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FIRST SCHEDULE.

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THE PATENTS REGULATIONS

made by the Governor in Council under sections 82 and 103 on the 24th August, 1937, and amended on the 19th April, 1951. Regs. 24th Aug., 1937. 8 of 1951.

1. These regulations may be cited as the Patents Regulations. Short title.
2. (1) In these regulations, unless the context otherwise requires— Interpretation.
 - “the Ordinance” means the Patents and Designs Ordinance;
 - “Office” means the Patent Office.
- (2) The Interpretation Ordinance shall apply to the interpretation of these regulations as it applies to the interpretation of an Ordinance. Cap. 5.
3. (1) The fees to be paid in relation to patents shall be those prescribed in the first schedule to these regulations, and shall be payable to the Registrar. Fees. First schedule.
- (2) All fees shall be payable in advance.
4. The forms herein referred to are those contained in the second schedule to these regulations and such forms shall be used in all cases to which they are applicable, and may be modified as directed by the Registrar to meet other cases. Forms. Second schedule.

DOCUMENTS.

Size, etc., of documents.

5. All documents and copies of documents, except drawings, sent to or left at the Office or otherwise furnished to the Registrar or to the Governor in Council shall be written, type-written, lithographed or printed in the English language (unless otherwise directed) in large and legible characters with deep permanent black ink upon strong wide-ruled white paper, and, except in the case of statutory declarations and affidavits, on one side only, of a size of approximately 13 inches by 8 inches, leaving a margin of at least one inch and a half on the left-hand part thereof, and the signatures thereto must be written in a large and legible hand. Duplicate documents shall be left at the Office, if required by the Registrar. Such duplicates may be carbon copies of the original documents provided they are on paper of good quality and the typing is black and distinct.

At the top of the first page of a specification a space of about two inches should be left blank.

Leaving and serving documents.

6. Any application, notice, or other document authorised or required to be left, made, or given at the Office, or to the Registrar, or to any other person under the Ordinance or these regulations, may be sent by a prepaid letter through the post, and if so sent shall be deemed to have been left, made, or given at the time when the letter containing the same would be delivered in the ordinary course of post. In proving such sending, it shall be sufficient to prove that the letter was properly addressed and put into the post.

Any written communication addressed to a patentee at his address as it appears on the register of patents or at his address for service or to any applicant or opponent in any proceedings under the Ordinance or these regulations, at the address appearing on the application or notice of opposition or given for service as hereinafter provided shall be deemed to be properly addressed.

Address for service.

7. Every applicant or opponent in any proceedings to which these regulations relate, and every person who is or shall hereafter become a patentee shall furnish to the Registrar an address for service in the Colony. Such address may be treated, for all purposes connected with such proceedings or patent as the actual address of such applicant, opponent or patentee.

If any patentee desires to have two addresses for service entered in the register a request therefor shall be made on Patents Form No. 42 in respect of each patent.

AGENCY.

8. With the exception of the signing of the following documents, namely, applications for patents, for a complete specification to be treated as a provisional specification, for postdating of applications, for the revocation of patents, for the grant of a licence under a patent, for the endorsement of a patent "licences of right," for the refusal of a request for the endorsement of a patent "licences of right," for the cancellation of such endorsement, for the restoration of lapsed patents, requests for leave to amend applications or specifications, authorisations of agents, notices of oppositions, requests for issue of duplicate letters patent, and surrenders of letters patent, all communications to the Registrar under the Ordinance and these regulations relating to patents may be signed by and all attendances upon the Registrar may be made by or through an agent duly authorised to the satisfaction of the Registrar. In any particular case, the Registrar may, if he thinks fit, require the personal signature or presence of an applicant, opponent, or other person. Agency.

The Registrar shall not recognise as such agent, or receive communications in respect of any business under the Ordinance from, any person who is not at the time licensed to be a patent agent under the provisions of the Ordinance.

APPLICATIONS FOR THE GRANT OF PATENTS.

9. (1) An application for a patent, other than a Patent of Addition or a Secret Patent, shall be made on one of the Patents Forms, Nos. 1 or 2 as the case may be. An application for a Patent of Addition shall be made on Patents Forms Nos. 3, 4 or 5, and an application for a Secret Patent on Patents Form No. 6. An application for the grant of a Patent of Addition in lieu of an independent patent shall be made on Patents Form No. 21. Form of application.
Forms 1, 2, 3, 4, 5, 6, 21.

