

SCHEDULE 1

Modifications of the Registered Designs Act 1949 in its application to the Isle of Man

25.—(1) In section 20(1) (rectification of register), for “any person aggrieved” substitute “the relevant person”.

(2) After section 20(1) insert—

“(1A) In subsection (1) above “the relevant person” means—

- (a) in the case of an application invoking any ground referred to in section 11ZA(1) (c) of this Act, any person concerned by the use in question;
- (b) in the case of an application invoking the ground mentioned in section 11ZA(1A) of this Act, the appropriate person;
- (c) in the case of an application invoking any ground mentioned in section 11ZA(2), (3) or (4) of this Act, the person able to make the objection;
- (d) in any other case, any person aggrieved.

(1B) In subsection (1A) above “the appropriate person” means, in relation to an earlier design protected by virtue of registration under this Act ^{F1}... or an application for such registration, the registered proprietor of the design ^{F2}... or (as the case may be) the applicant.”.

(3) After section 20(5) insert—

“(6) Orders which may be made by the court under this section include, in particular, declarations of partial invalidity.”.

Textual Amendments

- F1** Words in Sch. 1 para. 25(2) omitted (31.12.2020) by virtue of [The Registered Designs and Trade Marks \(Isle of Man\) \(Amendment\) \(EU Exit\) Order 2019 \(S.I. 2019/1335\)](#), art. 1, [Sch. 1 para. 6\(a\)](#); 2020 c. 1, Sch. 5 para. 1(1)
- F2** Words in Sch. 1 para. 25(2) omitted (31.12.2020) by virtue of [The Registered Designs and Trade Marks \(Isle of Man\) \(Amendment\) \(EU Exit\) Order 2019 \(S.I. 2019/1335\)](#), art. 1, [Sch. 1 para. 6\(b\)](#); 2020 c. 1, Sch. 5 para. 1(1)

Commencement Information

- I1** [Sch. 1 para. 25](#) in force at 11.11.2013, see [art. 1](#)

Changes to legislation:

There are currently no known outstanding effects for the The Registered Designs (Isle of Man) Order 2013, Paragraph 25.