Changes to legislation: *Trade Marks Act 1994, Paragraph 16 is up to date with all changes known to be in force on or before 25 July 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

[F1SCHEDULE 2A

EUROPEAN UNION TRADE MARKS

Textual Amendments

F1 Sch. 2A inserted (31.12.2020) by The Trade Marks (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/269), reg. 1(1), **Sch. 1 para. 3** (as amended by S.I. 2020/1050, regs. 1(2), **9(b)(i)(ii)**); 2020 c. 1, **Sch. 5 para. 1(1)**

PART 1

EXISTING EUROPEAN UNION TRADE MARKS

Assignment of an existing EUTM not registered on IP completion day

16 (1) This paragraph applies where before IP completion day an existing EUTM (or any right in it) is the subject of an assignment (a "relevant assignment") which immediately before IP completion day is not recorded in the EUTM Register.

(2) Section 25 applies in relation to a relevant assignment as if it were a registrable transaction affecting a comparable trade mark (EU), subject to the modification set out below.

(3) An application under section 25(1) may only be made by—

(a) a person claiming to be entitled to an interest in or under a comparable trade mark (EU) by virtue of a relevant assignment of the corresponding EUTM; or

(b) the proprietor of the comparable trade mark (EU).**]**

Changes to legislation:
Trade Marks Act 1994, Paragraph 16 is up to date with all changes known to be in force on or before 25 July 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.
View outstanding changes

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. 97(8)(d) words substituted by 2024 c. 13 Sch. 21 para. 7(3)