



INTELLECTUAL PROPERTY CORPORATION OF MALAYSIA

An agency under the Ministry of Domestic Trade and Consumer Affairs

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Proceedings not requiring special leave of the tribunal or proceeding where special leave of the tribunal has been granted

[Regulation 5]



CT - 1

For Tribunal use only

Case No :

To,
The Secretary
Copyright Tribunal

Section A : Applicant

Name : _____

NRIC Number : _____

Address 1 : _____

Address 2 : _____

Address 3 : _____

Postcode : _____ City : _____ Country : _____

State : _____ Fax : _____

Telephone : _____ E-mail : _____

Section B : Respondent

Name : _____

NRIC Number : _____

Address 1 : _____

Address 2 : _____

Address 3 : _____

Postcode : _____ City : _____ Country : _____

State : _____ Fax : _____

Telephone : _____ E-mail : _____

*** Section C : Application or reference (please choose only one)**

- Application by Performer under section 16B
- Reference under section 27B,27C,27D,27I or 27J
- Application under section 27E, 27F or 27K
- Application for license to produce and publish translation under section 31
- Application for hearing dispute relating to royalties under section 59C of the Act

*Required to be filled in

1. Application by Performer under section 16B

DETAILS	TICK (√) (Please tick √ ONE only)	FEE (RM)
determine the amount payable as equitable remuneration in the absence of a contract on the equitable remuneration :		RM100
vary any contract as to the amount payable as equitable remuneration :		
vary any previous determination of the Tribunal relating to the equitable remuneration dated with reference number of..... (may only be made within twelve months from the date of a previous determination, unless **special leave by the Tribunal has been obtained). **please attach the decision by Tribunal granting the special leave		

2. Reference under section 27B,27C,27D,27I or 27J

DETAILS	TICK (√) (Please tick √ ONE only)	FEE (RM)
an organization claiming to be representative of persons claiming that they require licences (section 27B and 27C) :		RM300
a person claiming that he requires a licence (section 27C) :		
a person who has been granted a licence (section 27C and **27D) :		
an operator of the licensing scheme while an order with respect to the licensing scheme under section 27B, 27C or 27D remains in force (**section 27D) : **please attach the decision by Tribunal granting the special leave		
a person claiming that he requires a licence to which an order with respect to the licensing scheme under section 27B, 27C or 27D remains in force applies (**section 27D) : **please attach the decision by Tribunal granting the special leave		

DETAILS	TICK (√) (Please tick √ ONE only)	FEE (RM)
an organization claiming to be representative of persons claiming that he requires a licence to which an order with respect to the licensing scheme under section 27B, 27C or 27D remains in force applies (**section 27D) : **please attach the decision by Tribunal granting the special leave		RM300
a prospective licensee (section 27I) :		
a licensee under a licence which is due to expire in three months time (section 27J) :		

Hereby apply to the Copyright Tribunal to :

DETAILS	TICK (√) (Please tick √ ONE only)
confirm/ vary, the proposed licensing scheme/licence or licensing scheme/licence (section 27B, 2C, 27D and 27I)	
further vary the licensing scheme made by the Tribunal by a decision dated (section 27D)	
declare that the licensee shall continue to be entitled to the benefit of the licence (section 27J).	

3. Application under section 27E, 27F or 27K

DETAILS	TICK (√) (Please tick √ ONE only)	FEE (RM)
a person in a case covered by a licensing scheme/ in a case excluded from a licensing scheme who has been refused by the operator of the licensing scheme to grant or procure the grant of a licence (section 27E) :		RM300
a person in a case covered by a licensing scheme/ in a case excluded from a licensing scheme who the operator of the licensing scheme has failed to grant or procure the grant of a licence within a reasonable time after being asked (section 27E) :		

DETAILS	TICK (✓) (Please tick ✓ ONE only)	FEE (RM)
a person in a case excluded from a licensing scheme to whom the operator of the licensing scheme proposes the unreasonable terms for a licence (section 27E) :		RM300
an operator of the licensing scheme to which an order under section 27E that a person is entitled to a license under a licensing scheme (section 27F) :		
an original applicant for an order under section 27E that a person is entitled to a license under a licensing scheme (section 27F) :		
a licensing body entitled to the benefit of the order made under section 27I or 27J (section 27K) :		
a person entitled to the benefit of the order made under section 27I or 27J (section 27K) :		

Hereby apply to the Copyright Tribunal to :

DETAILS	TICK (✓) (Please tick ✓ ONE only)
declare that the applicant is entitled to a licence (section 27E) : confirm/ vary the order made by the Tribunal under section 27 E by a decision dated (section 27F) :	
confirm/ vary the order made by the Tribunal under section 27 I or 27 J by a decision dated (section 27K).	

4. Application to produce and publish a translation under section 31

DETAILS	FEE (RM)
I, hereby apply to the Copyright Tribunal for a licence to produce and publish a translation in the national language or other vernacular languages in Malaysia of the literary work specified below and I hereby undertake to abide strictly by the terms and conditions of the licence, if granted.	RM300

*** Details of work**

- (a) Title of the work
- (b) Description of the work
- (c) Full name and address of author(s)/performer(s)
- (d) If the author, or any one or more of the authors is dead, name of deceased author(s) and date(s) of death
- (e) Date and place of first publication of the work
- (f) Date of first publication in Malaysia
- (g) Nationality of author(s)/performer(s)
- (h) Name and address of owner(s)

*** Further Details of work**

- (a) State the purpose of the translation?
- (b) State qualification to produce and publish the translation
- (c) State period to be licensed to
- (d) State number of copies proposed to be published
- (e) Estimated cost of production and publication
- (f) Proposed retail price per copy
- (g) Rate of royalty which the Applicant considers reasonable to be paid to the owner
- (h) Means of the applicant for payment of royalty
- (i) Name, address and nationality of the person competent to translate the work
- (j) Has the work been translated and published in the national language or other vernacular languages in Malaysia within one year after its first publication? Yes No
- (k) Has the Applicant been denied authorization by the owner? Yes No
- (l) Has any steps taken by the applicant to obtain authorization? Yes No
If yes, please give details
- (m) Has the author of the work withdrawn from circulation copies of the work? Yes No
- (n) Has the author of the work published an earlier translation in the national language? Yes No

*Required to be filled in

5. Application for hearing dispute relating to royalties under section 59C of the Act.

DETAILS	FEE (RM)
I, hereby apply to the Copyright Tribunal for hearing disputes to royalties under section 59C of the Act	RM200

*** Section D: Grounds of Application or references**

Note : the applicant(s) must provide grounds of applicaton or references mentioned in Section C above.

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*** Section E : Declaration**

I (state name and NRIC no.)
do solemnly and sincerely declare that the contents of this form are true and i make this solemn declaration conscientiously believing the same to be true.

Signature of the Applicant

(.....)

Name :

Date :

Section H : Official Use

Payment Received

Acknowledged by,

Sealed by,

(.....)

Secretary of the Tribunal :

(.....)

Date :

**Required to be filled in*

All correspondence should be addressed to :

Copyright Tribunal of Malaysia,
Aras 18, Tower B,
Menara UOA Bangsar,
No. 5 Jalan Bangsar Utama 1,
59000 Kuala Lumpur.

Telephone : +603 - 2299 8921
Fax : +603 - 2299 8989
Website : <http://www.myipo.gov.my>
E-Mail : copyrighttribunal@myipo.gov.my