
STATUTORY INSTRUMENTS

2018 No. 597

The Trade Secrets (Enforcement, etc.) Regulations 2018

Effect of disability on limitation period

7.—(1) If, in relation to a claim in England and Wales and Northern Ireland for the unlawful acquisition, use or disclosure of a trade secret, the trade secret holder is under a disability during the whole or any part of the limitation period, the limitation period for the claim begins with the earlier of—

- (a) the day on which the trade secret holder ceases to be under a disability, and
- (b) the day on which the trade secret holder dies.

(2) In England and Wales, references in paragraph (1) to a person being “under a disability” have the same meaning as in section 38(2) of the Limitation Act 1980 (interpretation).

(3) In Northern Ireland, references in paragraph (1) to a person being “under a disability” have the same meaning as in article 47 of the Limitation (Northern Ireland) Order 1989⁽¹⁾ (persons under a disability).