

**PROVISIONS SUPPLEMENTING LAW NO. 8 OF 25 JANUARY 1991 - COPYRIGHT PROTECTION**

**We the Captains Regent  
of the Most Serene Republic of San Marino**

*Hereby promulgate and order the publication of the following Law approved by the Great and General Council during its sitting of 24 June 1997.*

**Art. 1**

Copyright protection under Law no. 8 of 25 January 1991 shall be extended to artists and performers of the work.

Artists and performers of the work shall include actors, singers, musicians, dancers and other persons who represent, sing, recite or perform in any way the works referred to in Law no. 8/1991.

**Art. 2**

Artists and performers shall have the exclusive power to authorise direct or indirect reproduction of their artistic performances, terrestrial broadcasting and communication to the public in any form, including magnetic recording of their live artistic performances.

**Art. 3**

The first paragraph of Article 118 of Law no. 8 of 25 January 1991, as amended by Article 14 of Law no. 5 of 29 January 1996, shall be modified as follows:

"Anyone directly or indirectly reproducing, or inducing a person to reproduce, disseminating, purchasing or holding for the purpose of disseminating, or introducing in the territory of the Republic, for the same purposes, works protected by this Law, thus damaging the exercise or the ownership of copyright and of performers, or some rights of economic exploitation held by performers, shall be punished with a proportional administrative sanction equal to 100,000 Lira - for each illegal copy, and in any case not exceeding a maximum of 500,000,000 Lira -. Always as an administrative measure, in all cases the Law Commissioner shall order the confiscation of illegal products, the destruction or the neutralisation of confiscated items.

The Law Commissioner shall make the case file available to the right holder, in order to enable him to verify, upon his request, the identity of the manufacturer and distributor of the illegal products and the distribution channels.

The Law Commissioner may order the seizure of the machinery used for the production of illegal products".

**Art. 4**

In addition to the requirements under Article 83 of Law no. 8 of 25 January 1991, the items related to sound recordings produced in the territory of the Republic shall bear a mark of origin.

The characteristics of the mark and the modalities of application shall be laid down in a specific regulation to be approved by the Minister of Industry, in agreement with San Marino

manufacturers. In any case, manufacturers shall be required to demonstrate in advance that they have been granted authorisations by the interested parties.

**Art. 5**

This Law shall enter into force on the fifth day following that of its legal publication.

*Done at Our Residence, on 26 June 1997/1696 since the Foundation of the Republic*

THE CAPTAINS REGENT  
*Paride Andreoli - Pier Marino Mularoni*

THE MINISTER  
OF INTERNAL AFFAIRS  
*Antonio L. Volpinari*