



# Copyright, Designs and Patents Act 1988

## 1988 CHAPTER 48

### PART VI

#### PATENTS

##### *Patents county courts*

#### **292 Rights and duties of registered patent agents in relation to proceedings in patents county court.**

- (1) A registered patent agent may do, in or in connection with proceedings in a patents county court which are within the special jurisdiction of that court, anything which a solicitor of the Supreme Court might do, other than prepare a deed.
- (2) The Lord Chancellor may by regulations provide that the right conferred by subsection (1) shall be subject to such conditions and restrictions as appear to the Lord Chancellor to be necessary or expedient; and different provision may be made for different descriptions of proceedings.

[<sup>F1</sup>(2A) The Lord Chancellor may make regulations under subsection (2) only with the concurrence of the Lord Chief Justice.]

- (3) A patents county court has the same power to enforce an undertaking given by a registered patent agent acting in pursuance of this section as it has, by virtue of section 142 of the <sup>M1</sup>County Courts Act 1984, in relation to a solicitor.
- (4) Nothing in section 143 of the County Courts Act 1984 (prohibition on persons other than solicitors receiving remuneration) applies to a registered patent agent acting in pursuance of this section.
- (5) The provisions of county court rules prescribing scales of costs to be paid to solicitors apply in relation to registered patent agents acting in pursuance of this section.
- (6) Regulations under this section 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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*Status: Point in time view as at 06/04/2007. This version of this provision has been superseded.*

*Changes to legislation: There are currently no known outstanding effects for the Copyright, Designs and Patents Act 1988, Section 292. (See end of Document for details)*

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[<sup>F2</sup>(7) The Lord Chief Justice may nominate a judicial office holder (as defined in section 109(4) of the Constitutional Reform Act 2005) to exercise his functions under this section.]

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#### **Textual Amendments**

- F1** S. 292(2A) inserted (3.4.2006) by Constitutional Reform Act 2005 (c. 4), ss. 15(1), 148, **Sch. 4 para. 202(2)**; S.I. 2006/1014, **art. 2(a)**, Sch. 1 paras. 10, 11(r)
- F2** S. 292(7) inserted (3.4.2006) by Constitutional Reform Act 2005 (c. 4), ss. 15(1), 148, **Sch. 4 para. 202(2)**; S.I. 2006/1014, **art. 2(a)**, Sch. 1 paras. 10, 11(r)

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#### **Marginal Citations**

- M1** 1984 c. 28.

**Status:**

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**Changes to legislation:**

There are currently no known outstanding effects for the Copyright, Designs and Patents Act 1988, Section 292.