

## TRADE MARKS ACT 1994

### REGULATIONS FOR USE OF COLLECTIVE MARK

#### *Background To Regulations*

These regulations pertain to the collective mark application No. 2029488 CHARTERED PATENT AGENT / CHARTERED PATENT AGENTS (a series of two marks hereinafter referred to as "the Mark") applied for in the name of The Chartered Institute of Patent Agents, (hereinafter referred to as "the Institute") a body incorporated under Royal Charter of 1891.

#### *Persons Authorised To Use the Mark*

Fellows of the Institute, partnerships where a partner is a Fellow of the Institute, and bodies corporate where a director is a Fellow of the Institute.

#### *Conditions Of Membership Of the Institute*

Membership of the Institute is open to those persons meeting the requirements for membership set out in the Charter and By-Laws of the Institute as amended from time to time.

#### *Conditions Of Use Of the Mark*

- 1) It is a condition of use that the Mark may not be used in a manner likely to be taken as indicating that the person using the Mark is an agent of the Institute.
- 2) It is a condition of use that the mark shall not be used together with the designation CHARTERED PATENT ATTORNEY or CHARTERED PATENT ATTORNEYS or otherwise so as to imply two separate qualifications.
- 3) It is a condition of use that the Mark may not be used in a manner more prominent than the name or trading style of the person using the Mark.
- 4) It is a condition of use that the Mark, if used other than by individuals, may only be used:-

- a) by a partnership, if all of the partners who are registered patent agents are also Fellows of the Institute;
  - or,
  - b) by a body corporate, if all of the directors who are registered patent agents are also Fellows of the Institute.
- 5) It is a condition of use that the Mark may not be used in a manner offending against Rules prescribed under Section 279<sup>1</sup> of the Copyright, Designs and Patents Act 1988.

**Sanctions Against Misuse**

- 6) In the event of misuse of the Mark sanctions shall be those set out in the Rules of Professional Conduct issued from time to time under the By-laws of the Institute as approved by the Privy Council from time to time.

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<sup>1</sup> Power to prescribe conditions, &c. for mixed partnerships and bodies corporate