

Draft Order laid before Parliament under section 88A(6) of the Patents Act 1977 and paragraph 2(2) of Schedule 2 to the European Communities Act 1972, for approval by resolution of each House of Parliament.

DRAFT STATUTORY INSTRUMENTS

2016 No. XXXX

PATENTS

**The Patents (European Patent with Unitary
Effect and Unified Patent Court) Order 2016**

Made - - - - - *******

Coming into force in accordance with Article 1(2)

The Secretary of State has been designated for the purposes of section 2(2) of the European Communities Act 1972(1) in relation to intellectual property (including both registered and unregistered rights)(2).

The Secretary of State makes this Order in exercise of the powers conferred by that section and section 88A of the Patents Act 1977(3).

In accordance with section 88A(6) of that Act and paragraph 2(2) of Schedule 2 to the European Communities Act 1972(4), a draft of the Order was laid before Parliament and approved by resolution of each House of Parliament.

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- (1) 1972 c.68; section 2(2) was amended by the Legislative and Regulatory Reform Act 2006 (c.51), section 27(1)(a) and the European Union (Amendment) Act 2008 (c.7), Schedule, Part 1.
(2) S.I. 2006/608.
(3) 1977 c.37; section 17 of the Intellectual Property Act 2014 (c.18), which inserted section 88A into the Patents Act 1977, was brought into force on 1st October 2014 by S.I. 2014/2330.
(4) Paragraph 2(2) of Schedule 2 was amended by the Legislative and Regulatory Reform Act 2006 (c.51), section 27(2)(a).