



Patents Act 2004

2004 CHAPTER 16

Other amendments of the 1977 Act

11 Enforcement of damages

In section 61 of the 1977 Act (proceedings for infringement of a patent), after subsection (6) there is inserted—

“(7) If the comptroller awards any sum by way of damages on a reference under subsection (3) above, then—

- (a) in England and Wales, the sum shall be recoverable, if a county court so orders, by execution issued from the county court or otherwise as if it were payable under an order of that court;
- (b) in Scotland, payment of the sum may be enforced in like manner as an extract registered decree arbitral bearing a warrant for execution issued by the sheriff court of any sheriffdom in Scotland;
- (c) in Northern Ireland, payment of the sum may be enforced as if it were a money judgment.”

Commencement Information

11 S. 11 in force at 1.1.2005 by S.I. 2004/3205, art. 2(d) (with art. 9)

Changes to legislation:

There are currently no known outstanding effects for the Patents Act 2004, Section 11.