

STATUTORY INSTRUMENTS

1982 No. 298

TRADE MARKS

The Trade Marks (Companies Re-registration) Rules 1982

<i>Made</i>	- - -	<i>4th March 1982</i>
<i>Laid before Parliament</i>		<i>15th March 1982</i>
<i>Coming into Operation</i>		<i>5th April 1982</i>

Whereas, in pursuance of the requirements of section 40(3) of the Trade Marks Act 1938(a), the Secretary of State has, before making the following Rules under that Act, published notice of his intention to make such Rules and of the place where copies of the draft Rules might be obtained by advertising such notice in the Trade Marks Journal on 30th December 1981 and 6th January 1982 and in the Official Journal (Patents) on 23rd December 1981 and 6th January 1982, being the manner which he considered most expedient so as to enable persons affected to make representations to him before the Rules were finally settled:—

Now, therefore, the Secretary of State, in exercise of powers conferred by section 40 of the Trade Marks Act 1938 and now vested in him(b), hereby makes the following Rules:—

1. These Rules may be cited as the Trade Marks (Companies Re-registration) Rules 1982 and shall come into operation on 5th April 1982.

2. Where a body corporate has re-registered under the Companies Act 1980(c) with the same name as that with which it was registered immediately before the re-registration save for the substitution as, or the inclusion as, the last part of the name (in either upper or lower case of letters and with or without punctuation marks) of—

- (a) the words “public limited company” or their equivalent in Welsh; or
- (b) the abbreviation “p.l.c.” or its equivalent in Welsh,

then references to the name of the body corporate in any application to the Registrar, in the register and in any other record kept at, or any document issued by, the Patent Office and relating to trade marks shall be treated on and after the date of such re-registration as references to the name with which the body corporate is so re-registered.

Reginald Eyre,
Parliamentary Under-Secretary of State,
Department of Trade.

4th March 1982.

(a) 1938 c.22.

(b) S.I. 1970/1537.

(c) 1980 c.22.

EXPLANATORY NOTE

(This Note is not part of the Rules.)

These Rules provide that when a company re-registers as a public company under the Companies Act 1980 (which re-registration does not constitute a new legal entity but merely subjects the company to certain additional company law rules) applications to the Registrar, the register of trade marks and other records kept at or documents issued by the Trade Marks Registry of the Patent Office shall be treated as changed accordingly without the need for an application to the Trade Marks Registry.

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