
STATUTORY INSTRUMENTS

1989 No. 1130

The Design Right (Proceedings before Comptroller) Rules 1989

6.—(1) Any party to the proceedings may appear in person or be represented by counsel or a solicitor (of any part of the United Kingdom) or, subject to paragraph (4) below, a patent agent or any other person whom he desires to represent him.

(2) Anything required or authorised by these Rules to be done by or in relation to any person may be done by or in relation to his agent.

(3) Where after a person has become a party to the proceedings he appoints an agent for the first time or appoints an agent in substitution for another, the newly appointed agent shall give written notice of his appointment to the Comptroller and to every other party to the proceedings.

(4) The Comptroller may refuse to recognise as such an agent in respect of any proceedings before him—

- (a) a person who has been convicted of an offence under section 88 of the Patents Act 1949⁽¹⁾ or section 114 of the Patents Act 1977⁽²⁾^{[F1} or section 276 of the Act];
- (b) any individual whose name has been erased from and not restored to, or who is suspended from, the register of patent agents (kept in pursuance of rules made under ^{[F2}section 275 of the Act]) on the ground of misconduct;
- (c) a person who is found by the Secretary of State to have been guilty of such conduct as would, in the case of an individual registered in the register of patent agents, render him liable to have his name erased from the register on the ground of misconduct;
- (d) a partnership or body corporate of which one of the partners or directors is a person whom the Comptroller could refuse to recognise under sub-paragraphs (a), (b) or (c) above.

F1 Words in rule 6(4)(a) inserted (13.8.1990) by [The Design Right \(Proceedings before Comptroller\) \(Amendment\) Rules 1990 \(S.I. 1990/1453\)](#), rules 1, **2(a)**

F2 Words in rule 6(4)(b) substituted (13.8.1990) by [The Design Right \(Proceedings before Comptroller\) \(Amendment\) Rules 1990 \(S.I. 1990/1453\)](#), rules 1, **2(b)**

Commencement Information

I1 Rule 6 in force at 1.8.1989, see [rule 1](#)

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Design Right (Proceedings before Comptroller) Rules 1989. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- rule. 4 words inserted by [S.I. 1999/3195 rule. 3](#)
- rule. 5(1)(2) words inserted by [S.I. 1999/3195 rule. 4\(a\)](#)
- rule. 5(7)(8) inserted by [S.I. 1999/3195 rule. 4\(b\)](#)
- rule 6(1) word substituted by [S.I. 2009/3348 art. 8\(a\)](#)
- rule 6(4)(b) word substituted by [S.I. 2009/3348 art. 8\(b\)\(ii\)](#)
- rule 6(4)(b) words substituted by [S.I. 2009/3348 art. 8\(b\)\(i\)](#)
- rule 6(4)(b) words substituted by [S.I. 2009/3348 art. 8\(b\)\(iii\)](#)
- rule 6(4)(c) word substituted by [S.I. 2009/3348 art. 8\(c\)\(ii\)](#)
- rule 6(4)(c) words substituted by [S.I. 2009/3348 art. 8\(c\)\(i\)](#)
- rule 6(4)(c) words substituted by [S.I. 2009/3348 art. 8\(c\)\(iii\)](#)
- rule 6(4)(c) words substituted by [S.I. 2009/3348 art. 8\(c\)\(iv\)](#)
- rule. 18A inserted by [S.I. 1999/3195 rule. 5](#)
- rule. 20(1) substituted by [S.I. 1999/3195 rule. 6](#)
- rule. 21 words inserted by [S.I. 1999/3195 rule. 7\(c\)](#)
- rule. 21(a)(b) words substituted by [S.I. 1999/3195 rule. 7\(a\)](#)
- rule. 21(b) words substituted by [S.I. 1999/3195 rule. 7\(b\)](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- rule 18A added by [S.I. 1999/3195 rule 5](#)
- rule 23(1A) inserted by [S.I. 2006/760 rule 3\(3\)](#)
- rule 23(1A) substituted by [S.I. 2009/546 rule 3](#)
- rule 23(1A) word substituted by [S.I. 2019/638 Sch. 8 para. 14](#)
- rule 23(1A) word substituted by [S.I. 2020/1317 rule 5\(2\)](#)