Douglas v Hello! [2003] EWHC 786; [2005] EWCA Civ 595; [2007] 4 All ER 545.....	18.1.24, 18.3.12
Douglas v Hello! Ltd [2001] QB 967	13.1.01
DPP v Kilbourne [1973] AC 729.....	24.5.06
DPP v K L and DPP v A K (Central Criminal Court record number CCDP0099/2018A). 33.2.01n	
DPP v Kilbourne [1973] AC 729	24.5.06
DPP v Roseberry Construction Ltd [2003] 4 IR 338	3.7.01
DPP v Tivoli Cinema Ltd [1999] 2 IR 260; [1998] IESC 54.....	26.3.04
DSG Retail Ireland Ltd v PC World Ltd [1998] IEHC 3	18.4.04
East v Pantiles (Plant Hire) Ltd (1981) 263 EG 61	22.3.14n
eDate Advertising GmbH and Others v X and Société MGN Ltd (joined cases C-509/09 and C-161/10, EU:C:2011:685)	4.4.12
Editions Musicales v Universal Music Publishing Ltd [2017] EWHC 1058 (IPEC).....	10A.2.10
Edwards v Skyways Ltd [1964] All ER 494	17.1.01n
Einarsson v Iceland App no 24703/15 [2017] ECHR (7 November 2017)	35.7.01
Elvis Presley Enterprises Inc v Sid Shaw Elvisly Yours [1999] EWCA Civ 964	12.12.01n
Elvis Presley Enterprises Inc v Sid Shaw Elvisly Yours [1999] RPC 567	10A.3.01
EMI Records (Ireland) Ltd v UPC Communications Ireland Ltd [2010] IEHC 377	4.8.11
EMI Records v Eircom Ltd [2005] IEHC 233	10A.6.28
England and Wales Cricket Board Ltd v Dixieq Ltd 9 [2016] EWCA Civ 55 (Ch)	10A.7.12
European Film Bonds A/S v Lotus Holdings LLC [2019] EWHC 2116 (Ch)	7.6.03
Eva Glawischnig-Piesczek v Facebook Ireland (C-18/18).....	4.3.24
Ewing v Ireland [2013] IESC 44	33.4.17
Exxon Corporation v Exxon Insurance Consultants International Ltd [1982] Ch 119; [1982] RPC 69	10A.3.02
F.B.T. Productions, LLC v Let Them Eat Vinyl Distribution Ltd [2019] EWHC 829 (IPEC).....	10A.2.09
Facebook Ireland Ltd v Data Protection Commission and Schrems [2020] 617 JR, [2021] IEHC 336.....	13.02.04n
Fairfax (John) & Sons Ltd v Cojuangco (1988) 165 CLR 346	36.3.26n
Feist Publications, Inc v Rural Telephone Service Co., 499 US 340 (1991)	24.6.11
Fifty-Six Hope Road Music Ltd v UMG Recordings 08 CIV. 6143 (DLC) (S.D.N.Y. 10 September 2010).....	10A.1.12n
Films of Distinction Inc v Allegro Film Productions Inc, 12 F. Supp. 2d 1068 (C.D. Cal. 1998)	5.1.03
Fisher v Brooker (2009).....	11.1.06
Fisher v Dees 794 F.2d 432 (9th Cir. 1886).....	10A.7.28
Football Association Premier League v Panini UK Ltd [2004] FSR 1	10A.7.17
Football Dataco Ltd v Yahoo! UK Ltd (Case C-604/10).....	24.3.01n
Fortres Grand Corp. v Warner Bros. Entertainment Inc, 763 F.3d 696 (7th Cir. 2014).....	5.1.03
Foster v Jessen [2021] NIQB 56.....	4.4.09
Francis Day & Hunter v Bron [1963] 1 Ch 587.....	24.3.04n, 24.3.15, 24.5.03n

Frank Peterson v Google LLC and Elsevier Inc v Cyando AG (C-682/18 (YouTube) and C-683/18 (Cyando))	11.5.10
Fraser-Woodward Ltd v BBC [2005] EWHC 472 (Ch)	10A.7.06, 10A.7.15
Freddy SPA v Hugz Clothing Ltd [2020] EWHC 3032	12.11.03n
 Gaye v Williams (otherwise Williams v Gaye 895 F.3d 1106 as amended 11 July 2018 (9th Cir. 2018) on foot of an action by Williams and Thicke against the Gaye estate for a declaration of non-infringement)	
10A.6.42, 10A.6.48, 24.6.02	
George v Bond [2020] EWHC 3863	12.11.02n
Gibb v Minister for Justice [2013] IEHC 238	36.3.32n
Gilchrist v Sunday Newspapers [2017] IECA 191	4.3.05
Gilliam v American Broadcasting Companies, Inc 538 F.2d 14 (2nd Cir. 1976)	10A.9.07
Gilroy v O'Leary [2019] IEHC 52	34.3.04n
Gilroy v O'Leary [2019] IEHC 52	4.1.05, 4.3.24
Godfrey v Lees [1995] EMLR 307	22.1.10n, 22.1.12, 22.2.01
Goodwin v United Kingdom (1996) EHRR 123	36.3.05, 36.3.17
Gould Estate v Stoddart Publishing Co Ltd 39 OR (3d) 545; [1998] OJ No 1894	10A.6.24
Gray v Hudson 28 F 4th 87 (9th Cir. 2022).....	24.6.14
 Hager v ECW Press Ltd [1999] 2 FC 287, 1998 CanLII 9115 (FC)	
10A.4.02	
Harper & Row v Nation Enterprises 471 US 539 (1985)	10A.7.07
Harrods v Harroddian School [1996] EWCA Civ 1315	12.11.02n
Henderson v Radio Corp [1969] RPC 218	12.11.08
Henry Denn & Sons (Ireland) Ltd v The Minister for Social Welfare [1998] 1 IR 234	17.1.26
Henry Hadaway Organisation v Picwick Group Ltd [2015] EWHC 3007 (IPEC).....	10A.6.11
Hickey v Sunday Newspapers Ltd [2010] IEHC 349	35.1.07
Higgins v Irish Aviation Authority [2016] IECA 322	4.3.20
Higgins v Irish Aviation Authority [2019] IEHC 949	4.5.03
Higgins v Irish Aviation Authority [2020] IECA 157	4.3.20
Higgins v Irish Aviation Authority [2022] IESC 13.....	4.1.02, 4.2.07, 4.3.18, 4.3.23, 4.5.02
Higgins v Irish Aviation Authority and White v Sunday Newspapers Ltd [2018] IESC 29, [2018] 3 IR 374	4.3.11, 4.3.16, 4.3.20
Hodgens v Beckingham [2003] EWCA Civ 143	A1.3.07n (Appdx 1, Ch 22)
Hodgson v Isaac [2010] EWPCC 37.....	18.1.17
Hogan v Koala Dundee Pty Ltd 83 ALR 187 (1988).....	12.11.11
HRH Duchess of Sussex v Associated Newspapers Ltd [2020] EWHC 1058.....	35.1.03
Hustler Magazine Inc v Falwell 485 U.S. 46.....	4.7.02
 I.V.T. v Romania, App no 35582/15 [2022] ECHR (1 March 2022).....	
13.1.09, 15.5.04, 35.9.01n	
In Re Appleyard Motors Ltd & Cos Acts: Toomey Leasing Group Ltd v Sedgwick [2016] IECA 280.....	1.4.33
In Re Kennedy and McCann [1976] IR 382	33.6.19
In Re O'Kelly (1974) 108 ILTR 97	33.6.17, 36.3.01n
In the matter of Doherty Advertising Ltd (In Official Liquidation) and in the matter of section 150 of the Companies Act 1990 and section 56 of the Companies Law Enforcement Act 2001 [2006] IEHC 88.....	1.4.33
In the matter of Mantruck Services Ltd (In Liquidation) and in the matter of an application pursuant to section 150 and 204 of the Companies Act 1990: Mehigan v Duignan [1997] 1 IR 340	1.1.07n, 1.4.33

In the matter of the Companies Act 2014 and in the matter of Pembroke Dynamic Internet Services Ltd (In Liquidation) [2021] IEHC 475	1.4.23
In the matter of Tralee Beef and Lamb Ltd (In Liquidation): Kavanagh v Delaney (unreported, High Court, Finlay Geoghegan J, 20 July 2004)	1.4.24
Independent Newspapers (Ireland) Ltd v Ireland [2017] ECHR 567	4.2.06
Independent Television Publications Ltd v Time Out Ltd [1984] FSR 64	24.3.01n
Infopaq International A/S v Danske Dagblades Forening (C-5/08)	10A.6.44, 10A.6.45,
22.1.20, 24.3.01	
Irish Bank Resolution Corporation Ltd v Quinn [2012] IESC 51	33.1.03
Irish Shell Ltd v Ballylynch Motors Ltd (unreported, Supreme Court, Lynch J, 1997 WJSC-SC 3083)	33.5.01n
Irish Times v Ireland [1998] 1 IR 359	36.3.30n
Irvine v Talksport [2003] 2 All ER 881	18.3.03, 18.3.08, 18.3.09, 18.4.06
Irvine v Talksport Ltd [2002] 2 All ER 414	12.11.13
JIH v News Group Newspapers Ltd [2011] EWCA Civ 42	34.2.02
Johannsongs-Publishing, Ltd. v. Lovland (Case No. 20- 55552, 9th Cir. 2021)	24.6.24
John v Guardian News & Media Ltd [2008] EWHC 3066	10A.7.19
Joyce v Morrissey [1998] EWCA Civ 1711; [1999] EMLR 233	22.2.08,
	22.2.09, 22.2.10
Kaminski v Ballymaguire Foods Ltd ([2023] IECC 5: since going to print of this textbook, judgment was given on 11 July 2023 in Dublin Circuit Court	13.2.17
Karshan (McLands) Ltd v/a Domini o Pizzi [2011] IEHC 8 4	17.1.10
Kean v Independer Star Ltd [2011] 1 F.C. 06	4.6.07
Kean v Independer Star Ltd [2011] IEHC 06	36.3.31
Keating & Co Ltd v Jervis Shopping Centre Ltd [1997] 1 IR 512	14.14.20
Keating v RTÉ [2013] IESC 22	36.3.32n, 36.3.39
Keegan v de Burca [1973] IR 223	33.6.04
Keena and Kennedy v Ireland (ECtHR Application 29804/10)	36.3.24
Kelly v Hennessy [1995] 3 IR 253	3.1.04
Kelly v O'Neill [2000] 1 IR 354	33.1.03, 33.6.22
Kennedy v Ireland [1987] IR 587	34.3.10, 34.3.11, 35.1.04
Kennedy v Kennedy (unreported, High Court, 12 January 1984)	17.1.02n
KG ZA 20-106, C/05/368427, X v Y [2020] (Court of First Instance of Gelderland)	35.8.01
Kinsella v Kenmare Resources Plc (unreported, High Court, de Valera J, 17 November 2010)	4.5.01, 4.6.01
Kinsella v Kenmare Resources plc [2019] IECA 54	4.1.02, 4.3.05n, 4.3.23,
	4.5.01, 4.6.03, 4.6.04
KPMG LLP v Network Rail Infrastructure Ltd [2007] Bus LR 1336	22.3.14n
Kyprianou v Cyprus (App. No.73797/01) (2007) 44 E.H.R.R. 27	33.6.03
Ladbroke (Football) Ltd v William Hill (Football) Ltd [1964] 1 All E.R. 465	10A.6.38n
Ladbroke (Football) v William Hill (Football) [1964] 1 WLR 273	24.3.01n
Laois County Council v Hanrahan [2014] IESC 36, [2014] 3 IR 143	33.6.13n
Laois County Council v Scully [2007] IEHC 212, [2009] 4 IR 488	33.6.13m
LB (Plastics) Ltd v Swish Products Ltd [1979] RPC 551	10A.2.02n,
	10A.6.38n, 24.3.10
Leahy v Doherty [2016] IEHC 588	1.4.22, 1.4.24
Leahy v O'Keeffe [2016] IEHC 589	1.4.22, 1.4.24
Leech v Independent Newspapers (Ireland) Ltd [2014] IESC 79	4.1.02, 4.5.01