(2) An application for a patent for an invention communicated from abroad, and an application for a patent made by a person who is not at the time resident in the Colony, shall not be received by the Registrar unless made through a licensed patent agent.

10. In the case of an application for a patent by the legal representative of a person who has died possessed of an invention, the probate of the will, or the letters of administration granted of the estate and effects, or a certified copy of such probate or letters, shall be produced at the Office in proof of Application by representative of deceased inventor.

the applicant's title to be regarded as legal representative and be supported by such further evidence as the Registrar may require.

Order of recording applications.

11. Applications for patents sent through the post shall, as far as may be practicable, be opened and numbered in the order in which the letters containing the same are delivered in the ordinary course of post.

Applications left at the Office otherwise than through the post shall be in like manner numbered in the order of their receipt at the Office.

One invention.

12. (1) When a specification comprises several distinct matters, they shall not be deemed to constitute one invention by reason only that they are all applicable to or may form parts of an existing machine, apparatus, or process.

Applications for separate patents by way of amendment.

Where a person making application for a patent has included in his specification more than one invention, the Registrar may require or allow him to amend such application and specification and drawings or any of them so as to apply to one invention only, and the applicant may make application for a separate patent for any invention excluded by such amendment.

Every such last-mentioned application may, if the Registrar at any time so direct, bear the date of the original application or such date between the date of the original application and the date of the application in question, as the Registrar may direct, and shall otherwise be proceeded with as a substantive application in the manner prescribed by the Ordinance and by these regulations.

Where the Registrar has required or allowed any application or specification or drawings or any of them to be amended as aforesaid, such application shall, if the Registrar at any time so direct, bear such date, subsequent to the original date of the application and not later than the date when the amendment was made, as the Registrar shall consider reasonably necessary to give sufficient time for the subsequent procedure relating to such application.

(2) Where the same applicant has put in two or more provisional specifications for inventions which he believes to be cognate or modifications one of the other and the Registrar is of opinion that such inventions are not cognate or modifications one of the other, the applicant may divide the complete specification left in connection with his applications into such

number of complete specifications as may be necessary to enable the applications to be proceeded with as two or more separate applications for patents for different inventions.

13. The statement of the invention claimed, with which a complete specification must end, shall be clear and succinct as well as separate and distinct from the body of the specification. Claims.

DRAWINGS.

14. Drawings, when furnished, must accompany the provisional or complete specification to which they refer, except in the case provided for by regulation 21. No drawing or sketch such as would require the preparation for the printer of a special illustration for use in the letterpress of the specification when printed may appear in the specification itself. General.

15. Drawings must be made on pure white, hot-pressed, rolled, or calendered strong paper of smooth surface, good quality, and medium thickness, without washes or colours, in such a way as to admit of being clearly reproduced on a reduced scale by photography. Mounted drawings may not be used. Requirements as to paper, etc.

16. Drawings must be on sheets which measure 13 inches from top to bottom and are either from 8 inches to $8\frac{1}{4}$ inches or from 16 inches to $16\frac{1}{2}$ inches wide, the narrower sheets being preferable. A clear margin must be left half an inch from the edges of the sheet. Size of drawings and arrangement of figures.

If there are more figures than can be shown on one of the smaller sized sheets, two or more of these sheets should be used in preference to employing the larger size. When an exceptionally large figure is required, it should be continued on subsequent sheets. There is no limit to the number of sheets that may be sent in, but no more sheets should be employed than are necessary. The figures should be numbered consecutively throughout and without regard to the number of sheets. They should be separated by a sufficient space to keep them distinct.

17. Drawings must be prepared in accordance with the following requirements— Drawings to be suitable for reproduction.

(a) They must be executed with absolutely black ink.

(b) Each line must be firmly and evenly drawn, sharply defined, and of the same strength throughout.

(c) Section lines, lines for effect, and shading lines must be as few as possible, and must not be closely drawn.

(d) Shading lines must not contrast too much in thickness with the general lines of the drawing.

(e) Sections and shading must not be represented by solid black or washes.

(f) They must be on a scale sufficiently large to show the invention clearly, and only so much of the apparatus, machine, etc., may appear as affects this purpose. If the scale is given, it must be drawn, and not denoted by words. No dimensions may be marked on the drawings.

(g) The figures must be drawn in an upright position in regard to the top and bottom of the sheet.

