



Copyright, Designs and Patents Act 1988

1988 CHAPTER 48

PART III **E+W+S+N.I.**

DESIGN RIGHT

CHAPTER IV **E+W+S+N.I.**

JURISDICTION OF THE COMPTROLLER AND THE COURT

Jurisdiction of the comptroller

250 Rules. **E+W+S+N.I.**

- (1) The Secretary of State may make rules for regulating the procedure to be followed in connection with any proceeding before the comptroller under this Part.
- (2) Rules may, in particular, make provision—
 - (a) prescribing forms;
 - (b) requiring fees to be paid;
 - (c) authorising the rectification of irregularities of procedure;
 - (d) regulating the mode of giving evidence and empowering the comptroller to compel the attendance of witnesses and the discovery of and production of documents;
 - (e) providing for the appointment of advisers to assist the comptroller in proceedings before him;
 - (f) prescribing time limits for doing anything required to be done (and providing for the alteration of any such limit); and
 - (g) empowering the comptroller to award costs and to direct how, to what party and from what parties, costs are to be paid.
- (3) Rules prescribing fees require the consent of the Treasury.

Changes to legislation: Copyright, Designs and Patents Act 1988, Section 250 is up to date with all changes known to be in force on or before 26 May 2018. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- (4) The remuneration of an adviser appointed to assist the comptroller shall be determined by the Secretary of State with the consent of the Treasury and shall be defrayed out of money provided by Parliament.
- (5) Rules shall be made by statutory instrument which shall be subject to annulment in pursuance of a resolution of either House of Parliament.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 40A(1A)(aa) inserted by 2017 c. 30 s. 31(4)(b)
- s. 40A(1ZA) inserted by 2017 c. 30 s. 31(3)
- s. 249(1A) inserted by 2007 c. 15 s. 143(3)(b)