Lenz v Universal Music Corp., 801 F3d 1126 (9th Cir 2015)	10A.7.25
Lewis v Daily Telegraph Limited [1964] AC 234.....	4.3.05
Lidl Ireland GmbH v Irish Farmers Association [2021] IEHC 381	4.1.03n, 4.3.24n
Linkin Park [2006] ETMR 74.....	12.12.03
Lloyd v Google LLC [2021] UKSC 50.....	13.2.16
Loomis v Cornish (836 F.3d 991 (9th Cir. 2016)	24.3.09, 24.6.18n
Lucasfilm Ltd v Ainsworth [2011] UKSC 39	10A.2.10
Lucasfilm Ltd v High Frontier, 622 F Supp 931 (DDC 1985)	12.2.06n
Lukoil Asia Pacific Pte Ltd v Ocean Tankers (Pte) Ltd [2018] EWHC 163 (Comm)	10A.1.09
Lyngstad v Anabas [1977] FSR 62.....	12.11.06
 Mahon Tribunal v Keena (No 2) [2009] IESC 78	36.3.19n
Mahon Tribunal v Keena [2009] IESC 64.....	4.2.05, 36.3.01n, 36.3.08
Mahon v Keena [2007] IEHC 348.....	36.3.12n
Mahon v Post Publications [2007] 3 IR 338.....	36.3.08, 36.3.30n
Market Investigations v Minister for Social Welfare [1969] 2 QB 173.....	17.1.28
Martin v Kogan [2017] EWHC 2927	10A.5.04, 22.1.01
Martin v Kogan [2019] EWCA Civ 164.	10A.5.04, 22.1.01, 22.1.16
Martin v Kogan [2021] EWHC 1242	10A.5.04, 22.1.01
Martin v Kogan [2021] EWHC 24	10A.5.04, 21.9.02, 22.1.01, 24.3.01
Martinez T/A Prick v Prick Me Baby One More Time Ltd T/A Prick [2018] EWHC 776 (IPEC).....	10A.3.03
Mattel Inc v Woolbro [2003] EWHC 2412	24.5.07n
Mattel, Inc v MCA Records, Inc 296 F.3d 894 (9th Cir. 2002).....	12.1.01n
McAlpine v Piercowne [2013] EWHC 42	4.1.10, 4.1.12
McCabe Builders (Dublin) Ltd v Samaanu Developments [2009] IESC 3	17.1.01n
McCann v Ad [2013] ICA 179	33.6.13n
McDonagh v Sunday Newspapers Ltd [2015] IECA 225	4.6.01
McDonagh v Sunday Newspapers Ltd [2017] IESC 46.....	4.6.01
McGee v Attorney General [1974] IR 284.....	35.1.04
McKayed v Forbidden City Ltd [2016] IEHC 722	17.1.34
McKenna v Kerry County Council [2020] IEHC 687	4.1.02
McKennitt v Ash [2006] EWCA Civ 1714	35.2.08n
McKeogh v John Doe [2012] IEHC 95	4.4.02
Meath County Council v Hendy [2020] IEHC 142.....	33.1.05, 33.6.13
Meegan v Times Newspapers Ltd [2016] IECA 327	4.3.11
Megaleasing UK Ltd v Barrett [1993] I.L.R.M. 497	4.8.03
Mei Fields Designs v Saffron Ltd [2018] EWHC 1332	10A.1.08,
	10A.5.05n, 10A.6.15
 Merck Sharp & Dohme Corp v Clonmel Healthcare Ltd [2019] IESC 65.....	17.1.37n, 34.3.05n
MGM v Showcase Atlanta Coop. Prods., Inc 479 F.Supp. 351 (N.D. Ga. 1979)	2.2.05n
Miller v Miramax Film Corp., 2001 US Dist LEXIS 25967 (CD Cal 2001)	2.2.03n
Minister of Agriculture and Food v Barry [2008] IEHC 216.....	17.1.29
Minister of Agriculture and Food v Barry [2009] 1 IR 215	17.1.29n
Minister of Agriculture and Food v Barry [2011] IEHC 43.....	17.1.29n
Minister of Agriculture and Food v Barry [2015] IESC 63	17.1.30
Mirage Studios v Counter Feat Clothing Co Ltd [1991] FSR 145.....	12.11.07
Mirwais v Automatic Amusements Ltd, unreported, Circuit Court, Comerford J, 20 March 2017.....	29.1.14
Mitchell v BBC [2011] EWPCC 42.....	24.3.05n, 24.3.14
Monaghan UDC v Alf-a-Bet Publications Ltd [1980] ILRM 64	10A.1.06n
Monir v Wood [2018] EWHC 3525.....	4.3.09

Monnie McKayed v Forbidden City Ltd t/a Translations.ie [2016] IEHC 722	17.1.10
Monroe v Hopkins [2017] EWHC 433	4.3.06
Mosley v News Group Newspapers [2008] EWHC 1777.....	35.2.08n
Music Publishing v De Woolfe [1976] 1 Ch 119.....	24.5.07n
Muwema v Facebook Ireland Ltd [2016] IEHC 519	4.1.04, 4.3.24
Muwema v Facebook Ireland Ltd [2017] IEHC 69	4.8.09
Muwema v Facebook Ireland Ltd [2018] IECA 104.....	4.1.04, 4.8.09
 National Museum of Ireland v Minister for Social Protection	
[2016] IEHC 135	17.1.10
Natural Instinct Ltd v Natures Menu Ltd [2020] EWHC 617	12.4.02n
Netflix International BV v European Commission (Case T-818/16).....	32.2.04n
Neugebauer v Labieniec 2009 FC 666.....	10A.4.03
New York Times Co. v Sullivan, 376 U.S. 254 (1964).....	4.7.06, 5.2.02
Newspaper Licensing Agency Ltd and Others v Meltwater Holdings BV and Others [2011] EWCA Civ 890.....	10A.6.44
Newspaper Licensing Agency Ltd v Meltwater Holding BV [2010] EWHC 3099	24.3.01n
Newspaper Licensing Agency Ltd v Meltwater Holding BV [2011] EWCA 890 Civ, [2012] RPC 1	24.3.01n, 24.3.05n
Nolan v Sunday Newspapers Ltd [2019] IECA 141	4.1.02, 4.06.06, 35.1.05
Norbrook Laboratories Ltd and Norbrook Laboratories (Ireland) Ltd v Smithkline Beecham (Ireland) Ltd t/a Smithkline Beecham Animal Health [1999] 2 IR 192	5.3.01
Norowzian v Arks Ltd (No 2) [1999] EWCA Civ 3014	10A.2.02n, 10A.6.40
Norwich Pharmacal Co. v Commissioner of Customs and Excise [1974] 1 C 133.....	4.8.02
Nowak v Data Protection Commissioner C-34/16, 20 December 2017	13.2.05
Nowak v DPC [2018] IEHC 117	13.2.05n
Nowak v DPC [2018] IEHC 118	13.2.05n
Nowak v DPC [2018] IEHC 443	13.2.05n
Nowak v DPC [2018] IESCDET 196.....	13.2.05n
Nowak v DPC [2020] IECA 174	13.2.05n
Nowak v DPC [2020] IECA 175	13.2.05n
Nowak v DPC [2020] IESCDET 144.....	13.2.05n
 O'Brien v Chief Constable of South Wales Police [1973] AC 729	24.5.06
O'Callaghan v Mahon [2006] 3 IR 32	36.3.08
O'Coinealbhain v Mooney [1990] 1 IR 422	17.1.29
O'Connor v Wexford County Council [2018] IEHC 232.....	27.2.02n
O'Rourke v Talbot Ireland Ltd [1984] ILRM 587	17.1.01n
Oakes v Spar (Ireland) Ltd [2019] IEHC 642	4.1.02
Ogunkoya v Harding [2017] EWHC 470 (IPEC).....	10A.6.37n
OSA v Léčebné lázně Mariánské Lázně (C-351/12).....	10B.1.01
 Pacific Dunlop Ltd v Hogan 23 FCR 553 (1989).....	12.11.09
Painer v Standard Verlags GmbH [2012] ECDR 6, (C-145/10).....	10A.6.45, 24.3.01
Panayiotou v Sony Music Entertainment (UK) Ltd [1994] ChD 142	22.3.18
Patrick Hall v Irish Water (Labour Court) [TED161]	10A.1.06n
People (DPP) v Kilsaran Concrete Ltd [2017] IECA 112.....	3.1.13, 3.7.01
People (DPP) v Oran Pre-Cast Concrete Ltd [2003] JILL-CCA 121601 (Court of Criminal Appeal, ex tempore, 16 December 2003).....	3.7.01
People (DPP) v Smurfit News Press Ltd, unreported, Circuit Criminal Court (Trim), Groarke J, 29 October 2004	3.1.13, 3.7.01
People (DPP) v Technical Engineering and Tooling Services Ltd, unreported, Circuit Criminal Court (Mullingar), Judge Kennedy, 12 May 2011	3.4.08

