

Changes to legislation: Trade Marks Act 1994, SCHEDULE 5 is up to date with all changes known to be in force on or before 26 July 2024. 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) View outstanding changes

SCHEDULES

SCHEDULE 5

Section 106(2).

REPEALS AND REVOCATIONS

Chapter or number	Short title	Extent of repeal or revocation
1891 c. 50.	Commissioners for Oaths Act 1891.	In section 1, the words “or the Patents, Designs and Trade Marks Acts, 1883 to 1888,”.
1907 c. 29.	Patents and Designs Act 1907.	In section 63(2), the words from “and those salaries” to the end.
1938 c. 22.	Trade Marks Act 1938.	The whole Act.
1947 c. 44.	Crown Proceedings Act 1947.	In section 3(1)(b), the words “or registered service mark”.
1949 c. 87.	Patents Act 1949.	Section 92(2).
1964 c. 14.	Plant Varieties and Seeds Act 1964.	In section 5A(4), the words “under the Trade Marks Act 1938”.
1967 c. 80.	Criminal Justice Act 1967.	In Schedule 3, in Parts I and IV, the entries relating to the Trade Marks Act 1938.
1978 c. 23.	Judicature (Northern Ireland) Act 1978.	In Schedule 5, in Part II, the paragraphs amending the Trade Marks Act 1938.
1984 c. 19.	Trade Marks (Amendment) Act 1984.	The whole Act.
1985 c. 6.	Companies Act 1985.	In section 396— (a) in subsection (3A)(a), and (b) in subsection (2)(d)(i) as inserted by the Companies Act 1989, the words “service mark,”.
1986 c. 12.	Statute Law (Repeals) Act 1986.	In Schedule 2, paragraph 2.

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1986 c. 39.	Patents, Designs and Marks Act 1986.	Section 2. Section 4(4). In Schedule 1, paragraphs 1 and 2. Schedule 2.
S.I. 1986/1032 (N.I. 6).	Companies (Northern Ireland) Order 1986.	In article 403— (a) in paragraph (3A)(a), and (b) in paragraph (2)(d)(i) as inserted by the Companies (No.2) (Northern Ireland) Order 1990, the words “service mark,”.
1987 c. 43.	Consumer Protection Act 1987.	In section 45— (a) in subsection (1), the definition of “mark” and “trade mark”; (b) subsection (4).
S.I. 1987/2049.	Consumer Protection (Northern Ireland) Order 1987.	In article 2— (a) in paragraph (2), the definitions of “mark” and “trade mark”; (b) paragraph (3).
1988 c. 1.	Income and Corporation Taxes Act 1988.	In section 83, the words from “References in this section” to the end.
1988 c. 48.	Copyright, Designs and Patents Act 1988.	Sections 282 to 284. In section 286, the definition of “registered trade mark agent”. Section 300.
1992 c. 12.	Taxation of Chargeable Gains Act 1992.	In section 275(h), the words “service marks” and “service mark”.

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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. 97(8)(d) words substituted by [2024 c. 13 Sch. 21 para. 7\(3\)](#)