(h) Reference letters and numerals, and index letters and numerals used in conjunction therewith, must be bold, distinct and not less than one-eighth of an inch in height. The same letters or numerals must be used in different views of the same parts. Where the reference letters or numerals are shown outside the figure, they must be connected with the parts referred to by fine lines.

Drawings to bear name of applicant, etc., but no descriptive matter.

18. Drawings must bear the name of the applicant (and, in the case of drawings left with a complete specification after one or more provisional specifications, the numbers and years of the applications) in the left-hand top corner; the number of sheets of drawings sent, and the consecutive number of each sheet, in the right-hand top corner; and the signature of the applicant or his agent in the right-hand bottom corner. Neither the title of the invention nor any descriptive matter shall appear on the drawings.

Copies of drawings.

19. A facsimile or "true copy" of the original drawings shall be filed at the same time as the original drawings, prepared strictly in accordance with these regulations, except that the reference letters or numerals and leading lines thereto should be in black-lead pencil. In the case of a hand-made drawing this copy may be on tracing cloth.

Marking originals and true copies.

The words "original" or "true copy" must in each case be marked at the right-hand top corner, under the numbering of the sheet.

Condition of drawings on delivery.

20. Drawings must be delivered at the Office free from folds, breaks, or creases which would render them unsuitable for reproduction by photography.

21. If an applicant desires to adopt the drawings lodged with his provisional specification as the drawings or part of the drawings for his complete specification, he shall refer to them in the complete specification as those left with the provisional specification.

Provisional drawings used for complete specification.

EXTENSION OF TIME FOR LEAVING COMPLETE SPECIFICATION.

22. An application for one month's extension of time for leaving a complete specification shall be made on Patents Form No. 11.

Extension of time for leaving complete specification. Form No. 11.

REQUEST FOR POSTDATING AN APPLICATION.

23. Where a person making application for a patent desires in pursuance of the provisions of subsection (4) of section 5 of the Ordinance before the acceptance of the complete specification that his application should be deemed to have been made on a date within a period of six months running from the date when the application was actually made, he shall make application on Patents Form No. 10.

Request for postdating an application.

Form No. 10.

PROCEDURE UNDER SECTION 9 OF THE ORDINANCE.

24. (1) When the Registrar or the examiner in prosecution of the investigation prescribed by subsection (1) of section 9 of the Ordinance finds that the invention claimed in the specification under examination has been wholly claimed or described in one or more specifications referred to in the subsection, he shall, without any further prosecution of the investigation, make a provisional report to that effect.

Provisional report in case of complete anticipation.

(2) If the provisional report of the Registrar or the examiner made under this regulation be not reversed or altered, it may be deemed a final report, and the application shall be dealt with as provided by subsection (4) of the said section. If, however, such provisional report be reversed or altered, the investigation shall be continued, and a further report shall be made, and the specification shall be dealt with as provided in subsection (3) or subsection (4) of the said section, as the case may require.

25. (1) The time within which an applicant may leave his amended specification under subsection (2) of section 9 shall be two months from the date of the letter informing him that the invention claimed has been wholly or in part claimed or described in any specification or specifications within the meaning of subsection (1) of the said section.

Time for leaving amended specification.

Form No. 12.

(2) Application for an extension of time for leaving the amended specification shall be made on Patents Form No. 12, but no such extension of time shall be granted which would extend beyond the date prescribed by the Ordinance for the acceptance of the specification and any fees payable under these regulations for the extension of time for acceptance of a specification shall be paid in addition to the fees for an extension of time under this regulation.

Hearing by
the Registrar
under sub-
section (4).

26. (1) When the applicant for a patent has been informed of the result of the investigation made under the provisions of subsection (1) of section 9, and the time allowed for amendment of his specification has expired, the Registrar, if he is not satisfied that no objection exists to the specification on the ground that the invention claimed therein has been wholly or in part claimed or described in a previous specification referred to in that subsection, shall inform the applicant accordingly and appoint a time for hearing him, and shall give him ten day's notice at the least of such appointment. The applicant shall as soon as possible notify the Registrar whether or not he desires to be heard. The Registrar shall, after hearing the applicant, or without a hearing, if the applicant has not attended a hearing appointed or has notified that he does not desire to be heard, determine whether reference ought to be made in the applicant's specification to any, and, if so, what prior specification or specifications by way of notice to the public, and in the event of the invention claimed being wholly and specifically claimed or wholly and specifically described in any specification to which the investigation has extended, whether he should refuse to grant a patent, and shall inform the applicant accordingly. As an alternative to the insertion of a reference to a prior specification, the Registrar may prescribe or permit such amendments of the specification as will be to his satisfaction and, in such case, the applicant must elect, within such time as may be fixed by the Registrar, whether he agrees to the amendments or to the insertion of a reference. If no communication is received within the prescribed time or such further time as may be allowed, the references will be inserted.