Performing Right Society Ltd v Qatar Airways [2020] EWHC 1872 (Ch)	10A.2.10n
Petrella v Metro-Goldwyn-Mayer, Inc 572 US 663, 668 (2014).....	24.6.09n
Petroceltic International plc v Aut O Matic A8C Ireland Ltd (unreported, High Court, Baker J, 20 August 2015, amended 8 September 2015)	4.8.04
Philpott v Irish Examiner Ltd [2016] IEHC 62.	4.3.24, 33.4.10,
	33.4.11, 33.4.14, 34.3.04n
Pink Floyd Music Ltd v EMI Records Ltd [2010] EWCA Civ 1429	22.3.04, 22.3.11, 34.2.15
Pink Floyd Music Ltd v EMI Records Ltd [2010] EWHC 533	22.3.11
PJS v News Group Newspapers Ltd [2016] UKSC 26.....	18.1.23, 34.2.11, 35.1.03n
Prince Albert v Strange (1849) 18 LJ Ch.....	18.1.20
Purcell v Central Bank [2016] IEHC 514	30.2.05
 Quinn v Reverse Defence Forces Representative Association	
[2018] IEHC 684	4.1.02
 R Griggs Group v Evans [2005] EWCA Civ 11.....	10A.1.12n
R. v F. Howe & Son (Engineers) Ltd [1999] 2 Cr App R 37	3.7.01
R. v National Post [2010] 5 LRC 510	36.3.27
R.M.S. Titanic, Inc v R.M.S. Ltd N.Y.C. (30 November 1999, file no 91099005).....	12.2.07n
Re Bovale Developments Ltd, Director of Corporate Enforcement v Bailey [2013] IEHC 561	1.4.23n
Re Clawhammer Ltd [2005] IEHC 85.....	1.4.22
Re James Murphy & Sons Sales (Dundalk) Ltd; Stafford v Murphy [2010] IEHC 15	1.4.24n
Re La Moselle Clothing [1998] 2 ILR 34	1.4.24
Re Mitek Ltd; Grace v Kerkar [2010] IESC 1	1.4.24n
Re Squash (Ireland) Ltd [2001] 1 IF 35	1.4.24
Re Swanpool Ltd; McLaughlin v Lannen [2006] 2 ILRM 217	1.4.24n
Re Tralee Beef and Lamb Ltd (In Liquidation); Kavanagh v Delaney [2008] IESC 1.....	1.1.05n, 1.4.24
Re USIT World [2015] IEHC 285	1.4.24n
Re Winning Ways Ltd (In Liquidation) [2020] IEHC 264.....	1.4.23
Re: Hefferon Kearns Ltd (No. 2) [1993] 3 IR 191.....	1.4.33
Reckitt v Borden Inc [1990] 1 All ER 873	18.4.04
Recorded Artists Actors Performers Ltd v Phonographic Performance (Ireland) Ltd [2019] IEHC 2.	10B.7.04
Recorded Artists Actors Performers Ltd v Phonographic Performance (Ireland) Ltd [2021] IEHC 22	10B.1.04, 10B.7.04
Recorded Artists Actors Performers Ltd v Phonographic Performance (Ireland) Ltd, Minister for Jobs, Enterprise and Innovation, Ireland, Attorney General (Case C-265/19)	10B.7.04
Redwood Music v Chappell [1982] RPC 109	22.1.10n
Reha v GEMA (Case C-117/15)	10B.1.01
Reidy v Pasek [2022] IEHC 366	4.1.02
Rentmeester 883 F.3d 1111 (9th Cir. 2018).....	24.6.06n
Republic of Poland v European Parliament and Council of the European Union (C-401/19).....	11.5.09
Response Clothing Ltd v The Edinburgh Woollen Mill Ltd [2020] EWHC 148 (IPEC).....	10A.2.02n
Rex v Sims [1946] KB 531.....	24.5.07n
Reyher v Children's Television Workshop 533 F.2d 87 (Court of Appeals, 2nd Cir. 1976).....	10A.6.23
Reynolds v Malocco [1998] IEHC 175	4.1.03n, 4.1.07

Reynolds v Molocco, unreported, High Court, Kelly J [11 December 1998]	34.3.04
Richard v The British Broadcasting Corporation [2018] EWHC 1837.....	35.2.14n
Rihanna Fenty v Arcadia Group Brands Ltd (t/a Topshop) [2013] EWHC 2310.....	18.4.07
Rihanna Fenty v Arcadia Group Brands Ltd (t/a Topshop) [2015] EWCA Civ 3	18.4.08
RJW v Guardian News and Media Ltd [2009] EWHC 2540.....	34.2.14
Robbins v Buzzfeed UK Ltd [2021] IEHC 433.....	4.4.12
Robin Ray v Classic FM PLC [1988] FSR 622	10A.6.14
Rogers v Grimaldi 875 F.2d 994.....	12.11.02n
Rooney v Shell E&P Ltd [2016] IEHC 63.....	4.1.02
RTS Flexible Systems Ltd v Molerei Alois Muller GmbH [2010] UKSC 14.....	17.1.01n
Ryanair v Channel [2018] 1 IR 734	36.3.31
Salomon v A Salomon & Co Ltd [1897] AC 22.....	1.1.06n, 1.4.29
Sanoma Uitgevers BV v Netherlands [2009] ECHR 38224/03	36.3.26n
Sarver v Chartier 813 F.3d 891 (9th Cir. 2016).....	18.1.08
SAS Institute Inc v World Programming Ltd [2013] EWCA Civ 1482, [2014] RPC 8	10A.6.45
Satava v Lowry, 323 F.3d 805, 810 (9th Cir. 2003)	24.6.13
Savage v Data Protection Commissioner [2018] IEHC 122	13.2.02n
Secretary of State for Defence v. Guardian Newspapers Ltd [1985] AC 339.....	33.6.02
See v Durang, 711 F.2d 141, 143 (9th Cir. 1983)	24.6.13
Shaw Property Investment t. v A&C [2021] IECA 53.....	13.1.18
Sheeran v C. [2022] EV HC 2	24.1.02, 24.3.0
Shell v McGrath [2006] TLR 10	24.5.02, 24.5.08
Skidmore v. T. pp. in 952 3 10 (9th C. 2020) ...	33.5.03n
Slater v Wimmer [2012] EWPCC 7.....	24.3.02n, 24.3.11n, 24.6.05, 24.6.06, 24.6.13
Smith v Dryden [2021] EWHC 2277.....	24.1.02, 24.3.10, 24.5.21
Smith v Jackson 84 F.3d 1213, 1218 (9th Cir. 1996)	24.6.06n
Smith v Wal-Mart Stores, Inc 537 F. Supp. 2d 1302, 1309 (2008)	12.10.08n
Snow v The Eaton Centre Ltd 70 CPR (2d) 105 (1982), [1982] OJ No 3645	10A.9.08
Società Consortile Fonografici v Marco Del Corso (C-135/10)	10B.1.01
Sony Music Entertainment (Ireland) Ltd v UPC Communications Ireland Ltd [2015] IEHC 317, [2015] IEHC 386.....	10A.6.28
Specsavers International Healthcare Ltd v Asda Stores Ltd [2012] EWCA Civ 24	12.11.02n
Speedie v Sunday Newspapers Ltd [2017] IECA 15	4.1.02, 4.6.04
Sporting Index Ltd v O'Shea [2015] IEHC 407.....	29.1.05
State (DPP) v Walsh [1981] IR 412	33.6.15
Stevenson Jordan and Harrison Ltd v MacDonald and Evans [1952] 1 TLR 101	17.1.27
Stocker v Stocker [2019] UKSC 17	4.3.07
Stuart v Barrett [1994] EMLR 448	22.1.13
Suntrust v Houghton Mifflin Co. 268 F.3d 1257 (11th Cir. 2001)	10A.7.29
Tamiz v UK App no 3877/14 [2017] ECHR (12 October 2017).....	35.7.02
TARZAN Trade Mark [1970] RPC 450.....	12.12.02n
Tavener Rutledge Ltd v Trexpalm Ltd [1977] RPC 275 (High Court, Walton J).....	12.11.06
Temple Island Collections Ltd v New English Teas [2012] EWPCC 1	10A.6.38n
Terry v Persons Unknown [2010] EWHC 119.....	34.2.06

The Board of Management of Wilson's Hospital School v Burke [2022] IEHC 719	33.5.02
The Polo/ Lauren Company, LP v OHIM Case T-265/13 (18 September 2014).....	12.10.06
Theakston v MGN Ltd [2002] EWHC 137.....	35.2.03
Thomas v Luv One Luv All Promotions Ltd [2020] EWHC 1565.....	12.11.03, 22.1.04n, 22.2.01
Three Boys Music Corp. v Bolton 212 F.3d 477, 485 (9th Cir. 2000).....	24.3.11n, 24.6.06n
Tracey v District Judge McCarthy [2019] IESC 14	33.1.03n, 33.5.05, 33.6.06
Travers v Sunday Newspapers Ltd [2012] IEHC 185	4.3.05
Tri-Star Pictures, Inc v Unger 14 F.Supp.2d 339 (SDNY 1998).....	2.2.07, 12.2.07n
Trump International Ltd v DTTM Operations LLC [2019] EWHC 769	24.5.07n
Trust Co. Bank v MGM 772 F.2d 740 (11th Cir. 1985)	2.2.04
Tumber v ITN [2017] EWHC 3093 (IPEC).....	10A.2.14, 10A.7.11
TV3 Network Services Ltd v Fahey (1999) 2 NZLR 129	24.5.01n, 34.3.01, 34.3.12, 34.3.14
 Uber BV v Aslam [2021] UKSC 5	17.1.10
UI v Österreichische Post AG (C-300/21).....	13.2.14n, 13.2.15, 13.2.18
Universal City Studios LLC v Global Asylum Inc.....	10A.3.05
University of London Press v University Tutorial Press [1916] 2 Ch 601	24.3.01n
 Van Dalsen v Davy Hickey Properties Ltd [2016] IEHC 717.....	27.2.02n
VMG Salsoul v Ciccone 824 F.3d 871 (9th Cir. 2016)	10A.1.05
Von Hannover v Germany (A. o. 2) (2012) 56 EH R 15.	35.5.06, 35.5.16
Von Hannover v Germany (N. o. 3) (Application No. 8772/10)	35.5.07, 35.5.14, 35.5.16
Von Hannover v Germany [2001] ECHR 294	35.5.0, 35.5.08, 35.5.14
 W.L. Construction Ltd v Chawke [2019] IESC 74.....	1.1.06
Wainwright v Home Office [2003] 3 WLR 1137	35.1.03n
Walsh v Minister for Justice [2019] IESC 15	33.1.03n, 33.5.05, 33.6.02, 33.6.11
Walsh v The News Group Newspaper Ltd [2012] IEHC 353.....	36.3.28
Walsh v Twitter International Company, unreported, High Court, Mac Eochaigh J, 2 October 2015.....	4.8.08
Ward v The Donegal Times Ltd [2016] IEHC 711	4.6.08
Wardglade Ltd v Deery [2021] IEHC 255	33.5.03n
Warner Bros Entertainment, Inc v The Global Asylum, Inc No. 13-55352 (9th Cir. 2013)	10A.3.04
Watson v Campos [2016] IEHC 18	4.1.02
Williams v Gaye 895 F.3d 1106 as amended 11 July 2018 (9th Cir. 2018).....	24.6.02
WM and Sovim SA v Luxembourg Business Registers, joined cases C-37/20 and C-601/20	1.5.03n
Wombles v Womble Skip Hire [1975] FSR 488	12.11.06
Wood Products (Longford) Ltd (In Liquidation) and in the matter of sections 819, 842 and 682 of the Companies Act 2014 [2017] IEHC 314.....	1.4.22
 Zeccola v Universal City Studios Inc [1982] FCA 271; 46 ALR 189; 67 FLR 225	2.2.02, 10A.6.21

