

Regulation (EU) No 251/2014 of the European Parliament and of the Council of 26 February 2014 on the definition, description, presentation, labelling and the protection of geographical indications of aromatised wine products and repealing Council Regulation (EEC) No 1601/91

CHAPTER III

GEOGRAPHICAL INDICATIONS

Article 19

Relationship with trademarks

1 Where a geographical indication is protected under this Regulation, the registration of a trademark the use of which falls under Article 20(2) and relating to an aromatised wine product shall be refused if the application for registration of the trademark is submitted after the date of submission of the application for protection of the geographical indication to the Commission and the geographical indication is subsequently protected.

Trademarks registered in breach of the first subparagraph shall be invalidated.

2 Without prejudice to Article 17(2), a trademark the use of which falls under Article 20(2), which has been applied for, registered or established by use, if that possibility is provided for by the legislation concerned, in the territory of the Union before the date on which the application for protection of the geographical indication is submitted to the Commission, may continue to be used and renewed notwithstanding the protection of a geographical indication, provided that no grounds for the trademark's invalidity or revocation exist as specified by the Directive 2008/95/EC of the European Parliament of the Council⁽¹⁾ or by Council Regulation (EC) No 207/2009⁽²⁾.

In such cases the use of the geographical indication shall be permitted alongside the relevant trademarks.

Changes to legislation: There are outstanding changes not yet made to Regulation (EU) No 251/2014 of the European Parliament and of the Council. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

- (1) Directive 2008/95/EC of the European Parliament of the Council of 22 October 2008 to approximate the laws of the Member States relating to trade marks ([OJ L 299, 8.11.2008, p. 25](#)).
- (2) Council Regulation (EC) No 207/2009 of 26 February 2009 on the Community trade mark ([OJ L 78, 24.3.2009, p. 1](#)).

Changes to legislation:

There are outstanding changes not yet made to Regulation (EU) No 251/2014 of the European Parliament and of the Council. Any changes that have already been made to the legislation appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- Regulation applied (with modifications) by [S.I. 2023/959 reg. 4\(a\)Sch. 1](#)
- Art. 19(1) words substituted by [S.I. 2019/865 reg. 9\(15\)\(a\)](#) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 19(1) words substituted by [S.I. 2020/1637 reg. 21\(17\)\(a\)](#)
- Art. 19(2) words substituted by [S.I. 2019/865 reg. 9\(15\)\(b\)\(i\)](#) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 19(2) words substituted by [S.I. 2019/865 reg. 9\(15\)\(b\)\(ii\)](#) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 19(2) words substituted by [S.I. 2019/865 reg. 9\(15\)\(b\)\(iii\)](#) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 19(2) words substituted by [S.I. 2020/1637 reg. 21\(17\)\(b\)\(i\)](#)
- Art. 19(2) words substituted by [S.I. 2020/1637 reg. 21\(17\)\(b\)\(ii\)](#)
- Art. 19(2) words substituted by [S.I. 2020/1637 reg. 21\(17\)\(b\)\(iii\)](#)

Changes and effects yet to be applied to the whole legislation item and associated provisions

- Signature words omitted by [S.I. 2019/865 reg. 9\(33\)](#) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Signature words omitted by [S.I. 2020/1637 reg. 21\(37\)](#)
- Art. 2.1.4-2.1.9 inserted by [S.I. 2019/865 reg. 9\(3\)\(b\)Sch. 3 Pt. 1](#) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Annex 2 Pt. B Point 3 word substituted by [S.I. 2019/865 reg. 9\(35\)\(b\)\(i\)\(bb\)](#) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Annex 2 Pt. B Point 4 word substituted by [S.I. 2019/865 reg. 9\(35\)\(b\)\(ii\)\(bb\)](#) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Annex 2 Pt. B Point 13 word substituted by [S.I. 2019/865 reg. 9\(35\)\(b\)\(iii\)\(bb\)](#) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Annex 2 Pt. B point (3) word substituted by [S.I. 2020/1637 reg. 21\(39\)\(a\)\(ii\)](#)
- Annex 2 Pt. B point (4) word substituted by [S.I. 2020/1637 reg. 21\(39\)\(b\)\(ii\)](#)
- Annex 2 Pt. B point (13) word substituted by [S.I. 2020/1637 reg. 21\(39\)\(c\)\(ii\)](#)
- Annex 2 Pt. A Point 5 words omitted by [S.I. 2019/865 reg. 9\(35\)\(a\)](#) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Annex 2 Pt. B Point 3 words substituted by [S.I. 2019/865 reg. 9\(35\)\(b\)\(i\)\(aa\)](#) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Annex 2 Pt. B Point 4 words substituted by [S.I. 2019/865 reg. 9\(35\)\(b\)\(ii\)\(aa\)](#) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)

