

STATUTORY INSTRUMENTS

2020 No. 1637

The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020

PART 3

Amendment of subordinate legislation: amendments
coming into force immediately before IP completion day

The Trade Marks (Amendment etc.) (EU Exit) Regulations 2019

3. In the Trade Marks (Amendment etc.) (EU Exit) Regulations 2019 ^{M1}, in Schedule 5, after paragraph 7(1) insert—

“(1A) Sub-paragraph 1 does not apply to an application to register a trade mark that was pending immediately before the coming into force of these Regulations referred to in—

- (a) Article 14a of Regulation (EU) No 1151/2012 of the European Parliament and of the Council on quality schemes for agricultural products and foodstuffs [^{F1}, or that Article as applied by Article 14d of that Regulation]^{M2};
- (b) Article 102a of Regulation (EU) No 1308/2013 of the European Parliament and of the Council establishing a common organisation of the markets in agricultural products [^{F2}, or that Article as applied by Article 102d of that Regulation]^{M3};
- (c) Article 19a of Regulation (EU) No 251/2014 of the European Parliament and of the Council on the definition, description, presentation, labelling and the protection of geographical indications of aromatised wine products [^{F3}, or that Article as applied by Article 19d of that Regulation]^{M4};
- (d) Article 32a of Commission Delegated Regulation (EU) 2019/33 supplementing Regulation (EU) No 1308/2013 of the European Parliament and of the Council as regards applications for protection of designations of origin, geographical indications and traditional terms in the wine sector, the objection procedure, restrictions of use, amendments to product specifications, cancellation of protection, and labelling and presentation [^{F4}, or that Article as applied by Article 32d of that Regulation]^{M5}.”

Textual Amendments

- F1** Words in [reg. 3](#) inserted (31.12.2020 immediately before IP completion day) by [The Agricultural Products, Food and Drink \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1661\)](#), [regs. 1\(2\)\(b\), 16\(2\)\(a\)](#)
- F2** Words in [reg. 3](#) inserted (31.12.2020 immediately before IP completion day) by [The Agricultural Products, Food and Drink \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1661\)](#), [regs. 1\(2\)\(b\), 16\(2\)\(b\)](#)

- F3** Words in [reg. 3](#) inserted (31.12.2020 immediately before IP completion day) by [The Agricultural Products, Food and Drink \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1661\)](#), regs. 1(2)(b), [16\(2\)\(c\)](#)
- F4** Words in [reg. 3](#) inserted (31.12.2020 immediately before IP completion day) by [The Agricultural Products, Food and Drink \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1661\)](#), regs. 1(2)(b), [16\(2\)\(d\)](#)

Commencement Information

- I1** [Reg. 3](#) in force at 31.12.2020 immediately before IP completion day, see [reg. 1\(6\)](#)

Marginal Citations

- M1** [S.I. 2019/269](#).
- M2** EUR 2012/1151. Prospective amendments were included in [S.I. 2019/865](#). Those amendments would have come into force on IP completion day. They are omitted by regulation 6 of this instrument and replaced, in relation to Great Britain, on IP completion day with the amendments in regulation 18 of, and Schedule 2 to, this instrument. Article 14a is inserted in EUR 2012/1151 on IP completion day by Part 3 of Schedule 2 to this instrument. See the footnote for the reference to EUR 2012/1151 in the paragraph inserted in [S.I. 2009/1976](#) by regulation 8 of this instrument for information about the insertion of Annex 1B in EUR 2012/1151.
- M3** EUR 2013/1308, amended prospectively on IP completion day by [S.I. 2019/828](#), 2020/1446, 1452. Articles 95(1A) and 97a are prospectively inserted in EUR 2013/1308 on IP completion day by [S.I. 2020/1446](#). Article 99a is prospectively inserted in EUR 1308/2013 on IP completion day by [S.I. 2019/828](#), as amended by 2020/1446 immediately before IP completion day. Article 102a is inserted in EUR 2013/1308 on IP completion day by Part 2 of Schedule 3 to this instrument. Article 107 of EUR 2013/1308 is prospectively amended on IP completion day by [S.I. 2019/828](#), as amended by [S.I. 2020/1452](#) immediately before IP completion day. There are other amending instruments but none is relevant.
- M4** EUR 2014/251. Prospective amendments were included in [S.I. 2019/778](#), 865. They would have come into force on IP completion day. Those prospective amendments are omitted by regulations 5 and 6 of this instrument and replaced, in relation to Great Britain, on IP completion day with the amendments in regulation 21 of, and Schedule 4 to, this instrument. Article 19a is inserted in EUR 2014/251 on IP completion day by Part 3 of Schedule 4 to this instrument. See the footnote for the reference to EUR 2014/251 in the paragraph inserted in [S.I. 2009/1976](#) by regulation 8 of this instrument for information about the insertion of Annex 2B in EUR 2014/251.
- M5** EUR 2019/33. Prospective amendments were included in [S.I. 2019/759](#), 778. They would have come into force on IP completion day. Those prospective amendments are omitted by regulations 4 and 5 of this instrument and replaced, in relation to Great Britain, on IP completion day with the amendments in regulation 26 of, and Schedule 8 to, this instrument. Article 32a is inserted in EUR 2019/33 on IP completion day by Part 3 of Schedule 8 to this instrument. See the footnote for the reference to EUR 2019/33 in the paragraph inserted in [S.I. 2009/1976](#) by regulation 8 of this instrument for information about the insertion of Annex A2 in EUR 2019/33.

Changes to legislation:

There are currently no known outstanding effects for the The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020, Section 3.