

SCHEDULE 1

Amendments to the Design Regulation and 2005 Regulations relating to the creation and application of the supplementary unregistered design right etc.

PART 1

Design Regulation and supplementary unregistered designs

Amendments to Article 85 (presumption of validity – defence as to the merits)

36. In Article 85—

- (a) omit point 1;
- (b) in point 2—
 - (i) for “an”, in the third place it appears, substitute “a supplementary”;
 - (ii) omit “Community”, in the first and second places it appears;
 - (iii) for “Community”, in the third and fourth places it appears, substitute “supplementary unregistered”.