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STATUTORY INSTRUMENTS

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**1995 No. 3325**

**The Olympics Association Right  
(Infringement Proceedings) Regulations 1995**

**Order as to the disposal of infringing goods, material or articles etc.**

5.—(1) Where infringing goods, material or articles have been delivered up in pursuance of an order under regulation 3, an application may be made to the court—

- (a) for an order that they be destroyed or forfeited to such person as the court may think fit, or
- (b) for a decision that no such order should be made.

(2) In considering what order (if any) should be made, the court shall consider whether other remedies available in an action for infringement of the Olympics association right would be adequate to compensate the proprietor and any licensee and protect their interests.

(3) Provision shall be made by rules of court as to the service of notice on persons having an interest in the goods, material or articles, and any such person is entitled—

- (a) to appear in proceedings for an order under this regulation, whether or not he was served with notice, and
- (b) to appeal against any order made, whether or not he appeared,

and an order shall not take effect until the end of the period within which notice of an appeal may be given or, if before the end of that period notice of appeal is duly given, until the final determination or abandonment of the proceedings on the appeal.

(4) Where there is more than one person interested in the goods, material or articles, the court shall make such order as it thinks just.

(5) If the court decides that no order should be made under this Regulation, the person in whose possession, custody or control the goods, material or articles were before being delivered up is entitled to their return.

(6) References in this Regulation to a person having interest in goods, material or articles include any person in whose favour an order could be made under this Regulation or under section 114, 204 or 231 of the Copyright, Designs and Patents Act 1988(1) (which make similar provision in relation to infringement of copyright, rights in performances and design right).

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**Commencement Information**

**II** Reg. 5 in force at 12.1.1996, see [reg. 1\(1\)](#)

**Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Olympics Association Right (Infringement Proceedings) Regulations 1995. 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 :**

- title am by [S.I. 2010/2477 reg 6](#)
- reg 5 am by [S.I. 2010/2477 reg 6](#)

**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):

- reg. 5(7)(b) words omitted by [S.I. 2019/269 Sch. 5 para. 3](#)