Form No. 12.

(2) Application for an extension of the time fixed by the Registrar under clause (1) of this regulation shall be made in the manner prescribed in regulation 25 (2).

Reference to
prior speci-
fication.

27. (1) When under subsection (4) of section 9 the Registrar determines that a reference to a prior specification ought to

be made by way of notice to the public, the form of reference shall be as follows, and shall be inserted after the claims—

Reference has been directed in pursuance of subsection (4) of section 9 of the Patents and Designs Ordinance to specification No.....of 19.....

(2) Where the reference is inserted as the result of a provisional report under regulation 24, a statement to that effect shall be added to the reference.

28. The procedure to be followed when anticipating documents within subsection (5) of section 9 are brought to the notice of the Registrar shall be that set out in regulations 24 to 27, with the necessary modifications.

Procedure under s. 9 (5).

PROCEDURE UNDER SECTION 10 OF THE ORDINANCE.

29. (1) Where on the additional investigation provided for by section 10 of the Ordinance it appears that the invention claimed in any specification deposited pursuant to an application is wholly or in part claimed in any published specification deposited pursuant to a prior application, the applicant shall be informed of the result of such extended investigation, and shall, within two months from the date of the letter so informing him, apply for leave to amend his specification by way of disclaimer, stating specifically what amendments he is prepared to make in it to remove the objection, or if he considers that no amendments are necessary, inform the Registrar accordingly.

Procedure under s. 10.

(2) Application for an extension of time for making such an application shall be made on Patents Form No. 12, but no such extension of time shall be granted which would extend beyond the date prescribed by the Ordinance for the acceptance of the specification, and any fees payable under these regulations for the extension of time for acceptance of a specification shall be paid in addition to the fees for an extension of time under this regulation.

Form No. 12.

(3) The Registrar shall consider any amendments submitted by the applicant for this purpose, and may allow the necessary amendments to be made.

30. (1) If, at the expiration of the said two months or such extended time as the Registrar may allow, the Registrar is not satisfied that the invention claimed by the applicant is not wholly or in part claimed in the specification or specifications cited, he shall inform the applicant accordingly and appoint a time for hearing him, and shall give him ten days' notice at

Hearing by Registrar.

the least of such appointment. The applicant shall as soon as possible notify the Registrar whether or not he desires to be heard. The Registrar shall, after hearing the applicant or without a hearing, if the applicant has not attended a hearing appointed, or has notified that he does not desire to be heard, determine whether reference ought to be made in the applicant's specification to any, and if so, what prior specification or specifications by way of notice to the public and shall inform the applicant accordingly. As an alternative to the insertion of a reference to a prior specification, the Registrar may prescribe or permit such amendments of the specification as will be to his satisfaction, and in such case, the applicant must elect, within such time as may be fixed by the Registrar, whether he agrees to the amendments or to the insertion of a reference. If no communication is received within the prescribed time or such further time as may be allowed, the reference will be inserted.

(2) Application for an extension of the time fixed by the Registrar under sub-regulation (1) of this regulation shall be made in the manner prescribed in regulation 25.

Form No. 12.

Reference to
prior speci-
fication.

31. When, under subsection (2) of section 10, the Registrar determines that reference to a prior specification ought to be made, by way of notice to the public, the form of reference shall be as follows, and shall be inserted after the claims—

“Reference has been directed, in pursuance of subsection (2) of section 10 of the Patents and Designs Ordinance to specification No.....of 19.....”

Advertise-
ment of
amendments.

32. When, after any accepted specification has been published, any amendment has been made, or any reference inserted therein, under either of the last two preceding regulations, notice thereof shall be advertised in the Gazette.

DISCLOSURE OF RESULT OF SEARCH.

Disclosure of
result of
search.
Form No. 14.

33. Application under section 85 of the Ordinance for disclosure of the result of a search made under sections 9 and 10 of the Ordinance shall be made on Patents Form No. 14.

