



Repealed

# LAWS OF MALAYSIA

Act 214

**UNITED KINGDOM DESIGNS (PROTECTION)  
ACT, 1949**

**(Revised—1978)**

Enacted in 1949 as Ordinance No. 24 of 1949.



Revised up to ... .. 31st March, 1978

LAW OF MALAYSIA

Date appointed for coming into force ... .. 15th November, 1978

Date of publication in the *Gazette* 26th October, 1978

Enacted in 1949 as Ordinance No. 54 of 1949.

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**ARRANGEMENT OF SECTIONS**

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**Section**

1. Short title and application.
2. Interpretation.
3. Protection of United Kingdom designs.
4. Saving.
5. Power of High Court.
6. Evidence.
7. Repeal.

**SCHEDULE—Repeal.**

LAWS OF MALAYSIA

Act 214

UNITED KINGDOM DESIGNS (PROTECTION)  
ACT, 1949

(Revised—1978)

An Act to provide for the protection in West Malaysia of designs registered in the United Kingdom.

[1st December, 1949.]

1. (1) This Act may be cited as the United Kingdom Designs (Protection) Act, 1949. Short title and application.  
(2) This Act shall apply to West Malaysia only.
2. In this Act "West Malaysia" has the meaning assigned thereto in section 3 of the Interpretation Act, 1967, and includes the Federal Territory. Interpretation.  
23/67.
3. Subject to the provisions of this Act, the registered proprietor of any design registered in the United Kingdom under the Registered Designs Act, 1949, or any Act amending or substituted for that Act, or any person deriving his right from such registered proprietor by assignment, transmission, or other operation of law, shall enjoy in West Malaysia the like privileges and rights as though the Certificate of Registration in the United Kingdom had been issued with an extension to West Malaysia. Protection of United Kingdom designs.  
U.K. 1949 c. 88.
4. The registered proprietor of a design shall not be entitled to recover any damages in respect of any 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: Saving.  
Provided that nothing in this section shall affect any proceedings for an injunction.

Power of  
High  
Court.

5. The High Court shall have power, upon the application of any 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 West Malaysia 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.

Evidence.

6. A certificate purporting to be under the hand of the Comptroller-General of United Kingdom Patents Designs and Trade Marks shall be prima facie evidence of the registration of any design in the United Kingdom and of any particulars contained in such certificate.

Repeal.

7. The written laws specified in the Schedule to this Act are hereby repealed.

SCHEDULE

(Section 6)

REPEAL

No.	Title
S.S. Ordinance No. 17 of 1938	The United Kingdom Designs (Protection) Ordinance, 1938
F.M.S. Enactment No. 15 of 1941	The United Kingdom Designs (Protection) Enactment, 1941
Johore Enactment No. 20 of 1941	The United Kingdom Designs (Protection) Enactment, 1941
Kedah Enactment No. 26 of 1357	The United Kingdom Designs (Protection) Enactment

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UNITED KINGDOM DESIGNS (PROTECTION)  
ACT, 1949

(Revised—1978)

*Particulars under section 7 (ii) and (iii) of the Revision of  
Laws Act, 1968 (Act 1)*

LIST OF AMENDMENTS

Nil

LIST OF LAWS OR PARTS THEREOF SUPERSEDED

No.	Title
54 of 1949	... United Kingdom Designs (Protection) Ordinance, 1949.