Table of Legislation

IRELAND

Constitution

Constitution.....	4.1.09
Art 29.6	35.3.01
Art 34.....	34.2.16
Art 34.1.....	34.1.03
Art 38.5	33.6.15, 33.6.16
Art 40	35.1.03
Art 40.3	35.1.04
Art 40.3.2	4.2.03
Art 40.6.1	33.6.20
Art 40.6.1.i.....	4.2.01, 36.3.01n, 36.3.33
Art 41	35.1.03, 35.1.04
Art 42	35.1.03
Art 43	35.1.03
Art 44	35.1.03

Pre-1922 Acts

Excise Act 1855	26.3.05
s 7	26.3.05
Licensing (Ireland) Act 1874	26.1.08n
s 23	26.1.08n
Limited Partnerships Act 1907	1.3.03n
Partnership Act 1890.....	1.3.0.1, 22.1.04, 22.2.22
s 1(2)	1.3.01n, 1.3.03
s 4.....	22.2.14
s 5.....	17.3.48n, 22.2.15
s 6.....	22.2.16
s 9.....	22.2.17
s 10.....	22.2.17
s 11.....	22.2.17
s 12.....	22.2.17
s 17.....	22.2.18
s 19.....	22.2.06
s 20.....	22.2.14
s 24.....	22.2.07, 22.2.08, 22.2.11
s 25.....	22.2.06
s 30.....	22.2.07
Petty Sessions (Ireland) Act 1851	33.5.07
s 9.....	33.5.07
s 10(4)	13.6.07
Public Health (Ireland) Act 1890	26.3.05
Public Health Acts Amendment Act 1890	26.3.02
Summary Jurisdiction (Ireland) Amendment Act 1871	33.5.06
s 6.....	33.5.06

Acts of the Oireachtas

Air Navigation and Transport Act 1936	
s 55	14.14.19
Air Navigation and Transport Act 1988	
s 47	14.14.19
Animal Health and Welfare Act 2013	
s 11	16.1.01
s 12	16.1.01
Arbitration Act 2010	11.4.05, 11.4.23
Betting (Amendment) Act 2015	29.1.20, 29.1.21, 29.1.22
s 4	29.1.26
s 7	29.1.23
s 8	29.1.23
s 13	29.1.25n
s 33	29.1.24n
Betting Act 1931	29.1.20, 29.1.25n
s 2	29.1.26
Broadcasting Act 2009	1.6.22, 10A.6.09n, 20.3.02, 30.1.01, 31.1.01
s 2	32.3.01n
s 11(7)	30.2.02
s 22	31.2.03
s 25	31.3.10
s 26	31.3.10
s 39	31.3.08, 31.3.12
s 39(1)(b)	31.3.12
s 39(1)(e)	31.3.12
s 39, t6 (repealed)	31.3.12n
s 45	31.4.16
ss 46I-46R	31.3.12n, 31.4.02
s 46J	31.4.04
ss 46J to 46M	30.1.03
s 46K	31.4.04
s 46L	31.4.04
s 46M(2)	31.4.04
s 46M(3)	31.4.04
s 46N(6)(a)	31.4.09
ss 46N-46R	30.1.03
s 46P(1)	31.4.04
s 46P(2)	31.4.04
s 47	30.2.14, 31.4.13n
s 48	30.2.14, 31.4.04, 31.4.13
s 49	30.2.14, 31.4.05, 31.4.13n
s 49N(11)	31.4.01
s 50	30.2.11, 31.3.06, 31.3.07
s 51	30.2.11
s 52 (repealed)	30.2.11
s 53 (repealed)	30.2.11, 31.3.01, 31.3.05, 31.3.07, 31.3.09
s 54 (repealed)	30.2.11
s 54(4) (repealed)	31.3.08
s 55 (repealed)	30.2.11, 31.3.08
s 56 (repealed)	30.2.11, 31.3.08
s 77	32.4.01n, 32.4.03, 32.4.03
s 77(1)(c)	32.4.03n
s 77(14)	32.4.03n
s 106(3)	31.4.04
s 127(6)	31.4.04
s 128B	32.4.01, 32.4.06

Broadcasting Act 2009— <i>contd.</i>	
s 139A	30.2.03
s 139K	30.1.05
ss 139ZG to 139ZZI	30.2.06, 30.2.11
s 139ZI	30.2.12
s 139ZK(3)	30.2.06n
s 139ZR(3)	30.2.06n
s 139ZR(4)	30.2.06n
s 139ZT(5)	31.3.01n
s 139ZU(2)(a)	30.2.06n
s 139ZW(3)	31.3.04
s 139ZZH(1)	30.2.08
s 139ZZH(3)	30.2.08
s 159E	31.2.05
s 180	29.3.07n
s 182	29.3.04
Pt 2	30.2.02, 30.2.09, 31.2.03
Pt 3	31.3.12n
Pt 3B	31.3.12n, 31.4.02
Pt 5	31.3.01
Pt 8B	31.3.04
Pt 10A	31.2.05
Sch 2	29.3.04n
Sch 3	30.1.04n
Sch 4	30.2.06n
Broadcasting and Other Media Regulation Acts 2009–2022	30.1.01, 31.3.05
Broadcasting and Wireless Telegraphy Act 1938	29.3.07
Broadcasting Authority Amendment Act 1976	
s 3	34.3.10
Broadcasting Authority Act 1990	34.3.10
s 18(1B)	34.3.10
Building Control Act 1990	27.1.09
Child Care (Amendment) Act 2011	
s 10	33.4.22n
s 17	33.4.22n
Child Care Act 1991	
s 29	33.4.24
s 31	33.4.23
s 31(1)	33.4.22
s 31(2)	33.4.22
Pt III	33.4.24
Pt IV	33.4.24
Pt VI	33.4.24
Children (Amendment) Act 2021	33.3.07
Children Act 2001	
s 16	33.4.22n
s 51(1)(b)	33.3.02
s 51(3)	33.3.04
s 52	33.3.01
s 93	33.3.02
s 252	33.3.06
Pt 5	33.3.01
Children First Act 2015	15.6.01
s 11	15.6.01
Sch 1	15.6.01
Civil Law (Miscellaneous Provisions) Act 2008	
s 27	33.4.01, 33.4.18

Civil Law (Miscellaneous Provisions) Act 2008— <i>contd.</i>	
s 27(1)	33.4.20
s 27(7)	33.4.19, 33.4.20
s 27(8)	33.4.20
s 27(9)	33.4.20n
s 27(11)	33.4.21
Civil Liability Act 1961	2.8.01
Pt IV	3.1.04
Civil Liability and Courts Act 2004	
s 40	33.4.29, 33.4.31
Communications Regulation (Amendment) Act 2007	29.3.01n
s 11	29.3.01n
Communications Regulation (Premium Rate Services and Electronic Communications Infrastructure) Act 2010	29.2.03
s 3	29.2.01
s 6	29.2.03
s 7(1)(a)	29.2.03
s 7(3)	29.2.03
s 9	29.2.07
s 13	29.3.01
s 15	29.2.03n
s 15(6)	29.2.03
Communications Regulation Act 2002	
s 6	29.3.01
s 10(1)(d)(ii)	29.2.03n
s 12(d)	29.2.03n
s 43	29.3.01n
Companies Act 1963	1.4.02, 1.4.05
Companies Acts 1966–2000	36.1.05
Companies Act 1990	1.1.05, 1.4.22
s 202	1.1.07n
s 204	1.1.07n
Companies Act 2014	1.105, 8.4.01n, 14.2.02
s 42	1.4.12
s 43	1.4.12
s 49(1)(a)	1.4.10
s 49(1)(b)	1.4.11
s 50(3)	1.4.09n
s 129(4)	1.4.06
s 129(6)	1.4.06
s 134	1.4.06
s 149	1.4.13n
s 151	1.4.11
s 166(6)	1.4.14
s 169	1.4.13n
s 191	1.4.13n
s 192	1.4.13n
s 193	1.4.13n
s 194	1.4.13n
s 195	1.4.13n
s 196	1.4.13n
s 197	1.4.13n
s 198	1.4.13n
s 199	1.4.13n
s 199(1)	1.4.14
s 199(5)	1.4.14
s 213	1.4.13

Companies Act 2014—*contd.*

s 214.....	1.4.13
s 228.....	1.4.15
s 231.....	1.4.15
s 343.....	1.4.18
s 414.....	1.4.13n
s 418.....	1.4.13n
ss 508-558	1.4.31n
s 683.....	1.4.22
s 715.....	1.4.26
s 716.....	1.4.26
s 717.....	1.4.26
s 718.....	1.4.26
s 719.....	1.4.26
s 720.....	1.4.26
s 721.....	1.4.26
s 722.....	1.4.26, 1.4.27
s 723.....	1.4.26
s 724.....	1.4.26
s 738.....	1.4.20
s 785.....	1.4.26
ss 818-864	1.4.22
s 819.....	1.4.23
s 819(3).....	1.4.23
s 836.....	1.4.22
s 859.....	1.4.20, 1.4.25
s 865.....	1.4.26
s 866.....	1.4.26
s 867.....	1.4.26
s 868.....	1.4.26
s 869.....	1.4.26
s 870.....	1.4.26
s 871.....	1.4.26, 1.4.28
s 872.....	1.4.26
s 873.....	1.4.26
s 874.....	1.4.26
s 875.....	1.4.26
s 876.....	1.4.26
s 877.....	1.4.26
s 878.....	1.4.26
s 897.....	1.4.09n
ss 963-999	8.4.01n
Pt 2.....	1.4.01
Pt 11.....	1.4.26
Pt 14.....	1.4.26
Pt 16.....	1.4.08n, 8.4.01n
Pt 18.....	1.4.01n
Company Law Enforcement Act 2001	1.4.26
s 7	1.4.09n
Competition Act 2002	
Pt 3A	31.3.05
Consumer Protection Act 2007	29.2.04
Consumer Protection Act 2014	
s 74.....	31.3.05
Copyright and Other Intellectual Property Law Provisions Act 2019.....	2.3.04,
10A.2.15, 10B.5.03n, 12.10.03, 12.17.01n, 19.5.01n, 32.4.05	
s 4	10A.6.03n, 10A.6.09n, 12.4.04n, 23.8.06n

