



# Trade Marks Act 1994

## 1994 CHAPTER 26

### PART III

#### ADMINISTRATIVE AND OTHER SUPPLEMENTARY PROVISIONS

##### *Importation of infringing goods, material or articles*

#### **91 [F<sup>1</sup> Power of Commissioners for Revenue and Customs to disclose information.]**

Where information relating to infringing goods, material or articles has been obtained [F<sup>2</sup>or is held] by [F<sup>3</sup>the Commissioners for her Majesty's Revenue and Customs] for the purposes of, or in connection with, the exercise of [F<sup>4</sup> functions of Her Majesty's Revenue and Customs] in relation to imported goods, the Commissioners may authorise the disclosure of that information for the purpose of facilitating the exercise by any person of any function in connection with the investigation or prosecution of [F<sup>5</sup>an offence under—

- (a) section 92 below (unauthorised use of trade mark, &c in relation to goods),
- (b) the Trade Descriptions Act 1968,
- (c) the Business Protection from Misleading Marketing Regulations 2008, or
- (d) the Consumer Protection from Unfair Trading Regulations 2008.]

#### **Textual Amendments**

- F1** S. 91 heading substituted (18.4.2005) by [Commissioners for Revenue and Customs Act 2005 \(c. 11\), s. 53\(1\), Sch. 4 para. 58\(2\)](#); S.I. 2005/1126, art. 2(2)(h)
- F2** Words in s. 91 inserted (18.4.2005) by [Commissioners for Revenue and Customs Act 2005 \(c. 11\), s. 53\(1\), Sch. 4 para. 58\(1\)\(b\)](#); S.I. 2005/1126, art. 2(2)(h)
- F3** Words in s. 91 substituted (18.4.2005) by [Commissioners for Revenue and Customs Act 2005 \(c. 11\), s. 53\(1\), Sch. 4 para. 58\(1\)\(a\)](#); S.I. 2005/1126, art. 2(2)(h)
- F4** Words in s. 91 substituted (18.4.2005) by [Commissioners for Revenue and Customs Act 2005 \(c. 11\), s. 53\(1\), Sch. 4 para. 58\(1\)\(c\)](#); S.I. 2005/1126, art. 2(2)(h)
- F5** Words in s. 91 substituted (26.5.2008) by [The Consumer Protection from Unfair Trading Regulations 2008 \(S.I. 2008/1277\), reg. 1, Sch. 2 para. 54](#) (with reg. 28(2)(3))

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**Changes to legislation:** There are currently no known outstanding effects  
for the Trade Marks Act 1994, Section 91. (See end of Document for details)

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**Modifications etc. (not altering text)**

- C1** S. 91 applied (with modifications) (1.4.1996) by [S.I. 1996/714](#), **art. 16**  
S. 91 applied (with modifications) (14.8.1996) by [S.I. 1996/1908](#), **reg. 6**
- C2** S. 91 applied (29.4.2006) by [Community Trade Mark Regulations 2006](#) (S.I. 2006/1027), regs. 1(1),  
[7\(2\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Trade Marks Act 1994, Section 91.