

FORM 1

NOTICE UNDER SECTION 140B(1) OF THE COPYRIGHT ACT (CHAPTER 63) IN
RESPECT OF COPYRIGHT MATERIAL

Please read these notes before completing the notice

1. This notice may only be given by the owner or licensee of the copyright in a literary, dramatic, musical or artistic work, a sound recording, a cinematograph film, a published edition of a work or a television or sound broadcast.

2. Unless otherwise indicated, the notice must contain sufficient particulars of all matters specified therein and in Appendices 1 and 2 to enable the Director-General of Customs to act on it. Please follow the instructions in the Explanatory Notes below when filling up the notice.

3. A statutory declaration that the contents of the notice are true is to be enclosed with the notice.

4. A fee of \$200 is payable on giving the notice.

5. Where more than one copyright material is involved, the information in Appendix 1 must be given in respect of each copyright material.

6. You are required to provide the Director-General of Customs with security (whether by way of deposit of money, an instrument of guarantee or otherwise) that is sufficient to —

(a) reimburse the Government for any liability or expense which it may incur as a result of seizing the goods; and

(b) compensate any person suffering damage as a result of the seizure,

in accordance with section 140C of the Copyright Act. Please note that you will be responsible for any liability or expense which exceeds the amount of the security.

7. Please note that the notice lapses within 60 days commencing on the day of the giving of the notice, or the end of the period for which copyright in the copyright material is to subsist, whichever is the earlier.

NOTICE

To the Director-General of Customs:

1. I, _____⁽¹⁾, hereby give you notice that —
 - (a) copyright in the copyright material(s) mentioned in Appendix 1 to this Notice now subsists under the Copyright Act (Cap. 63); and
 - (b) _____⁽²⁾ *the owner/*licensee of the copyright in the copyright material(s) and object(s) to the import into Singapore of copies of the copyright material(s) as described in Appendix 2 to this Notice.
2. To the best of my knowledge and belief —
 - (a) the importer of the goods is _____⁽³⁾; and
 - (b) the particulars of the time when and place where the copies of the copyright material(s) are expected to be imported into Singapore are as follows⁽⁴⁾:
3. The said copies are copies of the copyright material(s) to which section 140B of the Copyright Act applies because —
 - (a) they are copies made, wholly or partly, outside Singapore the making of which was without the consent of the owner of the copyright within the meaning of section 25(3) of the Copyright Act; and
 - (b) they are not goods in transit within the meaning of section 140A of the Copyright Act.
4. I hereby request that the said copies be dealt with in accordance with Division 6 of Part V of the Copyright Act.

Date:

Signature:

Designation⁽⁵⁾:

*Delete whichever is inapplicable

Explanatory Notes

- (1) State the name and address of the person giving the notice.
- (2) If the Notice is given by the owner or licensee of the copyright, insert “I am”; if given by an agent, insert the name of the owner or licensee and the word “is”.
- (3) Insert the full name and address of the importer.
- (4) State —
 - (a) the estimated date of arrival of the copies of the copyright material(s);
 - (b) the name of the port, airport or checkpoint by which the copies of the copyright material(s) are expected to be imported into Singapore;
 - (c) the name of the ship, the flight number of the aircraft or the vehicle registration number of the motor vehicle by which the copies of the copyright material(s) are expected to be imported into Singapore; and
 - (d) where available —
 - (i) the country of origin of the copies of the copyright material(s); and
 - (ii) any other information which may indicate the actual time when and place where the copies of the copyright material(s) will be imported into Singapore.
- (5) State the designation of the person giving the notice, i.e. “copyright owner”, “licensee”, “agent of copyright owner” or “agent of licensee”. If the notice is given on behalf of a company, insert the name of the company and the designation within the company of the person giving the notice.

APPENDIX 1

Type of copyright material(s): (literary work/dramatic work/musical work/artistic work/sound recording/cinematograph film/published edition of a work/television broadcast/sound broadcast)

Description of copyright material(s):

Full name of *owner/*licensee of copyright in the copyright material(s):

Date of expiry of copyright:

*Delete whichever is inapplicable

APPENDIX 2

Provide sufficient information to describe and identify the copies of the copyright material, including, where available, particulars of —

- (a) the quantity and value of the copies;
- (b) the number of packages;
- (c) any mark used;
- (d) any relevant bill of lading or airway bill; and
- (e) any relevant consignment reference number.