



Intellectual Property Act 2014

2014 CHAPTER 18

PART 1

DESIGN

Registered Community design

5 Infringement: exception

- (1) Section 53 of the Copyright, Designs and Patents Act 1988 (permitted acts in relation to copyright works: things done in reliance on registration of design) is amended as follows.
- (2) In subsection (1), in paragraph (a)—
 - (a) after “registered” insert “—
 - (i)”,and
 - (b) after “corresponding design” insert “, or
 - (ii) under the Community Design Regulation as the right holder of a corresponding registered Community design”.”.
- (3) In paragraph (b) of that subsection, after “the registration or” insert “, in a case of registration under the 1949 Act,”.
- (4) At the end of that subsection, insert “or, in a case of registration under the Community Design Regulation, that the person registered as the right holder was not the right holder of the design for the purposes of the Regulation”.
- (5) After subsection (2), insert—
 - (3) In subsection (1), a “corresponding registered Community design”, in relation to an artistic work, means a design within the meaning of the Community Design Regulation which if applied to an article would produce something

Status: This is the original version (as it was originally enacted).

which would be treated for the purposes of this Part as a copy of the artistic work.”

(6) After subsection (3), insert—

“(4) In this section, “the Community Design Regulation” means Council Regulation (EC) No 6/2002 of 12 December 2001 on Community designs.”