

UNITED KINGDOM DESIGNS PROTECTION ACT

Arrangement of Sections

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CHAPTER 331

AN ACT to provide for the protection in Grenada of designs registered in the United Kingdom Cap. 305-1958

[1st November, 1928]

1. This Act may be cited as the

Short title

UNITED KINGDOM DESIGNS PROTECTION ACT.

2. Subject to the provisions of this Act the registered proprietor of any design registered in the United Kingdom under the Patents and Designs Acts, 1907 and 1919, the Registered Designs Acts, 1949 to 1961, or any Act amending or substituted for those Acts shall enjoy in Grenada the like privileges and rights as though the certificate of registration in the United Kingdom had been issued with an extension to Grenada.

Protection of designs registered in the United Kingdom

3. The registered proprietor of a design shall not be entitled to recover damages in respect of infringement of copyright in a design from any defendant who proves that at the date of the infringement he was not aware nor had any reasonable means of making himself aware of the existence of the registration of the design:

Innocent infringement

Provided that nothing in this section shall affect any proceedings for an injunction.

4. The High Court shall have power, upon the application of a person who alleges that his interests have been prejudicially affected, to declare that exclusive privileges and rights in a design have not been acquired in Grenada under the provisions of this Act upon any of the grounds upon which the United Kingdom registration might be cancelled under the law for the time being in force in the United Kingdom. Such grounds shall be deemed to include the publication of the design in Grenada prior to the date of registration of the design in the United Kingdom.

Power of Court to declare that no exclusive right acquired