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STATUTORY INSTRUMENTS

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**2006 No. 1028**

**INTELLECTUAL PROPERTY**

**The Intellectual Property (Enforcement, etc.) Regulations 2006**

*Made* - - - - *5th April 2006*  
*Laid before Parliament* *6th April 2006*  
*Coming into force* *29th April 2006*

**THE INTELLECTUAL PROPERTY  
(ENFORCEMENT, ETC.) REGULATIONS 2006**

1. Citation and commencement
  2. Amendments of legislation
  3. Assessment of damages
  4. Order in Scotland for disclosure of information
  5. Order in Scotland for publication of judgments
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SCHEDULE 1 — Amendments to the Registered Designs Act 1949

1. The Registered Designs Act 1949 shall be amended as follows...
2. After section 15 there shall be inserted— Property in and...
3. Before section 25 there shall be inserted— Action for infringement...
4. In section 26 (remedy for groundless threats of infringement proceedings),...
5. For section 45 there shall be substituted— Application to Scotland...
6. In section 46 (application to Northern Ireland), after subsection (4)...

SCHEDULE 2 — Amendments to other primary legislation

1. Amendment of the Patents Act 1977
2. In section 62 (restrictions on recovery of damages for infringement),...
3. In section 63 (relief for infringement of partially valid patent),...
4. In section 68 (effect of non-registration on infringement proceedings)—
5. (1) In section 130 (interpretation), in subsection (1), in the...
6. Amendment of the Copyright, Designs and Patents Act 1988
7. In section 114 (order as to disposal of infringing copy...
8. (1) Section 172A (meaning of EEA and related expressions) shall...
9. In section 179 (index of defined expressions), for the words...

*Status:* This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

10. After section 197 there shall be inserted— Presumptions relevant to...
11. In section 204 (order as to disposal of illicit recording),...
12. In section 211(1) (expressions having same meaning as in copyright...
13. In section 212 (index of defined expressions), for the words...
14. In section 231 (orders as to disposal of infringing articles),...
15. Amendment of the Trade Marks Act 1994
16. In section 19 (order as to disposal of infringing goods),...
17. In section 25 (registration of transactions affecting registered trade mark),...
18. In section 55 (the Paris Convention), in subsection (1)(b) after...

#### SCHEDULE 3 — Amendments to secondary legislation

1. Amendment of the Duration of Copyright and Rights in Performances Regulations 1995
2. Amendment of the Copyright and Related Rights Regulations 1996
3. In regulation 2, for the definition of “EEA state” there...
4. In regulation 16(7) after the word “regulation” there shall be...
5. After regulation 17 there shall be inserted— Presumptions relevant to...
6. Amendment of the Copyright and Rights in Databases Regulations 1997
7. Amendment of the Community Design Regulations 2005
8. In regulation 1(2) (interpretation), at the appropriate place, there shall...
9. After regulation 1 there shall be inserted— Infringement proceedings (1)  
This regulation and regulations 1B to 1D are without...
10. After regulation 5 there shall be inserted— Application to Scotland...

#### SCHEDULE 4 — Repeals

Explanatory Note