



Trade Marks Act 1994

1994 CHAPTER 26

PART I

REGISTERED TRADE MARKS

Effects of registered trade mark

[^{F1}10B Prohibition on the use of a trade mark registered in the name of an agent or representative

- (1) Subsection (2) applies where a trade mark is registered in the name of an agent or representative of a person (“P”) who is the proprietor of the trade mark, without P’s consent.
- (2) Unless the agent or representative justifies the action mentioned in subsection (1), P may do either or both of the following—
 - (a) prevent the use of the trade mark by the agent or representative (notwithstanding the rights conferred by this Act in relation to a registered trade mark);
 - (b) apply for the rectification of the register so as to substitute P’s name as the proprietor of the registered trade mark.]

Textual Amendments

- F1** Ss. 10A, 10B inserted (14.1.2019) by [The Trade Marks Regulations 2018 \(S.I. 2018/825\)](#), regs. 1(1), 11 (with Pt. 5)

Status:

Point in time view as at 14/01/2019.

Changes to legislation:

There are currently no known outstanding effects for the Trade Marks Act 1994, Section 10B.