
Changes to legislation: Patents Act 1977, Paragraph 5 is up to date with all changes known to be in force on or before 10 February 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

[^{F1}SCHEDULE A1

DEROGATION FROM PATENT PROTECTION IN RESPECT OF BIOTECHNOLOGICAL INVENTIONS

Textual Amendments

F1 Sch. A1 inserted (28.7.2000) by S.I. 2000/2037, reg. 8(1), Sch. 1

Information to be supplied by farmer

- 5 (1) At the request of a relevant rights holder (“H”), a farmer must tell H—
- (a) his name and address;
 - (b) whether he has performed a relevant activity; and
 - (c) if he has performed such an activity, the address of the holding on which he performed it.
- (2) If the farmer has performed such an activity, he must tell H whether he is—
- (a) liable to pay remuneration as a result of paragraph 3; or
 - (b) not liable because he is a small farmer.
- (3) If the farmer has told H that he is liable to pay remuneration as a result of paragraph 3, he must tell H—
- (a) the amount of the protected material used;
 - (b) whether the protected material has been processed for planting; and
 - (c) if it has, the name and address of the person who processed it.
- (4) The farmer must comply with sub-paragraphs (2) and (3) when complying with sub-paragraph (1).
- (5) If the farmer has told H that he is liable to pay remuneration as a result of paragraph 3, he must (if H asks him to do so) tell H—
- (a) whether he used any protected material with the authority of H within the same seed year; and
 - (b) if he did, the amount used and the name and address of the person who supplied it.]

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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. 56(4)(a)(iiia) and word added by [S.I. 2006/1056 Sch. para. 2\(b\)](#) (This amendment comes into force on the day on which 2005 asp 13, s. 20 comes into force, see art. 1(2)(b))
- s. 63(3)(a) words in s. 63(3) renumbered as s. 63(3)(a) by [2004 c. 16 s. 2\(4\)](#) (Amendment not applied to legislation.gov.uk. S. 2(4) was repealed (29.4.2006) by S.I. 2006/1028, art. 2(4), Sch. 4)
- s. 63(3)(b) and word inserted by [2004 c. 16 s. 2\(4\)](#) (Amendment not applied to legislation.gov.uk. S. 2(4) was repealed (29.4.2006) by S.I. 2006/1028, art. 2(4), Sch. 4)