- Annex 2 Pt. B Point 13 words substituted by [S.I. 2019/865 reg. 9\(35\)\(b\)\(iii\)\(aa\)](#) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Annex 2 Pt. B point (3) words substituted by [S.I. 2020/1637 reg. 21\(39\)\(a\)\(i\)](#)
- Annex 2 Pt. B point (4) words substituted by [S.I. 2020/1637 reg. 21\(39\)\(b\)\(i\)](#)
- Annex 2 Pt. B point (13) words substituted by [S.I. 2020/1637 reg. 21\(39\)\(c\)\(i\)](#)
- Art. 2.2 inserted by [S.I. 2019/865 reg. 9\(3\)\(c\)](#) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 2.1 words in Art. 2 renumbered as Art. 2.1 by [S.I. 2019/865 reg. 9\(3\)\(a\)](#) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 2.1(3a) inserted by [S.I. 2019/1366 reg. 5\(2\)\(a\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/1366 was made under a procedure whereby it ceases to have effect at the end of the period of 28 days beginning with the day on which it was made unless, during that period, the instrument was approved by a resolution of each House of Parliament. It was not approved by Parliament within that period and so has ceased to have effect.)
- Art. 2(4)-(19) inserted by [S.I. 2020/1637 reg. 21\(3\)Sch. 4 Pt. 1](#)
- Art. 2(4a) inserted by [S.I. 2020/1661 reg. 7\(2\)\(a\)](#)
- Art. 2(5a) inserted by [S.I. 2020/1661 reg. 7\(2\)\(b\)](#)
- Art. 2.1(6a)-(6c) inserted by [S.I. 2019/1366 reg. 5\(2\)\(b\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/1366 was made under a procedure whereby it ceases to have effect at the end of the period of 28 days beginning with the day on which it was made unless, during that period, the instrument was approved by a resolution of each House of Parliament. It was not approved by Parliament within that period and so has ceased to have effect.)
- Art. 2.1(8) words substituted by [S.I. 2019/1366 reg. 5\(2\)\(c\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/1366 was made under a procedure whereby it ceases to have effect at the end of the period of 28 days beginning with the day on which it was made unless, during that period, the instrument was approved by a resolution of each House of Parliament. It was not approved by Parliament within that period and so has ceased to have effect.)
- Art. 2.1(8a) inserted by [S.I. 2019/1366 reg. 5\(2\)\(d\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/1366 was made under a procedure whereby it ceases to have effect at the end of the period of 28 days beginning with the day on which it was made unless, during that period, the instrument was approved by a resolution of each House of Parliament. It was not approved by Parliament within that period and so has ceased to have effect.)
- Art. 2.1(9) words inserted by [S.I. 2019/1366 reg. 5\(2\)\(e\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/1366 was made under a procedure whereby it ceases to have effect at the end of the period of 28 days beginning with the day on which it was made unless, during that period, the instrument was approved by a resolution of each House of Parliament. It was not approved by Parliament within that period and so has ceased to have effect.)
- Art. 2.1(10)(11) inserted by [S.I. 2019/1366 reg. 5\(2\)\(f\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/1366 was made under a procedure whereby it ceases to have effect at the end of the period of 28 days beginning with the day on which it was made unless, during that period, the instrument was approved by a resolution of each House of Parliament. It was not approved by Parliament within that period and so has ceased to have effect.)
- Art. 2(17) substituted in earlier amending provision S.I. 2020/1637, Sch. 4 Pt. 1 by [S.I. 2020/1661 reg. 16\(9\)\(a\)](#)
- Annex 2A inserted by [S.I. 2020/1637 reg. 21\(40\)Sch. 4 Pt. 8](#)
- Annex 2A Pt. C words inserted in earlier amending provision S.I. 2020/1637, Sch. 4 Pt. 8 by [S.I. 2020/1661 reg. 16\(9\)\(d\)\(ii\)\(aa\)](#)
- Annex 2A Pt. C words substituted in earlier amending provision S.I. 2020/1637, Sch. 4 Pt. 8 by [S.I. 2020/1661 reg. 16\(9\)\(d\)\(i\)](#)

