

## SCHEDULES

### SCHEDULE 3

#### REGISTERED DESIGNS: MINOR AND CONSEQUENTIAL AMENDMENTS OF 1949 ACT

##### *Section 5: provisions for secrecy of certain designs*

- 3 (1) Section 5 of the Registered Designs Act 1949 is amended as follows.
- (2) For “a competent authority” or “the competent authority”, wherever occurring, substitute “the Secretary of State”; and in subsection (3)(c) for “that authority” substitute “he”.
- (3) For subsection (2) substitute—
- “(2) The Secretary of State shall by rules make provision for securing that where such directions are given—
- (a) the representation or specimen of the design, and
- (b) any evidence filed in support of the applicant’s contention that the appearance of an article is material (for the purposes of section 1(3) of this Act),
- shall not be open to public inspection at the Patent Office during the continuance in force of the directions.”
- (4) In subsection (3)(b) after “representation or specimen of the design” insert “, or any such evidence as is mentioned in subsection (2)(b) above,”.
- (5) Omit subsection (5).