CHEMICAL INVENTIONS.—TYPICAL SAMPLES AND SPECIMENS.

Chemical
invention—
typical
samples and
specimens.

34. (1) Where under subsection (5) of section 4 of the Ordinance, before the acceptance of the complete specification left on any application for a patent for chemical invention, the Registrar in any particular case considers it desirable to require

or allow typical samples or specimens to be furnished, such samples or specimens must if so required by the Registrar, be supplied in duplicate.

(2) A schedule specifying the nature of such samples or specimens may be inserted in the complete specification or appended thereto.

(3) The fact that such samples or specimens have been furnished shall also be notified to the public by a statement to that effect at the head of the complete specification and in connection with the advertisement of acceptance of such specification in the Gazette.

(4) The samples or specimens must, unless other directions are specially given, be supplied in glass bottles of a total height not exceeding three inches, and of an external diameter of $1\frac{1}{2}$ inches, and the bottles must be securely closed by well-fitting stoppers, and sealed. Each bottle must have an adhesive or otherwise securely attached label bearing a description which clearly identifies the sample with the substance described in the specification. Labels which are not secured to the bottle by an adhesive should be 3 inches wide and not more than 4 inches long.

(5) Where samples or specimens of colouring matters are supplied, they must unless otherwise directed by the Registrar be accompanied by samples or specimens of materials printed or dyed with such colouring matters, such last-mentioned samples or specimens must be as flat as possible, and firmly attached to cards 13 inches long by 8 inches broad. The cards must bear a full description of the processes by which the respective dyed or printed effects were produced, including the compositions and strengths of the various baths, the temperatures, duration of treatment, degree of exhaustion of the dye baths, in the case of dyed fabrics the percentage of colouring matter fixed on, in the case of prints the composition of the printing paste, and other necessary information. This description must also clearly identify the substance used with that described in the specification.

(6) Samples of poisonous, corrosive, explosive, or easily inflammable substances must be clearly marked as such.

ACCEPTANCE OF SPECIFICATIONS.

35. An application for extension of time for accepting a complete specification shall be made on Patents Form No. 13.

Extension of
time for
accepting
complete
specification.
Form No. 13.

Notice and
advertise-
ment of
acceptance.

36. On the acceptance of a provisional or complete specification the Registrar shall give notice thereof to the applicant, and shall advertise the acceptance of every complete specification in the Gazette.

Inspection of
specification,
etc.

37. After such acceptance in the case of a complete specification the application and specification or specifications with the drawings, foreign documents (if any) and samples or specimens (if any) may be inspected at the Office upon payment of the fee prescribed by these regulations.

OPPOSITION TO GRANT OF PATENT.

Extension of
period for
leaving
notice of
opposition.
Form No. 16.

38. An application made under subsection (1) of section 14 for an extension of the period within which a notice of opposition may be filed shall be made upon Patents Form No. 16, and shall state the ground or grounds on which the application for an extension of the said period is based.

Notice of
opposition.
Form No. 15.

39. A notice of opposition to the grant of a patent shall be given on Patents Form No. 15, and shall state the ground or grounds on which the person giving such notice (herein called the opponent) intends to oppose the grant, and must be signed by him. Such notice shall be accompanied by a copy thereof and a statement in duplicate setting out fully the nature of the opponent's interest, the facts upon which he bases his case and the relief which he seeks. A copy of the notice and of the statement will be transmitted by the Registrar to the applicant.

Copy for
applicant.

Counter-
statement.

40. If the applicant is desirous of contesting the opposition, he shall within 14 days of the receipt of such copies, or such further time as the Registrar may allow, leave at the Office a counter-statement fully setting out the grounds upon which the opposition is contested and deliver to the opponent a copy thereof.

Opponent's
evidence.

41. The opponent may within 14 days from the delivery of such copy, or within such further time as the Registrar may allow, leave at the Office evidence by way of statutory declarations in support of his case and, on so leaving, shall deliver to the applicant a copy thereof.

Applicant's
evidence.

42. Within 14 days from the delivery of such evidence to the applicant, or if the opponent does not leave any evidence, within 14 days from the expiration of the time within which

the opponent's evidence might have been filed, or within such further time as the Registrar may in either case allow, the applicant may leave at the Office evidence by way of statutory declarations in support of his case and, on so leaving, shall deliver to the opponent a copy thereof; and within 14 days from such delivery or within such further time as the Registrar may allow, the opponent may leave at the Office statutory declarations in reply and, on so leaving, shall deliver to the applicant a copy thereof. Such last-mentioned declarations shall be confined to matters strictly in reply.

