



Trade Marks Act 1994

CHAPTER 26

TRADE MARKS ACT 1994

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Status: This is the original version (as it was originally enacted).

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- 3 (1) Notwithstanding section 3(1)(c), a collective mark may be registered...

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- 4 (1) A collective mark shall not be registered if the...

Regulations governing use of collective mark

- 5 (1) An applicant for registration of a collective mark must...

Approval of regulations by registrar

- 6 (1) A collective mark shall not be registered unless the...
- 7 (1) The registrar shall consider whether the requirements mentioned in...
- 8 The regulations shall be published and notice of opposition may...

Regulations to be open to inspection

- 9 The regulations governing the use of a registered collective mark...

Amendment of regulations

- 10 (1) An amendment of the regulations governing the use of...

Infringement: rights of authorised users

- 11 The following provisions apply in relation to an authorised user...

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12 (1) The following provisions (which correspond to the provisions of...

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13 Apart from the grounds of revocation provided for in section...

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14 Apart from the grounds of invalidity provided for in section...

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General

1 The provisions of this Act apply to certification marks subject...

Signs of which a certification mark may consist

2 In relation to a certification mark the reference in section...

Indication of geographical origin

3 (1) Notwithstanding section 3(1)(c), a certification mark may be registered...

Nature of proprietor's business

4 A certification mark shall not be registered if the proprietor...

Mark not to be misleading as to character or significance

5 (1) A certification mark shall not be registered if the...

Regulations governing use of certification mark

6 (1) An applicant for registration of a certification mark must...

Approval of regulations, &c.

7 (1) A certification mark shall not be registered unless—

8 (1) The registrar shall consider whether the requirements mentioned in...

9 The regulations shall be published and notice of opposition may...

Regulations to be open to inspection

10 The regulations governing the use of a registered certification mark...

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11 (1) An amendment of the regulations governing the use of...

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12 The assignment or other transmission of a registered certification mark...

Infringement: rights of authorised users

13 The following provisions apply in relation to an authorised user...

14 In infringement proceedings brought by the proprietor of a registered...

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15 Apart from the grounds of revocation provided for in section...

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16 Apart from the grounds of invalidity provided for in section...

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1 (1) In this Schedule— “existing registered mark” means a trade...

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2 (1) Existing registered marks (whether registered in Part A or...

3 (1) A condition entered on the former register in relation...

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4 (1) Sections 9 to 12 of this Act (effects of...

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5 Section 16 of this Act (order for delivery up of...

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7 The provisions of section 23 of this Act (co-ownership of...

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8 (1) Section 24 of this Act (assignment or other transmission...

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9 (1) Sections 28 and 29(2) of this Act (licensing of...

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12 The registrar may exercise the powers conferred by rules under...

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13 Section 35 of this Act (claim to priority of Convention...

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- 14 (1) Where before the commencement of this Act a person...

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- 15 (1) Section 42(1) of this Act (duration of original period...

Pending application for alteration of registered mark

- 16 An application under section 35 of the 1938 Act (alteration...

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- 17 (1) An application under section 26 of the 1938 Act...

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- 18 (1) An application under section 32 or 34 of the...

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- 19 (1) Regulations governing the use of an existing registered certification...

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- 20 (1) For the purposes of this Schedule the Sheffield register...

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- 21 A certificate given before the commencement of this Act under...

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- 22 (1) Rules in force immediately before the commencement of this...

SCHEDULE 4 — Consequential amendments

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- 1 (1) References in statutory provisions passed or made before the...

Patents and Designs Act 1907 (c. 29)

- 2 (1) The Patents and Designs Act 1907 is amended as...

Patents, Designs, Copyright and Trade Marks (Emergency) Act 1939(c.107)

- 3 (1) The Patents, Designs, Copyright and Trade Marks (Emergency) Act...

Trade Descriptions Act 1968 (c. 29)

- 4 In the Trade Descriptions Act 1968, in section 34 (exemption...

Solicitors Act 1974 (c. 47)

- 5 (1) Section 22 of the Solicitors Act 1974 (preparation of...

House of Commons Disqualification Act 1975 (c. 24)

6 In Part III of Schedule 1 to the House of...

Restrictive Trade Practices Act 1976 (c. 34)

7 In Schedule 3 to the Restrictive Trade Practices Act 1976...

Copyright, Designs and Patents Act 1988 (c. 48)

8 (1) The Copyright, Designs and Patents Act 1988 is amended...

Tribunals and Inquiries Act 1992 (c. 53)

9 In Part I of Schedule 1 to the Tribunals and...

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