Copyright and Other Intellectual Property Law Provisions Act 2019—*contd.*

s 7	10A.6.13, 23.5.06n
s 8	10A.8.01
s 11	10A.6.29, 24.3.12
s 12	10A.7.05
s 13	10A.7.18, 11.5.05n, 19.7.02n, 20.2.07n
s 30	10A.7.18, 10B.5.01
s 31	10B.5.01
s 32	10B.5.01
s 33	10B.5.01
s 40	11.4.23n
s 41	11.4.23n
ss 84–107	12.6.01
s 88	12.6.02
Copyright and Related Rights (Amendment) Act 2007	
s 10	10B.6.01n
Copyright and Related Rights Act 2000	10A.1.07, 10A.6.01, 10A.6.12,
	17.1.01n, 19.8.12, 21.2.02, 21.4.01, 23.2.01
s 2	5.6.01, 17.3.43, 19.5.01, 23.8.06n
s 2(1)	10A.6.03, 10A.6.09
s 11	19.5.01n
s 12	19.5.01n
s 13	19.5.01n
s 17	10A.2.02, 10A.6.04, 14.4.07, 19.2.01n, 19.5.01, 24.3.02
s 17(2)	17.3.51, 23.1.05n
s 17(3)	10A.6.19
s 17(4)	10A.6.27
s 18	10A.6.24
s 21	10A.6.1 , 20.2.03n, 20.2.06, 23.5.06n, 25.7.01
s 21(1)	19.5.08
s 22	22.1.15
s 22(1)	10A.6.07
s 23	10A.6.13
s 23(1)(a)	15.5.01, 19.5.02
s 24	10A.8.01
s 25	10A.8.01
s 26	10A.8.01, 17.3.13n
s 35	19.5.04n
s 37	10A.6.29, 17.3.52n, 19.2.01, 23.8.07, 24.3.05
s 37(1)(c)	22.1.10
s 37(2)	24.2.01
s 37(3)	10A.6.45, 24.3.12
s 38	23.8.06
s 43	20.5.01, 22.1.10
s 45	24.2.01n
s 49	10A.7.04
s 50	10A.7.04
s 51	10A.7.04, 10A.7.05
s 52	10A.7.04, 11.5.05, 19.7.02n, 20.2.07n
s 52(1)	10A.7.13, 14.4.07
s 52(3)	10A.7.13, 14.4.04
s 52(4)	10A.7.13, 19.7.02n
s 52(5)	2.3.04n, 10A.7.18, 19.7.02n
s 55	19.3.07n
s 78	10A.2.02n
s 79	10A.2.02n
s 93	10A.6.04, 12.8.04, 14.4.05

Copyright and Related Rights Act 2000—*contd.*

s 103.....	17.3.34, 21.10.06, 32.4.04, 32.4.05
s 103A.....	32.4.05
s 103AA.....	32.4.05
s 107.....	10A.9.02, 10A.9.09
s 109.....	5.6.01, 10A.9.02, 10A.9.09
s 113.....	10A.9.09
s 114.....	10A.9.09
s 115(1).....	10A.9.10
s 116.....	10A.9.03, 10A.9.04
s 116(2).....	10A.1.07n
s 117.....	10A.9.04
s 119.....	10A.9.05
s 120.....	10A.2.05n, 17.2.01
s 120(3).....	10A.1.07n
s 121.....	10A.6.16
s 122.....	17.3.47, 24.3.08n
s 125.....	21.10.05
s 127.....	10A.6.33, 24.3.07
s 128.....	10A.6.34, 24.4.03
s 129(3).....	24.3.07
s 131.....	10A.6.33
s 134.....	10A.6.33
s 137.....	10A.9.09
s 139.....	10A.6.26, 24.3.08
s 139(2).....	24.3.06
s 149(4).....	24.3.08
s 149.....	23.8.07
s 149(1).....	23.8.08
s 177.....	10A.2.04n, 17.3.34
s 177.....	23.8.06
s 202.....	10B.6.01, 18.1.06n,
ss 202-308	21.1.04
s 203.....	10B.3.03, 10B.6.01, 23.8.07
s 203(1)(b).....	10A.6.24n
s 204.....	10B.3.03, 10B.6.01
s 205.....	10B.3.03, 10B.6.01
s 205(5)(g).....	10B.6.01n
s 206.....	10B.3.03, 10B.6.01
s 207.....	10B.3.03, 10B.6.01, 10B.10.02
s 208.....	10B.6.01, 17.3.40n, 23.8.06, 23.8.19
s 215.....	17.3.47
ss 220-241	10B.5.01
s 221.....	10A.7.04, 10A.7.18n
s 221(2).....	10B.5.01
s 251.....	32.4.05
s 287.....	21.2.01
s 288.....	21.2.01
s 289.....	21.2.01
s 291.....	10B.4.01, 21.1.04
s 293.....	17.2.01n
s 293(3).....	10A.1.07n
s 294.....	10A.6.16
s 316(2).....	10A.1.07n
s 302.....	17.3.47
s 303.....	10A.6.33
s 304.....	10A.6.33, 10A.6.34

Copyright and Related Rights Act 2000— <i>contd.</i>	
s 308.....	10A.6.33
s 309.....	10A.9.09
ss 309-319	21.1.04
s 311.....	10A.9.09
s 314.....	10A.9.09
s 315.....	10A.9.10
s 319.....	10A.9.09
s 316.....	10A.9.03
Pt II	11.5.06n, 15.5.01
Pt II, Chpt 7	10A.6.06
Pt III.....	11.5.06n, 15.5.01, 21.1.02, 21.1.04
Court and Civil Law (Miscellaneous Provisions) Act 2013	
ss 3-12	33.4.29
s 8.....	33.4.24
s 9	33.4.22n, 33.4.23
s 14.....	4.4.06
s 41.....	4.4.06
Pt 2.....	33.4.29
Criminal Justice (Miscellaneous Provisions) Act 1997	
s 10.....	36.3.36
Criminal Justice (Money Laundering and Terrorist Financing) (Amendment) Act 2018.....	
1.5.03n	
Criminal Justice (Money Laundering and Terrorist Financing) (Amendment) Act 2021.....	
1.5.02	
Criminal Justice (Public Order) Act 1994	
s 5	14.5.06
s 21	26.2.22
Pt III.....	26.2.21
Criminal Justice (Theft and Fraud Offences) Act 2001	
s 4.....	1.4.26
s 26.....	1.4.26
Criminal Justice Act 1994	
s 32	29.1.18
Criminal Justice Act 2006	
s 128.....	33.3.01n
s 129.....	33.3.01n
s 139.....	33.3.03n
Criminal Law (Rape) (Amendment) Act 1990	
s 11.....	33.4.26
Criminal Law (Rape) Act 1981	
s 6.....	33.4.26
s 6(1)	33.4.26
s 6(2)	33.4.27
s 6(4)	33.4.27
Criminal Law (Sexual Offences) Act 2017	
s 45	14.5.07
Data Protection Act 1988.....	
s 1	13.02.02n, 13.2.06
Data Protection Acts 1988-2003	
s 22.....	13.2.01n
Data Protection Acts 1988-2018	
Data Protection Act 2018.....	
s 7	13.2.07n
s 8	13.2.06n
ss 9-27	13.6.01

Data Protection Act 2018—*contd.*

s 10	13.6.01
s 15	13.6.01
s 43	13.3.02, 13.4.03, 18.1.12, 25.11.01, 31.3.20n
s 43(1)	13.3.02n
s 43(2)	13.3.02n
s 43(3)	13.3.02n
s 60	13.3.11
s 71(1)(a)	14.14.12
s 71(2)	14.14.12
s 75	14.14.14
s 90	14.14.14
s 110	13.02.04
s 117	13.2.13
s 117(10)	13.2.14
s 128(9)	13.2.14
s 129	13.6.04
s 136	13.6.02
s 137	13.6.02
s 142	13.6.03
s 142(1)	13.6.03
s 142(2)	13.6.03
s 142(3)	13.6.02
s 142(6)	13.6.02
s 143(2)	13.6.02n
s 144	13.6.04
s 145	13.6.05
s 146	13.6.06
s 147	13.6.07
Pt 2	13.6.01
Defamation Act 2009	4.1.02, 4.2.06, 4.3.02, 4.3.14, 4.8.10
s 2	2.3.06, 4.3.05, 4.4.01, 5.5.03, 14.4.02
s 5	4.8.10
s 6	2.3.06, 4.3.05
s 6(1)	4.3.02
s 6(3)	2.7.09
s 8	4.3.03
s 8(7)	4.3.03
s 12	2.3.06, 4.3.04, 5.1.02, 5.2.02, 5.5.03, 14.4.02
s 16	4.3.05, 4.3.11, 18.1.09n
s 16(2)	4.3.05n, 4.3.11
s 17	4.3.11
s 17(2)	33.4.09
s 17(2)(a)-(w)	4.3.15
s 18	4.3.11, 4.3.16
s 19	2.3.06, 4.3.05n, 4.3.16, 5.1.02, 5.2.02
s 19(1)	4.3.05n
s 20	4.3.12
s 20(2)(c)	4.3.11
s 21	4.3.12
s 22	4.3.17
s 23	4.3.11n, 4.3.17, 4.3.21
s 23(1)(c)	4.3.20, 4.3.21
s 25	4.1.02, 4.3.11
s 26	4.1.02, 4.3.11, 18.1.34
s 26(2)	4.3.11n
s 26(4)	4.3.20n

