



# Patents Act 1949

1949 CHAPTER 87 12 13 and 14 Geo 6

*Proceedings for infringement, etc.*

**61 Counterclaim for revocation in action for infringement. U.K.**

A defendant in an action for infringement of a patent may, without presenting a petition, apply in accordance with [<sup>F1</sup>rules of court][<sup>F1</sup>rules made under section seven of the <sup>M1</sup>Northern Ireland Act 1962] by way of counterclaim in the action for revocation of the patent.

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**Textual Amendments**

**F1** Words “rules” to “1962” substituted (N.I.) for words “rules of court” by [Northern Ireland Act 1962 \(c. 30\)](#), [Sch. 1 Pt. 1](#)

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**Marginal Citations**

**M1** [1962 c. 30](#).

**Changes to legislation:**

There are currently no known outstanding effects for the Patents Act 1949, Section 61.