



# Trade Marks Act 1994

## 1994 CHAPTER 26

### PART III

#### ADMINISTRATIVE AND OTHER SUPPLEMENTARY PROVISIONS

##### *Legal proceedings and appeals*

#### **72 Registration to be prima facie evidence of validity.**

In all legal proceedings relating to a registered trade mark (including proceedings for rectification of the register) the registration of a person as proprietor of a trade mark shall be prima facie evidence of the validity of the original registration and of any subsequent assignment or other transmission of it.

#### **Modifications etc. (not altering text)**

- C1** S. 72 applied (with modifications) (14.8.1996) by [S.I. 1996/1908, reg. 3\(3\)](#)
- C2** S. 72 applied (31.12.2020) by Regulation (EU) No. 33/2019, Art. 32b(1) (as inserted by [The Agricultural Products, Food and Drink \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1637\)](#), regs. 1(7), 26(31), [Sch. 8 Pt. 3](#))
- C3** S. 72 applied (31.12.2020) by Regulation (EU) No. 251/2014, Art. 19b(1) (as inserted by [The Agricultural Products, Food and Drink \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1637\)](#), regs. 1(7), 21, [Sch. 4 Pt. 3](#))
- C4** S. 72 applied (31.12.2020) by Regulation (EU) No. 1151/2012, Art. 14b(1) (as inserted by [The Agricultural Products, Food and Drink \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1637\)](#), regs. 1(7), 18, [Sch. 2 Pt. 3](#))
- C5** S. 72 applied (31.12.2020) by Regulation (EU) No. 1308/2013, Art. 102b(1) (as inserted by [The Agricultural Products, Food and Drink \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1637\)](#), regs. 1(7), 20, [Sch. 3 Pt. 2](#))
- C6** S. 72 applied (31.12.2020) by Regulation (EU) 2019/787, Art. 36b(1) (as inserted by [The Agricultural Products, Food and Drink \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1661\)](#), reg. 1(3), [Sch. 5 Pt. 2](#))

**Changes to legislation:**

There are currently no known outstanding effects for the Trade Marks Act 1994, Section 72.