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STATUTORY INSTRUMENTS

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**1996 No. 714**

**The Trade Marks (International Registration) Order 1996**

**INTERNATIONAL REGISTRATIONS  
DESIGNATING THE UNITED KINGDOM**

**Revocation and Invalidity**

**13.**—(1) The provisions of section 46 (revocation of registration) and section 47 (grounds for invalidity of registration) shall apply, subject to the adaptations set out below, so as to permit the protection of a protected international trade mark (UK) to be revoked, or declared invalid.

(2) The reference in section 46(1) to the date of completion of the registration procedure shall be construed as a reference to the date of the protected international trade mark (UK) becoming protected; the reference in section 46(2) to the form in which a trade mark was registered shall be construed as reference to the form in which it is protected; and the references in section 46(5) and section 47(5) to goods or services for which the trade mark is registered shall be construed as references to those in respect of which it is protected.

(3) The references in section 46 to the registration of a trade mark being revoked and the references in section 47 to the registration of a trade mark being declared invalid shall be construed as references to the protection of a protected international trade mark (UK) being revoked or declared invalid, as the case may be.

(4) The provisions of rule 31, with necessary modifications, apply in relation to the procedure on application for revocation and declaration of invalidity of protection of a protected international trade mark (UK).

(5) Where the protection of a protected international trade mark (UK) is revoked or declared invalid to any extent, the registrar shall notify the International Bureau, and

- (a) in the case of a revocation, the rights of the proprietor shall be deemed to have ceased to exist to that extent as from the date on which the revocation is recorded in the International Register;
- (b) in the case of a declaration of invalidity, the trade mark shall to that extent be deemed never to have been a protected international trade mark (UK):

Provided that this shall not affect transactions past and closed as at the date when the invalidity is recorded in the International Register.