- Annex 2A Pt. C words substituted in earlier amending provision S.I. 2020/1637, Sch. 4 Pt. 8 by [S.I. 2020/1661 reg. 16\(9\)\(d\)\(ii\)\(bb\)](#)
- Annex 2A Pt. C words substituted in earlier amending provision S.I. 2020/1637, Sch. 4 Pt. 8 by [S.I. 2020/1661 reg. 16\(9\)\(d\)\(iii\)](#)
- Annex 2B inserted by [S.I. 2020/1637 reg. 21\(40\)Sch. 4 Pt. 8](#)
- Annex 4 inserted by [S.I. 2019/865 reg. 9\(36\)Sch. 3 Pt. 6](#) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 8a inserted by [S.I. 2019/1366 Sch. 3 Pt. 1](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/1366 was made under a procedure whereby it ceases to have effect at the end of the period of 28 days beginning with the day on which it was made unless, during that period, the instrument was approved by a resolution of each House of Parliament. It was not approved by Parliament within that period and so has ceased to have effect.)
- Art. 9a inserted by [S.I. 2020/1637 reg. 21\(8\)Sch. 4 Pt. 2](#)
- Art. 10(2)(f) words omitted by [S.I. 2019/865 reg. 9\(7\)\(a\)\(i\)](#) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 10(2)(f) words omitted by [S.I. 2020/1637 reg. 21\(9\)\(a\)\(i\)](#)
- Art. 10(2)(f) words substituted by [S.I. 2019/865 reg. 9\(7\)\(a\)\(ii\)](#) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 10(2)(f) words substituted by [S.I. 2020/1637 reg. 21\(9\)\(a\)\(ii\)](#)
- Art. 10(3) inserted by [S.I. 2019/865 reg. 9\(7\)\(b\)](#) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 10(3) inserted by [S.I. 2020/1637 reg. 21\(9\)\(b\)](#)
- Art. 13a inserted by [S.I. 2019/865 reg. 9\(10\)](#) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 13a inserted by [S.I. 2020/1637 reg. 21\(12\)](#)
- Art. 18(1)(a) words substituted by [S.I. 2019/865 reg. 9\(14\)\(b\)\(i\)](#) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 18(1)(a) words substituted by [S.I. 2020/1637 reg. 21\(16\)\(a\)\(ii\)\(aa\)](#)
- Art. 18(1)(b) substituted by [S.I. 2019/865 reg. 9\(14\)\(b\)\(ii\)](#) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 18(1)(b) words omitted by [S.I. 2020/1637 reg. 21\(16\)\(a\)\(ii\)\(bb\)](#)
- Art. 18(3) inserted by [S.I. 2020/1637 reg. 21\(16\)\(b\)](#)
- Art. 19a19b inserted by [S.I. 2019/1366 Sch. 3 Pt. 2](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/1366 was made under a procedure whereby it ceases to have effect at the end of the period of 28 days beginning with the day on which it was made unless, during that period, the instrument was approved by a resolution of each House of Parliament. It was not approved by Parliament within that period and so has ceased to have effect.)
- Art. 19a19b inserted by [S.I. 2020/1637 reg. 21\(18\)Sch. 4 Pt. 3](#)
- Art. 19a(2)(b)(i)(aa) words inserted in earlier amending provision S.I. 2020/1637, Sch. 4 Pt. 3 by [S.I. 2020/1661 reg. 16\(9\)\(b\)\(i\)\(aa\)](#)
- Art. 19a(2)(b)(i)(bb) words inserted in earlier amending provision S.I. 2020/1637, Sch. 4 Pt. 3 by [S.I. 2020/1661 reg. 16\(9\)\(b\)\(i\)\(bb\)](#)
- Art. 19a(11)(a) omitted in earlier amending provision S.I. 2020/1637, Sch. 4 Pt. 3 by [S.I. 2020/1661 reg. 16\(9\)\(b\)\(ii\)](#)
- Art. 19c19d inserted by [S.I. 2020/1661 Sch. 3](#)
- Art. 21(1) words in Art. 21 renumbered as Art. 21(1) by [S.I. 2020/1637 reg. 21\(20\)\(a\)](#)
- Art. 21(1) words substituted by [S.I. 2020/1637 reg. 21\(20\)\(c\)](#)
- Art. 21(2)-(10) inserted by [S.I. 2020/1637 reg. 21\(20\)\(d\)Sch. 4 Pt. 4](#)

