



# Registered Designs Act 1949

## CHAPTER 88

### REGISTERED DESIGNS ACT 1949

#### *Registrable designs and proceedings for registration*

- 1 Designs registerable under Act.
- 1A Substantive grounds for refusal of registration.
- 1B Requirement of novelty and individual character.
- 1C Designs dictated by their technical function.
- 1D Designs contrary to public policy or morality.
- 2 Proprietorship of designs.
- 3 Proceedings for registration.
- 3A Determination of applications for registration.
- 3B Modification of applications for registration.
- 3C Date of registration of designs.
- 3D Appeals in relation to applications for registration.
- 4 Registration of same design in respect of other articles, etc.
- 5 Provisions for secrecy of certain designs.
- 6 Provisions as to confidential disclosure, etc.

#### *Effect of registration, etc.*

- 7 Right given by registration.
- 7A Infringements of rights in registered designs.
- 8 Duration of right in registered design.
- 8A Restoration of lapsed right in design.
- 8B Effect of order for restoration of right.
- 9 Exemption of innocent infringer from liability for damages.
- 10 Compulsory licence in respect of registered design.
- 11 Cancellation of registration.
- 11ZA Grounds for invalidity of registration.
- 11ZB Applications for declaration of invalidity.

*Status: Point in time view as at 01/04/2000.*

*Changes to legislation: Registered Designs Act 1949 is up to date with all changes known to be in force on or before 09 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

---

- 11ZC Determination of applications for declaration of invalidity.
- 11ZD Modification of registration.
- 11ZE Effect of cancellation or invalidation of registration.
- 11ZF Appeals in relation to cancellation or invalidation.
- 11A Powers exercisable for protection of the public interest.
- 11AB Powers exercisable following merger and market investigations
- 11B Undertaking to take licence of right in infringement proceedings.
- 12 Use for services of the Crown.

#### *International Arrangements*

- 13 Orders in Council as to convention countries.
- 14 Registration of design where application for protection in convention country has been made.
- 15 Extension of time for applications under s. 14 in certain cases.
- 16 Protection of designs communicated under international agreements.

#### *Register of designs, etc .*

- 17 Register of designs etc.
- 18 Certificate of registration.
- 19 Registration of assignments, etc.
- 20 Rectification of register.
- 21 Power to correct clerical errors.
- 22 (1) Where a design has been registered under this Act,...
- 23 Information as to existence of right in registered design.
- 24 .....

#### *Legal proceedings and Appeals*

- 25 Certificate of contested validity of registration.
- 26 Remedy for groundless threats of infringement proceedings.
- 27 The court.
- 28 The Appeal Tribunal.

#### *Powers and Duties of Registrar*

- 29 Exercise of discretionary powers of registrar.
- 30 Costs and security for costs.
- 31 Evidence before registrar.
- 32 .....

#### *Offences*

- 33 Offences under s. 5.
- 34 Falsification of register, etc.
- 35 Fine for falsely representing a design as registered.
- 35A Offence by body corporate: liability of officers.

#### *Rules, etc.*

- 36 General power of Board of Trade to make rules, etc.
- 37 Provisions as to rules and Orders.
- 38 (1) .....

*Status: Point in time view as at 01/04/2000.*

*Changes to legislation: Registered Designs Act 1949 is up to date with all changes known to be in force on or before 09 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

---

### *Supplemental*

- 39 Hours of business and excluded days.
- 40 Fees.
- 41 Service of notices, etc., by post.
- 42 Annual report of registrar.
- 43 Savings.
- 44 Interpretation.
- 45 Application to Scotland.
- 46 Application to Northern Ireland.
- 47 Application to Isle of Man.
- 47A Territorial waters and the Continental shelf.
- 48 Repeals, savings, and transitional provisions.
- 49 Short title and commencement.

---

### SCHEDULES

SCHEDULE A1 — Grounds for refusal of registration in relation to emblems etc.

- 1 *Grounds for refusal in relation to certain emblems etc.*
- 2 *Grounds for refusal in relation to emblems etc. of Paris Convention countries*
- 3 *Grounds for refusal in relation to emblems etc. of certain international organisations*

#### *Paragraphs 2 and 3: supplementary*

- 4 (1) For the purposes of paragraph 2 above state emblems...

#### *Interpretation*

- 5 In this Schedule— “a Paris Convention country” means a country,...

FIRST SCHEDULE — Provisions as to the use of Registered Designs for the services of the Crown and as to the Rights of Third Parties in respect of such use

- 1 Use of registered designs for services of the Crown.
- 2 Rights of third parties in respect of Crown use.
- 2A Compensation for loss of profit.
- 3 Reference of disputes as to Crown use.
- 4 Special provisions as to Crown use during emergency.

SECOND —  
SCHEDULE

**Status:**

Point in time view as at 01/04/2000.

**Changes to legislation:**

Registered Designs Act 1949 is up to date with all changes known to be in force on or before 09 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.