The Copyright (Industrial Designs) Rules, 1949

1949 No. 2367

Made - - - -	*16th December*, 1949
Laid - - - -	*22nd December*, 1949
Coming into Operation	*2nd January*, 1950

By virtue of the provisions of Section 22 of the Copyright Act, 1911(a), and of Section 36 of the Registered Designs Act, 1949(b), the Board of Trade do hereby make the following Rules:—

1.—(1) These Rules may be cited as the Copyright (Industrial Designs) Rules, 1949, and shall come into operation on the 2nd day of January, 1950.

(2) The Interpretation Act, 1889(c), shall apply to the interpretation of these Rules as it applies to the interpretation of an Act of Parliament.

2. A design shall be deemed to be used as a model or pattern to be multiplied by any industrial process within the meaning of Section 22 of the Copyright Act, 1911,

(*a*) when the design is reproduced or is intended to be reproduced on more than 50 single articles, unless all the articles in which the design is reproduced or is intended to be reproduced together form only a single set of articles as defined in subsection (1) of Section 44 of the Registered Designs Act, 1949, or

(*b*) when the design is to be applied to

(i) printed paper hangings,

(ii) carpets, floor cloths or oil cloths, manufactured or sold in lengths or pieces,

(iii) textile piece goods, or textile goods manufactured or sold in lengths or pieces, or

(iv) lace, not made by hand.

Dated this 16th day of December, 1949.

John Edwards,
Parliamentary Secretary to the
Board of Trade.

EXPLANATORY NOTE

(*This Note is not part of the Rules, but is intended to indicate their general import.*)

Rule 2 of these Rules defines the designs which are to be excluded from the application of the Copyright Act, 1911, and consequently can only enjoy protection if registered under the Registered Designs Act, 1949.

The Rules repeat in separate form the provisions of Rule 92 of the Designs Rules, 1932 (S.R. & O. 1932 No. 872) which are being revoked on the making of new Designs Rules under the Registered Designs Act, 1949.

(a) 1 & 2 Geo. 5. c. 46. (b) 12, 13 & 14 Geo. 6. c. 88. (c) 52 & 53 Vict. c. 63.