Defamation Act 2009—*contd.*

s 27	4.1.02, 4.3.11
s 28	4.3.22
s 29	4.3.22
s 30	4.3.22
s 31	4.3.20, 4.3.22
s 31(2)	4.5.03n
s 31(8)	4.3.20n
s 32	4.3.23
s 33	4.1.03, 4.1.04, 4.1.05, 4.1.06, 4.3.22, 4.3.24, 4.3.24, 33.4.05, 34.3.04n
s 32(3)	4.3.20n
s 35	4.3.02
s 38	4.3.03
s 39	4.3.02, 18.1.13n
s 40	4.3.05n
s 41	4.1.02n
s 42	2.3.06, 4.3.04, 4.3.05n, 4.3.25, 5.1.02, 5.2.02, 5.5.02
s 44	36.1.04
Sch 1	4.3.16
Education Welfare Act 2000	
s 31	15.1.02
Employment (Miscellaneous Provisions) Act 2018	
s 11	17.1.09n
Euro Changeover (Amounts) Act 2001	
Sch 3	33.3.04n
European Convention on Human Rights Act 2003	
s 2	4.2.04, 4.2.05, 35.3.01, 35.4.01
s 4	35.4.03
s 5	18.1.19, 35.4.02
s 5	35.4.03
European Convention on Human Rights Act 2009	
European Convention on Human Rights Act 2014	
Finance Act 2002	
s 64	29.1.24n
Finance Act 2012	
s 132	1.7.02n
Finance Act 2014	
s 5	1.7.01n
Finance Act 2015	
s 17	8.4.07
Finance Act 2018	
s 26	8.3.02, 8.8.01
Fines Act 2010	
s 3	29.3.08n, 33.4.23n
Fire Services Act 1981	
s 2	27.1.06, 27.1.10, 27.4.01, 27.4.03
s 2	27.1.08
s 5	27.1.06n
s 18	27.1.07
Gaming and Lotteries (Amendment) Act 2019	
s 3	29.1.29, 29.1.31
s 3	29.1.31n
s 4	29.1.30n
s 5	29.1.30n
s 6	29.1.31n
s 7	29.1.32n
s 9	29.1.32n
s 12	29.1.01n, 29.1.32
s 25	29.1.30n

Gaming and Lotteries Act 1956	29.1.17, 29.1.29
s 4.....	29.1.31n
s (9A).....	29.1.31n
s 9A(9).....	29.1.30n
s 10 (repealed).....	29.1.19
s 14.....	29.1.30n
s 14(4)	29.1.30n
s 15.....	29.1.31n
s 19A	29.1.32n
s 26A	29.1.32n
s 28.....	29.1.32
s 28(10)(e)	29.1.01n
s 36.....	29.1.04, 29.1.10
s 36(2)	29.1.15
Gaming and Lotteries Act 1970	
s 1	29.1.19
Garda Síochána Act 2005	
s 60	14.5.03
s 61	14.5.03
s 61(2)	14.5.03
s 62.....	36.3.28
Greyhound Industry Act 1958	29.1.03n
Harassment, Harmful Communications and Related	
Offences Act 2020.....	18.1.29, 30.1.04, 33.1.08, 35.1.03
s 2.....	18.1.21n, 18.1.30, 30.1.04n, 33.1.08
s 3.....	18.1.30, 33.1.08
s 4	18.1.30
s 5.....	33.1.08
s 5'(1)	33.1.08
s 5(1)	33.1.08
s 5(4)	33.1.08
Horse and Greyhound Racing Act 2001	29.1.03n
Industrial and Commercial Property (Protection) Act 1927.....	10A.2.02n
Industrial and Commercial Property (Protection) (Amendment)	
Act 1929	10A.2.02n
Industrial Designs Act 2001	10A.2.02n
Interpretation Act 2005	
s 18(c).....	20.2.06n
Intoxicating Liquor Act 1927	26.3.05
s 5.....	26.3.10
s 20	26.3.06, 26.3.07
s 21	26.3.07
s 22(4)	26.1.08
Intoxicating Liquor Act 1962	
s 11	26.1.03, 26.1.06, 26.1.07n
s 11(2)	26.1.06
s 11(5)	26.1.07n
s 11(10)	26.1.06
Intoxicating Liquor Act 1977	
s 1	26.1.03, 26.1.07
Intoxicating Liquor Act 2000	
s 10	26.1.03, 26.1.07n
Intoxicating Liquor Act 2003	
s 11	26.3.10
Intoxicating Liquor Act 2008	26.1.07
s 4(a).....	26.1.07n
s 10	26.3.10

Intoxicating Liquor Act 2008— <i>contd.</i>	
s 22	14.5.06n
Intoxicating Liquor Act 2018	
s 4	26.1.03
Irish Film Board Act 1980	9.1.01
Irish Horseracing Industry Act 1994	29.1.03n
Jurisdiction of Courts and Enforcement of Judgments (Amendment) Act 2012	29.1.09
Licensing Acts 1833-2018	26.1.06
Licensing of Indoor Events Act 2003	27.3.04, 27.4.01
s 1-4	27.1.06n
s 5-23	27.1.06n
s 24-34	27.1.06
s 24	27.1.08
s 25	27.1.06n
s 29	27.1.07
Pt 3	27.4.01
Local Government Act 2001	
s 198-211	28.1.02
s 199	28.1.02
s 204(3)(d)	28.1.11
Pt 19	28.1.02
Local Government Reform Act 2014	28.1.02
Mediation Act 2017	11.4.05, 11.4.23
National Lottery Act 2013	29.1.03n
National Minimum Wage Act 2000	15.1.04
National Vetting Bureau (Children and Vulnerable Person) Acts 2012-2016	15.1.05
Non-Fatal Offences Against the Person c. 197	3.7.01n
Occupiers' Liability Act 1995	2.8.01, 2.1.06, 4.1.10, 25.16.02
s 1	17.1.40n, 27.2.01n, 27.2.03n
s 1(b)	27.2.05
s 3	27.2.02
s 4(2)	27.2.04, 27.2.07
s 4(3)	27.2.05
s 5	27.2.02, 27.2.03, 27.2.06
s 5(3)	27.2.07
s 5(5)	27.2.07
s 7	17.1.40, 27.2.08
Online Safety and Media Regulation Act 2022	1.1.03n, 29.2.01n, 30.1.01, 30.1.03, 30.2.11, 31.3.01, 31.3.02, 32.2.05, 32.4.03
s 3	32.3.01n
s 7	30.2.09
s 8	30.2.02, 30.2.09n, 31.2.03
s 11	31.4.13n
s 12	31.4.13n
s 13	31.4.05, 31.4.13n
s 14	30.2.11
s 15	30.2.11
s 21	31.2.03
s 46	30.1.04n
s 47	30.2.06
s 54	31.2.05
s 73	31.3.01n
s 75	21.10.06, 32.4.05
Sch 2	30.1.04
Patents (Amendment) Act 2006	5.5.02

Patents (Amendment) Act 2006— <i>contd.</i>	
s 39	12.5.01
Planning and Development Act 2000.....	27.3.04
s 229.....	26.2.06, 26.1.07
ss 229-241	26.2.06
s 230.....	26.2.06, 26.2.07
s 230(4)	26.2.07
s 231.....	26.2.07
s 231(2)(e)	26.2.10
s 231(3)(a)	26.2.08
s 231(4)	26.2.09, 26.2.10
s 239.....	26.2.19
s 239(5)	26.2.20
s 240.....	26.2.07
Pt 16.....	26.2.05
Private Security Services Act 2004	27.3.04
s 15	27.3.06
s 21	27.3.02
s 38	27.3.01
s 51	27.3.03
Protection of Employees (Fixed-Term Work) Act 2003.....	17.1.19n
Protection of Young Persons (Employment) Act 1996	15.1.01, 15.1.02, 15.1.03, 15.2.08
s 1	15.1.02
s 3	15.1.06, 15.2.02
s 5	15.2.07
s 9	15.2.05
s 12	15.2.08
s 22	15.2.08n
Redundancy Payment Act 1967	17.1.19n
s 4(1)	17.1.19n
Registration of Business Names Act 1963.....	12.12.01
s 14(1)	1.2.01n
Road Traffic Act 1961.....	14.5.04
Roads Act 1993	
s 75	14.6.01, 14.6.03
Road Traffic Acts 1961-2016.....	2.8.01
Safety, Health and Welfare at Work Act 1989 (repealed).....	3.4.01
Safety, Health and Welfare at Work Act 2005	2.8.01, 3.4.01, 3.5.05n, 3.8.02, 14.7.01, 15.2.06, 25.16.02, 27.3.04, 27.4.03, 27.4.07
s 8	2.4.02n, 3.4.05, 25.16.03, 27.4.07
s 11	27.4.08
s 12	2.4.02n, 3.3.01, 25.16.03, 27.4.07
s 13	3.3.01, 3.4.06
s 15	3.3.01, 27.4.07
s 15(1)(a)	17.1.17n
s 19	3.4.07
s 20(8)	3.4.02
s 77	3.4.08
s 78	3.4.08
s 79	3.4.08
s 80	3.4.08
s 81	3.4.08
s 82	3.4.08, 3.7.01
s 83	3.4.08
s 84	3.4.08
s 85	3.4.08

Social Welfare Consolidation Act 2005	17.1.09
Taxes Consolidation Act 1997	
s 195.....	1.7.01, 1.7.04
s 195(12)	1.7.02
s 195(16)	1.7.02n
s 481.....	1.1.02, 1.1.04, 1.1.09, 1.4.03, 1.4.08, 1.6.03, 1.6.13, 1.6.18n, 6.6.01, 6.8.03, 7.1.01n, 7.2.04, 8.1.01, 8.2.05, 8.3.02, 8.4.01n, 8.5.01, 8.8.01, 8.8.03, 8.9.01, 8.13.01, 8.14.02, 8.14.03, 9.2.01n, 9.4.05, 9.4.06, 9.4.11n, 9.4.14, 9.4.17, 9.7.01, 10A.1.03, 17.1.06, 17.1.14, 21.4.02
s 481(2A)(iv).....	8.4.07n
s 481(2G)(b).....	8.4.01n
s 882.....	1.4.05n
s 886.....	8.13.01
s 950.....	1.6.08
Case II of Schedule D	1.7.01
Terms of Employment (Information) Act 1994	
s 1	17.1.19n
Totalisator Act 1929	29.1.30n
Trade Marks Act 1996.....	5.5.02, 12.4.03
s 2	12.4.04n, 12.6.01
s 7(2)	12.11.01
s 10.....	12.4.02
s 10(2)(b).....	12.1.02n
s 10(3)	12.1.02
s 10(6)	12.4.04
s 12.....	12.4.04, 12.4.05
s 14	12.1.01, 12.5.02
s 14(3)	12.5.01
s 14(4)	12.2.06n
s 14(5)	12.5.02
s 15(2)	12.2.06n
s 24.....	12.6.02
s 46.....	12.3.05n
s 92.....	12.17.01n
s 93.....	12.17.01n
s 94.....	12.17.01n
s 95.....	12.17.01n
Tribunal of Inquiries (Evidence) (Amendment) Act 1997	
s 4	36.3.09
Unfair Dismissals Act 1977	
s 2(1)(a)	17.1.19n
VAT Consolidation Act 2010	
s 46(1)(a)	1.6.22
Sch 3.....	1.6.21
Waste Management Act 1996.....	14.14.12, 14.14.14
s 57	33.6.13
Water Pollution Act 1977	14.14.12
Wireless Telegraphy Act 1926.....	29.3.04
s 5-7	29.3.04
Wireless Telegraphy Acts 1926-2009	29.3.07
s 3	29.3.08
s 8	29.3.09

