

---

STATUTORY INSTRUMENTS

---

**2002 No. 247**

**PATENTS  
PLANT BREEDERS' RIGHTS**

**The Patents and Plant Variety Rights  
(Compulsory Licensing) Regulations 2002**

*Made - - - - 7th February 2002*

*Laid before Parliament 8th February 2002*

*Coming into force 1st March 2002*

**THE PATENTS AND PLANT VARIETY RIGHTS  
(COMPULSORY LICENSING) REGULATIONS 2002**

PART I

INTRODUCTORY

1. Citation, commencement and extent
2. Interpretation

PART II

COMPULSORY PATENT LICENCES

3. Applications
4. Proceedings before controllers
5. (1) The proprietor of the patent concerned or any other...
6. Grant
7. Conditions
8. Variation
9. Revocation
10. In regulations 8 and 9, "party" means the proprietor of...

PART III

COMPULSORY PLANT VARIETY LICENCES

11. Applications
12. Proceedings before controllers

**Changes to legislation:** There are outstanding changes not yet made by the [legislation.gov.uk](https://www.legislation.gov.uk) editorial team to *The Patents and Plant Variety Rights (Compulsory Licensing) Regulations 2002*. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

13. Grant
14. Conditions
15. Community plant variety rights: cross licences of patents
16. Variation and revocation

#### PART IV APPEALS AND GENERAL PROVISIONS

17. Appeals
  18. The Secretary of State shall draw up and from time...
  19. (1) Subject to paragraph (2), appeals to the Tribunal under...
  20. Extension of powers to make rules and regulations
  21. The powers of the Ministers to make regulations under sections...
  22. Application of existing rules and regulations
  23. Subject to the exercise by the Ministers of their powers...
  24. Subject to the exercise by the Secretary of State of...
  25. Subject to the exercise by the Ministers of their powers...
  26. Application of 1977 and 1997 Acts
  27. (1) Subject to regulation 19(2) and paragraphs (2) and (3)...
- Signature  
Explanatory Note

**Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Patents and Plant Variety Rights (Compulsory Licensing) Regulations 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. [View outstanding changes](#)

**Changes and effects yet to be applied to :**

- reg. 2(1) words omitted by [S.I. 2019/801 reg. 7\(2\)\(a\)](#)
- reg. 2(1) words omitted by [S.I. 2019/801 reg. 7\(2\)\(b\)](#)
- reg. 2(1) words substituted by [S.I. 2019/801 reg. 7\(2\)\(c\)](#)
- reg. 2(1) words substituted in earlier amending provision [S.I. 2019/801, reg. 7\(2\)\(c\)](#) by [S.I. 2020/1050 reg. 29](#)
- reg. 3 words omitted by [S.I. 2019/801 reg. 8\(2\)](#)
- reg. 6 words omitted by [S.I. 2019/801 reg. 8\(2\)](#)
- reg. 7(4)(5) omitted by [S.I. 2019/801 reg. 9](#)
- reg. 15 omitted by [S.I. 2019/801 reg. 10](#)
- reg. 16(4)-(7) omitted by [S.I. 2019/801 reg. 11](#)
- reg. 17(2) substituted by [S.I. 2019/801 reg. 12](#)
- reg. 20(a) words substituted by [S.I. 2019/801 reg. 13\(2\)](#)
- reg. 20(b) words substituted by [S.I. 2019/801 reg. 13\(3\)\(a\)](#)
- reg. 20(b) words substituted by [S.I. 2019/801 reg. 13\(3\)\(b\)](#)
- reg. 22(1) words substituted by [S.I. 2019/801 reg. 14\(2\)](#)
- reg. 22(2) words substituted by [S.I. 2019/801 reg. 14\(3\)](#)
- reg. 24 words omitted by [S.I. 2019/801 reg. 15](#)
- reg. 26(1) words substituted by [S.I. 2019/801 reg. 16\(2\)](#)
- reg. 26(3) words substituted by [S.I. 2019/801 reg. 16\(3\)](#)

**Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:**

- Blanket amendment words substituted by [S.I. 2011/1043 art. 3-68-10](#)