
STATUTORY INSTRUMENTS

2020 No. 1317

The Patents, Trade Marks and Designs (Address for Service) (Amendment) (EU Exit) Rules 2020

Transitional and Saving Provision - pending proceedings

- 6.—(1) This rule applies where—
- (a) before the Commencement Date, a person has filed an EEA address for service for the purposes of proceedings in accordance with the address for service rules and proceedings (“relevant proceedings”) have been instituted by or against that person, and
 - (b) immediately before the Commencement Date the relevant proceedings have not been finally determined.
- (2) Where this rule applies—
- (a) the EEA address for service continues on and after the Commencement Date to be that person’s address for service for the purposes of the relevant proceedings unless and until that person substitutes a new address for service, and
 - (b) if that person substitutes a new address for service for the purposes of the relevant proceedings, the new address for service may be any address for service permitted by the address for service rules as in force immediately before the Commencement Date.
- (3) For the purposes of this rule, proceedings are finally determined when—
- (a) they have been determined, and
 - (b) there is no further possibility of the determination being varied or set aside (disregarding any power to grant permission to appeal out of time).