



Patents Act 2004

2004 CHAPTER 16

Other amendments of the 1977 Act

7 Restrictions on applications abroad by United Kingdom residents

- (1) In section 23 of the 1977 Act (restrictions on applications abroad by United Kingdom residents), in subsection (1), after “an invention” there is inserted “if subsection (1A) below applies to that application,”.
- (2) After that subsection there is inserted—
 - “(1A) This subsection applies to an application if—
 - (a) the application contains information which relates to military technology or for any other reason publication of the information might be prejudicial to national security; or
 - (b) the application contains information the publication of which might be prejudicial to the safety of the public.”
- (3) After subsection (3) of that section there is inserted—
 - “(3A) A person is liable under subsection (3) above only if—
 - (a) he knows that filing the application, or causing it to be filed, would contravene this section; or
 - (b) he is reckless as to whether filing the application, or causing it to be filed, would contravene this section.”