Statutory Instruments

Broadcasting Act 2009 (Designation of Major Events) Order 2017 (SI No 465 of 2017).....	32.1.04n
--	----------

Building Control (Amendment) Regulations (SI No 9 of 2014).....	27.1.09n
Art 5	27.1.12n
Building Control Regulations, 1997 (SI No 496 of 1997).....	27.1.09n
Circuit Court Rules, 2001 (SI No 510 of 2001)	
Order 67A	33.1.06
Circuses (Prohibition on Use of Wild Animals) Regulations 2017 (SI No 482 of 2017)	
Reg 2	16.6.01
Communications (Licensing of Premium Rate Services) Regulations 2012 (SI No 111 of 2012).....	29.2.03
Reg 3	29.2.03
Reg 4	29.2.03
Reg 7	29.2.03
Companies Act 2014 (Disqualification and Restriction Undertakings) Regulations 2015 (SI No 222 of 2015).....	1.4.22n
Companies Act 2014 (Section 897) Order 2016 (SI No 458 of 2016)	1.4.09n
Construction Regulations 2013-2021 (see Safety, Health and Welfare at Work (Construction) Regulations below)	2.8.01
Copyright and Other Intellectual Property Law Provisions Act 2019 (Commencement) Order 2019 (SI No 586 of 2019)	10A.2.15n
Copyright and Related Rights (Proceedings Before the Controller) Rules 2009 (SI No 20 of 2009)	10B.6.01n
Copyright and Related Rights (Register of Copyright Licensing Bodies) Regulations 2002 (SI No 463 of 2002)	
Art 3	23.8.07n
Criminal Justice Act (Section 32) Regulations 2003 (SI No 242 of 2003)	
Re 8	29.1.18
Defamation Act 2009 (Press Council Order 2010) (SI No 13 of 2010)	36.1.04
District Court (Intellectual Property) Rules 2018 (SI No 566 of 2018)	26.1.03
District Courts Rules, 1997 (SI No 93 of 1997).....	26.1.03
Order 12B	33.1.06
EC (Audiovisual Media Services) Regulations 2010 (SI No 258 of 2010).....	31.4.16n
EC (Misleading and Comparative Marketing Communications) Regulations 2007 (SI No 774 of 2007)	12.1.01n
EU (Anti-Money Laundering: Beneficial Ownership of Corporate Entities) Regulations 2019 (SI No 110 of 2019)	1.5.02n
Reg 5(4).....	1.5.05n
Reg 5(5).....	1.5.05n
EU (Anti-Money Laundering: Beneficial Ownership of Trusts) Regulations 2021 (SI No 194 of 2021)	1.5.02
EU (Collective Rights Management) (Directive 2014/26/EU) Regulations 2016 (SI No 156 of 2016).....	11.4.21n, 11.4.34
Reg 14	11.4.35
EU (Copyright and Related Rights Applicable to Certain Online Transmissions and Retransmissions) Regulations 2022 (SI No 357 of 2022)	10B.8.02n, 17.3.31, 17.3.34, 21.10.08, 32.4.05, 32.5.01
EU (Copyright and Related Rights in the Digital Single Market) Regulations 2021 (SI No 567 of 2021).....	10A.2.01, 11.1.01, 11.1.10, 11.1.11, 11.4.15, 11.4.33
Reg 18	11.5.06
Reg 19	11.5.06
Reg 20	11.5.06
Reg 21	11.5.06
Reg 26	11.4.32
Reg 27	11.1.07, 11.1.10, 11.4.11, 11.4.12, 11.4.15n, 11.4.18
Reg 27(9).....	11.4.23

EU (Copyright and Related Rights in the Digital Single Market) Regulations 2021 (SI No 567 of 2021)— <i>contd.</i>	
Reg 28	11.1.10, 11.1.12, 11.4.15n
Reg 28(4).....	11.4.05
Reg 28(5).....	11.4.05, 11.4.23
Reg 29	11.1.08, 11.1.12, 11.4.09, 11.4.10
Reg 29(2).....	11.4.08
Reg 29(3).....	11.4.20
Reg 29(3)(b).....	11.4.09
Reg 31	11.1.10
Pt 6.....	10B.6.01
EU (Copyright and Related Rights) Regulations 2012 (SI No 59 of 2012).....	10A.7.20, 10B.6.01n
EU (Term of Protection of Copyright and Certain Related Rights) (Directive 2011/77/EU) Regulations 2013 (SI No 411 of 2013).....	10A.8.01, 10A.9.10, 10B.4.01, 10B.4.03, 10B.6.01n, 17.3.13n, 21.1.04n
Art 1(2).....	10B.4.01n
EU (Trade Marks) Regulations 2018 (SI No 561 of 2018)	5.5.02, 12.1.03n, 12.2.06, 12.3.05n, 12.5.01, 12.5.03n
Reg 11	12.1.01n
European Communities (Copyright and Related Rights) Regulations 2004 (SI No 16 of 2004).....	10A.7.20
European Communities (Directive 2000/31/EC) Regulations 2003 (SI No 68 of 2003).....	4.3.13, 11.5.04
European Communities (Electronic Communications Networks and Services) (Privacy and Electronic Communications) Regulations 2011 (SI No 36 of 2011),	13.6.01
European Communities (Intellectual Property Rights) Regulations 2006 (SI No 360 of 2006).....	10A.2.14
European Union (Anti-Money Laundering: Beneficial Ownership of Corporate Entities) Regulations 2016 (SI No 560 of 2016)	1.5.02, 1.5.03n
European Union (Anti-Money Laundering: Beneficial Ownership of Trusts) Regulations 2019 (SI No 16 of 2019).....	1.5.02
European Union (Copyright and Related Rights) Regulations 2012 (SI No 59 of 2012).....	10B.6.01n
European Union (Good Agricultural Practice for Protection of Waters) Regulations 2022 (SI No 113 of 2020).....	27.1.09n
European Union (Money Laundering and Terrorist Financing) Regulations 2019 (SI No 578 of 2019)	1.5.02
Film Regulations 2015 (SI No 4 of 2015)	8.3.01
Film Regulations 2019 (SI No 119 of 2019)	8.1.01, 8.2.04, 8.14.03
Reg 2	8.6.02
Reg 5(2).....	8.1.01n
Reg 7(2).....	8.7.01
Reg 7(2)(a).....	8.2.04n
Reg 7(2)(b)(ii).....	8.4.08
Reg 9	8.6.02
Reg 11	8.8.02
Reg 12	6.2.04, 7.2.02, 8.8.02, 8.8.03, 8.8.04
Reg 13	8.8.07n, 8.8.09
Reg 14	8.8.07, 8.8.09n
Reg 15	8.8.07n
Reg 16(3).....	8.4.01n
Pt 3	1.1.04n
Pt 7	6.2.04
Pt 8	8.8.04
Sch 2.....	8.2.04n, 8.6.01, 8.7.01, 8.12.01

Private Security (Licensing and Standards) (Event Security) Regulations 2014 (SI No 302 of 2014)— <i>contd.</i>	
Reg 7	27.3.02n
Private Security (Licensing and Standards) (Locksmith) Regulations 2016 (SI No 343 of 2016).....	27.3.02
Private Security (Licensing and Standards) Regulations 2012 (SI No 144 of 2012).....	27.3.02
Reg 4.....	27.3.02n
Private Security (Miscellaneous Provisions) Regulations 2012 (SI No 147 of 2012).....	27.3.02n
Protection of Young Persons (Employment) (Prescribed Abstract) Regulations 1997 (SI No 3 of 1997)	15.2.08n
Protection of Young Persons Act 1996 (Employment in Licensed Premises) Regulations 2001 (SI No 350 of 2001).....	15.3.01
Roads Regulations 1994 (SI No 119 of 1994)	14.6.02
Pt VIII, Art 12	14.6.01
Rules of the Superior Courts (Defamation) 2009 (SI No 511 of 2009)	5.3.04
Rules of the Superior Courts (SI No 15 of 1986)	
Order 22.....	5.3.04
Order 44.....	33.6.13
Order 123.....	33.1.06
Safety, Health and Welfare at Work (Construction) Regulations 2006.....	3.5.03n
Safety, Health and Welfare at Work (Construction) Regulations 2013 (SI No 291 of 2013).....	3.5.03, 3.5.04, 3.5.05
Reg 4	3.5.05n
Reg 19	3.5.05n
Reg 5	3.5.05n
Reg 29	3.5.05n
Sch 4	3.5.05n
Safety, Health and Welfare at Work Control of Noise at Work Regulations 2006 (SI No 371 of 2006).....	2.8.01
Safety, Health and Welfare at Work (General Application) Regulations 2007 (SI No 299 of 2007).....	3.4.01
Safety, Health and Welfare at Work (General Application) Regulations 2007 to 2021 (as above and SI No 370 of 2016, SI 619 of 2021)	2.4.02n, 27.403
Safety, Health and Welfare at Work (Reporting of Accidents and Dangerous Occurrences) Regulations 2016 (SI No 370 of 2016)	3.6.01
Safety, Health and Welfare at Work (General Application) Regulations 2007 (SI No 299 of 2007) (Pt 4 Work at Height)	2.8.01
Small Unmanned Aircraft (Drones) and Rockets Order 2015 (SI No 563 of 2015).....	2.11.01, 14.14.01n
Trade Marks (Amendment) Rules 2018 (SI No 562 of 2018).....	12.5.03n
r 5	12.1.03n
Trade Marks (Madrid Protocol) Regulations, 2001 (SI No 346 of 2001).....	12.3.05n
Trade Marks Act 1996 (Community Trade Mark) (Amendment) Regulations 2018 (SI No 563 of 2018)	12.5.03n
Trade Mark Rules, 2006 (SI No 199 of 1996) r 12(a).....	12.1.03n
Work at Height Regulations (see Safety, Health and Welfare at Work (General Application) Regulations 2007 above)	2.8.01

UK LEGISLATION

Constitutional Reform Act 2005 Pt 3	2.4.02n
--	---------

Copyright, Designs and Patents Act 1988	
s 10	22.1.15
Data Protection Act 1998.....	13.1.01, 13.3.05
s 3	13.3.06
s 13.....	13.1.01, 13.1.02, 13.2.16, 13.3.07, 13.3.09
s 13(3)	13.3.08
s 32.....	13.3.06, 13.3.07
Health and Safety at Work (Northern Ireland) Order 1978	
(SI No 1029 of 1978, NI 9)	27.4.10
Human Rights Act 1988	18.1.19
Human Rights Act 1998	34.1.02, 35.2.14
Intellectual Property (Unjustified Threats) Act 2017.....	12.6.02n
The Intellectual Property (Unjustified Threats) Act 2017 (Commencement and Transitional Provisions) Regulations 2001 (SI No 771 of 2017)	12.6.02n
Trade Marks Act 1994	
s 21	12.6.02n

