



Trade Marks Act 1994

1994 CHAPTER 26

PART III

ADMINISTRATIVE AND OTHER SUPPLEMENTARY PROVISIONS

Offences

93 Enforcement function of local weights and measures authority.

(1) It is the duty of every local weights and measures authority to enforce within their area the provisions of section 92 (unauthorised use of trade mark, &c. in relation to goods).

^{F1}(2)

(3) Subsection (1) above does not apply in relation to the enforcement of section 92 in Northern Ireland, but it is the duty of the Department of Economic Development to enforce that section in Northern Ireland.

^{F2} ...

[^{F3}(3A) For the investigatory powers available to a local weights and measures authority or the Department of Enterprise, Trade and Investment in Northern Ireland for the purposes of the duties in this section, see Schedule 5 to the Consumer Rights Act 2015.]

(4) Any enactment which authorises the disclosure of information for the purpose of facilitating the enforcement of the Trade Descriptions Act 1968 shall apply as if section 92 above were contained in that Act and as if the functions of any person in relation to the enforcement of that section were functions under that Act.

(5) Nothing in this section shall be construed as authorising a local weights and measures authority to bring proceedings in Scotland for an offence.

*Changes to legislation: There are currently no known outstanding effects
for the Trade Marks Act 1994, Section 93. (See end of Document for details)*

Textual Amendments

- F1** S. 93(2) omitted (1.10.2015) by virtue of Consumer Rights Act 2015 (c. 15), s. 100(5), **Sch. 6 para. 59(2)**; S.I. 2015/1630, art. 3(i) (with art. 8)
- F2** Words in s. 93(3) omitted (1.10.2015) by virtue of Consumer Rights Act 2015 (c. 15), s. 100(5), **Sch. 6 para. 59(3)**; S.I. 2015/1630, art. 3(i) (with art. 8)
- F3** S. 93(3A) inserted (1.10.2015) by Consumer Rights Act 2015 (c. 15), s. 100(5), **Sch. 6 para. 59(4)**; S.I. 2015/1630, art. 3(i)

Modifications etc. (not altering text)

- C1** S. 93 applied (with modifications) (1.4.1996) by S.I. 1996/704, **art. 17**
S. 93 applied (with modifications) (14.8.1996) by S.I. 1996/1908, **reg. 7**
- C2** S. 93 applied (with modifications) (29.4.2006) by Community Trade Mark Regulations 2006 (S.I. 2006/1027), **regs. 1(1), 8**

Changes to legislation:

There are currently no known outstanding effects for the Trade Marks Act 1994, Section 93.