Trade Marks Act 1994

1994 CHAPTER 26

PART III

ADMINISTRATIVE AND OTHER SUPPLEMENTARY PROVISIONS

The register

64 Rectification or correction of the register.

(1) Any person having a sufficient interest may apply for the rectification of an error or omission in the register:
Provided that an application for rectification may not be made in respect of a matter affecting the validity of the registration of a trade mark.

(2) An application for rectification may be made either to the registrar or to the court, except that—
   (a) if proceedings concerning the trade mark in question are pending in the court, the application must be made to the court; and
   (b) if in any other case the application is made to the registrar, he may at any stage of the proceedings refer the application to the court.

(3) Except where the registrar or the court directs otherwise, the effect of rectification of the register is that the error or omission in question shall be deemed never to have been made.

(4) The registrar may, on request made in the prescribed manner by the proprietor of a registered trade mark, or a licensee, enter any change in his name or address as recorded in the register.

(5) The registrar may remove from the register matter appearing to him to have ceased to have effect.

Commencement Information

I1 S. 64 wholly in force at 31.10.1994; s. 64 not in force at Royal Assent see s. 109; s. 64(4) in force for certain purposes at 29.9.1994 and at 31.10.1994 insofar as s. 64 not already in force by S.I. 1994/2550, arts. 2, 3(1), **Sch.**

Changes to legislation:
There are currently no known outstanding effects for the Trade Marks Act 1994, Section 64.