
STATUTORY INSTRUMENTS

2013 No. 2533

DESIGNS

The Registered Designs (Isle of Man) Order 2013

Made - - - - 9th October 2013

Coming into force 11th November 2013

THE REGISTERED DESIGNS (ISLE OF MAN) ORDER 2013

1. Citation and commencement
2. Interpretation
3. Modification of the 1949 and 1988 Acts in their application to the Isle of Man
4. Revocation
Signature

SCHEDULE 1 — Modifications of the Registered Designs Act 1949 in its application to the Isle of Man

1. References to the Crown shall be construed as including the...
2. (1) References to an Act of Parliament (including the 1949...
3. References to a government department shall be construed as including...
4. Notwithstanding section 47, any reference to the United Kingdom which...
5. For section 1 substitute— Registration of designs (1) A design may, subject to the following provisions of...
6. In section 2(2), omit— (a) the words from “, or...
7. For section 3 substitute— Applications for registration (1) An application for the registration of a design or...
8. Omit section 4.
9. (1) In section 5(2) (provisions for secrecy of certain designs),...
10. Omit section 6.
11. For section 7 substitute— Right given by registration (1) The registration of a design under this Act gives...
12. Omit section 8(5) and (6) (duration of right in registered...
13. In section 8A(5) (restoration of lapsed right in design)—
14. In section 8B(6) (effect of order for restoration of right)—...
15. Omit sections 9 and 10.

16. For section 11 substitute— Cancellation of registration The registrar may, upon a request made in the prescribed...
17. (1) In section 11A(1) and (7), for “Monopolies Commission” substitute...
18. Omit section 11B.
- 18A Before section 13, insert— Application of the Act to certain...
19. (1) In section 14(1), after “design” insert “or designs”.
20. In section 15(2)— (a) in paragraph (a), for “articles” substitute...
21. After section 15 insert— Property in and dealing with registered...
22. Omit section 16.
23. (1) In section 17(8) (register of designs, etc) omit “Subject...
24. (1) In section 19(3A) (registration of assignments, etc), for “design...
25. (1) In section 20(1) (rectification of register), for “any person...
26. (1) In section 22(1) (inspection of registered designs)—
27. In section 23(a) (information as to existence of right in...
28. Immediately before section 25 insert— Action for infringement (1) An infringement of the right in a registered design...
29. (1) In section 25 (certificate of contested validity of registration)...
- 29A After section 25 (certificate of contested validity of registration), insert—...
30. In section 26(2) (remedy for groundless threats of infringement proceedings),...
31. In section 27(1) (the court), immediately before the end insert—...
32. (1) In section 28(5) (the Appeal Tribunal), at the end...
33. (1) In section 30(2) (costs and security for costs), immediately...
34. In sections 33(1) (offences under section 5) and 34 (falsification of register) —...
35. (1) In section 35(1) (fine for falsely representing a design...
- 35A In section 35ZA (offence of unauthorised copying etc of design...
36. In section 36(1A) (general power of Secretary of State to...
37. In section 37(2) (provisions as to rules and Orders), for...
38. Immediately after section 37 insert— Use of electronic communications (1) The registrar may give directions as to the form...
39. (1) Omit section 43(1) (savings). (2) In section 43(2), for...
40. (1) In section 44(1) (interpretation)— (a) omit the definitions of...
41. Omit section 48(5) (repeals, savings and transitional provisions).
42. Immediately before Schedule 1 insert— SCHEDULE 1A Grounds for refusal of...
43. (1) Schedule 1 (use of registered designs for the services...
44. After Schedule 1, insert— SCHEDULE 1A EUROPEAN COMMUNITY REGISTERED DESIGNS...

SCHEDULE 2 — Modifications of provisions of the Copyright, Designs and Patents Act 1988 as it has effect in the Isle of Man

1. Any reference to an Act of Parliament (including the 1949...
2. Omit sections 265 and 268.
3. In Schedule 3, omit paragraph 1, 2, 3(4), 4, 6,...
4. Schedule 4 shall have effect as if the text of...

Explanatory Note

Changes to legislation:

There are currently no known outstanding effects for the The Registered Designs (Isle of Man) Order 2013.