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STATUTORY INSTRUMENTS

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**2013 No. 2601**

**TRADE MARKS**

**The Trade Marks (Isle of Man) Order 2013**

*Made - - - - 9th October 2013*

*Coming into force 11th November 2013*

**THE TRADE MARKS (ISLE OF MAN) ORDER 2013**

1. Citation and commencement
  2. Exceptions to and modifications of the Trade Marks Act 1994 in its application to the Isle of Man
  3. Revocation
- Signature

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**SCHEDULE — Exceptions to and modifications of the Trade Marks Act 1994 in its application to the Isle of Man**

1. (1) Any reference to an Act of Parliament (including the...
2. In section 3(4) (absolute grounds for refusal), for “Community law”...
3. In section 5(3) (relative grounds for refusal)—
4. In section 6(1) (meaning of “earlier trade mark”)—
5. After section 6 insert— Raising of relative grounds in opposition...
6. In section 10(3) (infringement of registered trade mark)—
7. After section 14(2) (action for infringement) insert—
8. In section 17(3), for “Community” substitute “EU”.
9. In section 18(3) (period after which remedy of delivery up...
10. In section 19(6) (order as to disposal of infringing goods...
11. In section 25(4) (registration of transactions), for the words from...
12. In section 40 (registration), in subsection (1), for the words...
13. In section 47 (grounds for invalidity of registration), after subsection...
14. Omit section 52 (power to make provision in connection with...
15. In section 53 (the Madrid Protocol), at the appropriate place...
16. In section 55(1) (the Paris Convention)— (a) in paragraph (a),...
17. In sections 56(1) and (2) (protection of well-known trade marks),...
18. In section 59 (notification under Article 6ter of the Convention),...
19. Omit section 61 (stamp duty).
20. In section 68(2) (costs and security for costs), at the...

**Status:** Point in time view as at 11/11/2013.

**Changes to legislation:** There are currently no known outstanding effects for the  
The Trade Marks (Isle of Man) Order 2013. (See end of Document for details)

21. In section 75 (the court)— (a) in paragraph (a), at...
22. In section 77(2) (persons appointed to hear appeals), after paragraph...
23. In section 83A(7) (regulation of trade mark attorneys), in paragraph...
24. In section 86(2) (use of the term “trade mark attorney”),...
25. In section 87(2) (privilege for communications), for “solicitor” substitute “advocate”....
26. (1) In section 89(1) (infringing goods etc. may be treated...
27. (1) In the side note to section 90 (powers of...
28. In section 91 (power of Commissioners to disclose information)—
29. In section 92(6) (unauthorised use of trade mark, &c in...
30. (1) After section 92A(2) insert— (2A) The power conferred by...
31. Omit section 93 (enforcement function of local weights and measures...
32. In section 94(3) (falsification of register)— (a) for “imprisonment” (in...
33. (1) In section 97 (forfeiture: England and Wales or Northern...
34. In section 101(2)(b) (offences committed by partnerships and bodies corporate)—...
35. In section 103(3) (minor definitions) for “a Community instrument” substitute...
36. In the table in section 104 (index of defined expressions),...
37. (1) Omit section 106 (consequential amendments and repeals) and Schedules...
38. In Schedule 1, in paragraph 11(c) for “Commissioners of Customs...
39. In Schedule 2, in paragraph 13(c) for “Commissioners of Customs...

Explanatory Note

**Status:**

Point in time view as at 11/11/2013.

**Changes to legislation:**

There are currently no known outstanding effects for the The Trade Marks (Isle of Man) Order 2013.