US LEGISLATION

Copyright Act of 1909	10A.1.12n
Copyright Act of 1976	10A.7.10
Digital Millennium Copyright Act 1998.....	10A.7.25
s 512.....	10A.7.26
s 512(f).....	10A.7.26, 10A.7.27
Lanham (Trademark) Act 1946	5.5.01
California Labor Code (1917) s 2801(b)	22.3.05

SAMPLE

EU DIRECTIVES

EU Directives	
Directive 92/57/EEC	3.5.03
Directive 92/100/EEC	10A.6.12, 10B.6.01n, 10B.8.01, 21.10.04
Directive 93/83/EEC	10A.2.04n, 10B.8.01, 10B.8.02, 17.3.31n, 17.3.32, 17.3.33, 17.3.34, 21.11.02, 32.5.01
Directive 94/33/EC.....	15.1.01
Directive 95/46/EC.....	13.1.01, 13.2.01, 13.2.06
Directive 98/71/EC.....	10A.2.02n
Directive 2000/31/EC.....	30.1.02n, 30.3.05
Art 14(1).....	11.5.10
Art 15	4.3.24
Directive 2001/29/EC.....	10A.2.11, 10A.6.09n, 10A.6.45, 11.3.02, 23.9.04
Art 3(1).....	10B.6.08n, 11.5.10
Art 5	10A.7.20, 10B.5.03
Art 5(2)(b)	10B.5.03
Art 5(3)(k)	10A.7.20, 12.10.03n
Art 20	11.4.01, 11.4.02, 11.4.04
Art 22	11.4.01, 11.4.04
Directive 2004/48/EC.....	10A.2.14
Art 3(1).....	10A.2.14
Art 13	10A.2.14n
Art 14	10A.2.14n
Art 15	10A.2.14n
Directive 2005/29/EC.....	29.2.04
Directive 2005/60/EC.....	1.5.01n
Directive 2006/70/EC.....	1.5.01n

Directive 2006/115/EC.....	10B.6.01n, 10B.7.04, 10B.8.01, 21.10.04, 23.8.17
Art 2(2).....	10A.6.12
Art 3	10B.6.01
Art 3(4).....	10B.6.02
Art 4	10B.6.01, 10B.10.02
Art 5	10B.6.01, 21.10.05
Art 6	10B.6.01
Art 7	10B.6.01
Art 8	10B.6.01, 23.8.19
Art 8(2).....	10A.2.11n, 10B.6.11, 10B.9.02
Art 9	10B.6.01
Directive 2006/116/EC.....	10A.8.01n, 19.5.03n
Directive 2010/13/EU	31.4.16, 32.1.01, 32.2.04n, 32.3.01
Art 14	32.1.04n
Directive 2011/77/EU	10A.8.01, 10B.4.03, 21.1.04n
Directive 2014/26/EU	11.4.21, 23.8.16
Art 18	11.4.34
Directive (EU) 2015/849	1.5.01, 1.5.03
Art 3(6).....	1.5.04, 1.5.05
Art 30	1.5.02
Art 30(1).....	1.5.03n
Recital 13.....	1.5.04
Directive (EU) 2015/2436	12.1.01n, 12.1.03
Directive (EU) 2016/680	13.6.01
Directive (EU) 2018/1673	1.5.01
Directive (EU) 2018/843	1.5.01, 1.5.02
Art 1(5).....	1.5.01n
Directive (EU) 2018/180.....	30.1.01, 31.1.01, 31.4.23, 31.4.31, 32.1.0, 32.1.04, 32.1.05, 32.1.02, 32.3.0, 32.3.05
Art 2	32.2.08
Art 13	31.2.03, 32.2.04
Directive (EU) 2018/1972	11.5.05n
Directive (EU) 2019/1937	30.3.01n
Directive (EU) 2019/789	10A.2.04n, 10B.8.02, 17.3.31n, 21.11.02n, 32.4.05, 32.5.01n
Directive (EU) 2019/790	10A.2.01, 10A.2.11, 10A.6.07, 10B.1.01, 10B.1.06, 10B.6.01, 10B.6.04, 10B.8.02, 11.1.01, 11.1.02, 11.1.03, 11.1.04, 11.1.11, 11.1.13, 11.2.02, 11.3.02, 11.4.11, 11.4.12, 11.4.13, 11.4.16, 11.4.30, 11.4.33, 11.4.36, 11.4.37, 11.4.38, 11.5.07, 17.1.01n, 17.1.02, 17.1.03, 17.1.05, 17.3.05, 19.5.07, 21.3.01, 21.3.02, 21.4.02, 21.5.02, 21.9.01, 21.10.08, 22.3.02, 23.1.02, 17.2.04, 23.6.04, 25.2.03, 32.5.01
Art 2(6).....	11.5.01n, 11.5.05n
Art 15	11.1.03
Art 17	11.5.01, 11.5.03, 11.5.05, 11.5.06, 11.5.10
Art 17(4).....	11.5.07, 11.5.08, 11.5.09
Art 17(7).....	10A.7.04, 10B.5.01, 11.2.01n, 11.5.09, 12.10.03
Art 17(7)(a)	11.5.05
Art 17(7)(b)	11.5.05
Art 17(8).....	11.5.05
Art 17(9).....	11.5.08
Art 18	11.1.09, 11.4.25, 11.4.26, 11.4.28
Art 19	11.1.02, 11.1.10, 11.4.14, 11.4.19, 11.4.34
Art 19(1).....	11.4.11n
Art 19(2).....	11.4.11n
Art 19(3).....	11.4.11n
Art 19(4).....	11.1.05, 11.1.06, 11.1.07, 11.4.11n, 11.4.12

Directive (EU) 2019/790—*contd.*

Art 20	10B.2.03, 11.1.10, 11.1.12, 11.4.15n, 11.4.19, 11.4.34
Art 20(1).....	11.4.11n, 11.4.12
Art 21	11.1.10, 11.4.22, 11.4.24, 11.4.31
Art 22	11.1.08n, 11.1.12, 11.4.06, 11.4.09
Art 22(1).....	11.1.08
Art 22(2).....	11.4.09
Art 22(2)(b)	11.1.08
Art 23(1).....	11.1.10
Art 27	11.1.02
Art 29	11.1.06
Recital 73.....	11.4.28, 11.4.32
Recital 75.....	11.4.13, 21.5.02n
Recital 77.....	11.4.34
Recital 78.....	11.4.34
Recital 79.....	11.4.24n
Directive (EU) 2020/1828	30.3.01n

EU Regulations

Regulation (EC) No 44/2001	10A.2.13, 29.1.09
Art 26	29.1.12
Art 34(1).....	29.1.09
Art 45(2).....	29.1.12
Regulation (EU) No 648/2012.....	1.5.01n
Regulation (EU) No 1215/2012.....	10A.2.13
Regulation (EU) No 1295/2013.....	9.6.02
Regulation (EU) 201 / 79	13.1.0 n, 15.5.01, 30.3.10
Art 32	30.3.09
Regulation (EU) 2017/201	12.2.01
Recital 12	12.2.01, 12.5.03
Regulation (EU) No 2019/947.....	2.11.01, 14.14.01
Regulation (EU) No 2021/818.....	9.6.02
Regulation (EU) No 2022/1925.....	11.5.11
Regulation (EU) 2022/2065.....	11.5.11, 30.1.02, 30.3.01, 30.3.03, 30.3.05, 30.3.05, 30.3.06, 30.3.10, 32.1.02n
Art 16	30.3.08
Art 18	30.3.04
Art 22	30.3.06
Art 23	30.3.07
Art 74	30.3.09
Art 76	30.3.09
Recital 22.....	30.3.07, 30.3.08
Recital 53.....	30.3.08
Recital 63.....	30.3.07

INTERNATIONAL AGREEMENTS

Agreement on Trade-Related Aspects of Intellectual Property	
Rights 1995.....	10A.2.10n, 10A.2.11, 10A.2.12, 10A.7.03
Art 13	10A.7.02
Berne Convention 1886.....	10.A.2.02, 10A.2.10n, 10A.2.12
Berne Convention (Stockholm Revision, 1967).....	10A.7.01, 10A.7.03
Brussels Convention 1968.....	29.1.09
Double Taxation Treaty between Ireland and the USA (1997)	
Art 17	1.6.09n

EEC Treaty	
Art 85(2).....	22.3.18
EU Charter of Fundamental Rights.....	4.8.06, 30.1.06, 30.3.08, 35.3.01
Art 8	13.1.03, 13.3.02n
Art 11	11.5.09, 13.3.02n
Art 13	11.5.09
European Convention on Cinematographic Co-Production 1992 (ETS No 147).....	9.6.02
(Revised) European Convention on Cinematographic Co-Production 2016 (ETS No 147).....	9.6.02
European Convention on Human Rights	35.1.03, 35.2.01, 35.4.01, 35.4.02
Art 8	4.2.04, 4.3.02, 18.1.03n, 18.1.14, 18.1.19, 34.1.04n, 35.2.03, 35.2.05, 35.2.08n, 35.2.09, 35.2.13, 35.2.14, 35.5.04, 35.5.05, 35.5.06, 35.5.12, 35.7.01, 35.7.02, 35.7.03, 35.9.01
Art 8(1).....	35.1.03n
Art 8(2).....	35.1.03n
Art 10	4.1.02, 4.2.04, 4.2.06, 4.2.09, 34.1.04n, 35.2.05, 35.2.09, 35.2.14, 35.5.06, 35.6.02, 35.7.02, 36.3.01, 36.3.01n, 36.3.06, 36.3.07, 36.3.14, 36.3.14, 36.3.21, 36.3.22, 36.3.30, 36.3.33
Art 10(1).....	4.2.02
Art 10(2).....	4.2.02, 36.3.07, 36.3.13
Rome Convention 1961	10A.2.11
Treaty of Lisbon	30.1.06n
Art 267	10B.7.04
Treaty on the Functioning of the European Union	
Art 23 ⁴	12.13.03n
Art 157	12.13.03n
Universal Copyright Convention 1952	10A.2.11, 10A.2.12
World Intellectual Property Organization Copyright Treaty	10A.2.10n, 10A.2.11, 10A.2.11, 10A.26n
Treaty	10A.2.10n, 10A.2.11, 10A.2.11, 10A.26n
Art 10	10A.7.02