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## STATUTORY INSTRUMENTS

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# 2019 No. 801

## The Patents (Amendment) (EU Exit) Regulations 2019

### PART 4

#### AMENDMENTS TO THE PATENTS AND PLANT VARIETY RIGHTS (COMPULSORY LICENSING) REGULATIONS 2002

- 7.—(1) Regulation 2 (interpretation) is amended as follows.
- (2) In paragraph (1)—
- (a) omit the definition of “Community plant variety right”;
  - (b) omit the definition of “Council Regulation”;
  - (c) for the definition of “plant breeders' rights”, substitute—
    - [<sup>F1</sup>“plant breeders' right” means—
    - (a) any right granted under, or having effect as if granted under, section 3 of the 1997 Act (including existing rights as defined by section 40(4) of that Act); and
    - (b) any right which by virtue of regulation 3 of the Plant Breeders' Rights (Amendment etc.) (EU Exit) Regulations 2019 is treated as if it were a plant breeders' right granted in accordance with the 1997 Act and as if the variety were registered in accordance with regulations under section 18(1)(c) of the 1997 Act;”].

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#### Textual Amendments

- F1** Words in reg. 7(2)(c) substituted (31.12.2020 immediately before IP completion day) by [The Intellectual Property \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1050\)](#), regs. 1(2), **29**

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#### Commencement Information

- I1** Reg. 7 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see reg. 1

**Changes to legislation:**

There are currently no known outstanding effects for the The Patents (Amendment) (EU Exit) Regulations 2019, Section 7.