- Art. 21(11) words in Art. 21 renumbered as Art. 21(11) by S.I. 2020/1637 reg. 21(20)(b)
- Art. 21(11) words substituted by S.I. 2020/1637 reg. 21(20)(e)(i)
- Art. 21(11) words substituted by S.I. 2020/1637 reg. 21(20)(e)(ii)
- Art. 21(11) words substituted by S.I. 2020/1637 reg. 21(20)(e)(iii)
- Art. 21(12)-(14) inserted by S.I. 2020/1637 reg. 21(20)(f)
- Art. 23(1)(a) words omitted by S.I. 2019/865 reg. 9(19)(b) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 23(1)(a) words substituted by S.I. 2020/1637 reg. 21(22)(a)(ii)
- Art. 23(1)(b) word substituted by S.I. 2020/1637 reg. 21(22)(a)(iii)(aa)
- Art. 23(1)(b) words substituted by S.I. 2020/1637 reg. 21(22)(a)(iii)(bb)
- Art. 23(1a) inserted by S.I. 2020/1637 reg. 21(22)(b)
- Art. 24(3) inserted by S.I. 2019/865 reg. 9(20)(c)Sch. 3 Pt. 2 (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 24(3) inserted by S.I. 2020/1637 reg. 21(23)(c)
- Art. 25a-25d inserted by S.I. 2019/865 reg. 9(22)Sch. 3 Pt. 3 (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 25a25b inserted by S.I. 2020/1637 reg. 21(25)Sch. 4 Pt. 5
- Art. 28(3)(c) words substituted by S.I. 2019/865 reg. 9(24)(d)(ii) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 28(3)(c) words substituted by S.I. 2020/1637 reg. 21(28)(d)(ii)
- Art. 28(3)(fa) inserted by S.I. 2020/1637 reg. 21(28)(d)(iii)
- Art. 28(3)(ha) inserted by S.I. 2020/1637 reg. 21(28)(d)(iv)
- Art. 29(1)(d) words omitted by S.I. 2020/1637 reg. 21(29)(b)(ii)
- Art. 29(1)(d) words substituted by S.I. 2019/865 reg. 9(25)(b)(i)(bb) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 29(1)(d) words substituted by S.I. 2020/1637 reg. 21(29)(b)(i)(bb)
- Art. 32(3)(c) words omitted by S.I. 2019/778 reg. 5(4)(b)(ii) (This amendment not applied to legislation.gov.uk. Reg. 5 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 5)
- Art. 32(3)(c) words substituted by S.I. 2019/778 reg. 5(4)(b)(i)(bb) (This amendment not applied to legislation.gov.uk. Reg. 5 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 5)
- Art. 32(3)(c) words substituted by S.I. 2020/1637 reg. 21(32)(c)(i)(bb)
- Art. 32(4) inserted by S.I. 2019/865 reg. 9(28)(b) (This amendment not applied to legislation.gov.uk. Regs. 2-10 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 32(4) inserted by S.I. 2020/1637 reg. 21(32)(d)
- Art. 33(5)(6) inserted by S.I. 2019/778 reg. 5(5)(b) (This amendment not applied to legislation.gov.uk. Reg. 5 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 5)