

Changes to legislation: Copyright, Designs and Patents Act 1988, Paragraph 17 is up to date with all changes known to be in force on or before 07 April 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

SCHEDULE 3

REGISTERED DESIGNS: MINOR AND CONSEQUENTIAL AMENDMENTS OF 1949 ACT

Modifications etc. (not altering text)

- C1** Sch. 3 extended (with modifications) (Isle of Man) (9.12.2001) by [S.I. 2001/3678](#), art. 3, **Sch. 3**
- C1** Sch. 3 extended (Isle of Man) (with modifications) (11.11.2013) by [The Registered Designs \(Isle of Man\) Order 2013 \(S.I. 2013/2533\)](#), arts. 1, 3(2), **Sch. 2**

Section 28: the Appeal Tribunal

- 17 (1) Section 28 of the Registered Designs Act 1949 (the Appeal Tribunal) is amended as follows.
- (2) For subsection (2) (members of Tribunal) substitute—
- “(2) The Appeal Tribunal shall consist of—
- (a) one or more judges of the High Court nominated by the Lord Chancellor, and
 - (b) one judge of the Court of Session nominated by the Lord President of that Court.”.

(3) In subsection (5) (costs), after “costs” (twice) insert “ or expenses ”, and for the words from “and any such order” to the end substitute—

“and any such order may be enforced—

 - (a) in England and Wales or Northern Ireland, in the same way as an order of the High Court;
 - (b) in Scotland, in the same way as a decree for expenses granted by the Court of Session.”.

(4) For subsection (10) (seniority of judges) substitute—

“(10) In this section “the High Court” means the High Court in England and Wales; and for the purposes of this section the seniority of judges shall be reckoned by reference to the dates on which they were appointed judges of that court or the Court of Session.”.

(5) The amendments to section 28 made by section 10(5) of the ^{M1}Administration of Justice Act 1970 (power to make rules as to right of audience) shall be deemed always to have extended to Northern Ireland.

Marginal Citations

- M1** 1970 c. 31.

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Changes and effects yet to be applied to :

- Sch. 3 para. 17 repealed by [2007 c. 15 Sch. 23 Pt. 6](#)

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. 249(1A) inserted by [2007 c. 15 s. 143\(3\)\(b\)](#) (This amendment not applied to [legislation.gov.uk](#). 2007 c. 15, s. 143 was repealed (6.4.2015) by Intellectual Property Act 2014 (c. 18), ss. 10(11), 24(1); S.I. 2015/165, art. 3)