Evidence
in reply.

43. No further evidence shall be delivered by either party except by leave, or on requisition, of the Registrar.

Closing of
evidence.

44. Where a document in a foreign language is referred to in any statement or declaration filed in connection with an opposition, a translation in duplicate verified by statutory declaration shall be furnished.

Translation
of documents
in foreign
languages.

45. On completion of the evidence (if any), or at such other time as he may see fit, the Registrar shall appoint a time for the hearing of the case, and shall give the parties ten days' notice at the least of such appointment. If either party does not desire to be heard he shall forthwith notify the Registrar to that effect. If either party desires to be heard he must notify the Registrar on Patents Form No. 17. The Registrar may refuse to hear either party who has not left Patents Form No. 17 prior to the date of hearing. If either party intends to refer at the hearing to any publication other than a specification or publication already mentioned in the proceedings, he shall give to the other party and to the Registrar five days' notice at the least of his intention, together with details of each publication to which he intends to refer. After hearing the party or parties desirous of being heard or if neither party desires to be heard, then without a hearing, the Registrar shall decide the case and notify his decision to the parties.

Hearing.

Form No. 17.

46. In the event of an opposition being uncontested by the applicant the Registrar in deciding whether costs should be awarded to the opponent shall consider whether proceedings might have been avoided if reasonable notice had been given by the opponent to the applicant before the opposition was filed.

Costs in
uncontested
cases.

SEALING OF PATENT AND PAYMENT OF FEE.

Payment of
sealing fee.
Form No. 18.

47. If the applicant for a patent desires to have a patent sealed on his application, he shall within the period allowed by section 16 of the Ordinance pay the sealing fee by leaving at the Office Patents Form No. 18, and paying thereon the prescribed fee.

Extension of
time for
sealing.
Form No. 19.

48. Where for any reason a patent cannot be sealed within the period allowed by subsection (4) (a), (b) or (c) of section 16 of the Ordinance, the applicant may apply to the Registrar on Patents Form No. 19 for an extension of such period not exceeding three months.

Further
extension for
prosecuting
applications
abroad.
Form No. 20.

49. Where the maximum extension of time for sealing a patent has been allowed under subsection (5) of section 16 and a further extension of time for sealing is required under subsection (6) of that section, application for such further extension shall be made on Patents Form No. 20. Such application shall be made before the expiration of the extended period allowed under subsection (5).

Grant of
patent to
assignee.
Form No. 7.

50. An application for the grant of a patent to an assignee or to a joint applicant and assignee shall be made on Patents Form No. 7, and shall be accompanied by a copy (verified in the manner required by the Registrar) of the agreement to assign. The original agreement shall also be produced for the Registrar's inspection. The Registrar may call for such other proof of title or written consent as he may require.

FORM OF PATENT.

Form of
patent.
Form No. 58.

51. A patent, except in the cases provided for in regulations 52 and 53, may be on Patents Form No. 58.

Form of
patent of
addition.
Form No. 59.

52. A patent of addition may be on Patents Form No. 59.

Form of
patent to
legal repre-
sentatives of
deceased
inventor and
others.

53. Where a patent is granted to the legal representatives of a deceased inventor, or in any case in which the applicants have asked to be treated for the purpose of devolution not only of the legal but also of the beneficial interest in such patent as joint tenants, the form of the patent shall be modified so as to show clearly that the persons to whom the grant is made are to be treated for the purpose of the devolution not only of the legal but also of the beneficial interest in the patent as joint tenants.

RENEWAL FEES.

54. If a patentee intends, at the expiration of the fourth year from the date of his patent or of any succeeding year during the term of the patent, to keep the same in force, he shall before the expiration of such year pay the prescribed annual renewal fee by lodging at the Office Patents Form No. 22 and paying thereon the prescribed fee. The patentee may pay all or any of such prescribed annual renewal fees in advance. An application for an enlargement of time for payment of any fee under this regulation shall be made on Patents Form No. 23:

Renewal fees.

Form No. 22.

Form No. 23.

Provided that where at the date of the commencement of these regulations the sum of 100 dollars prescribed by the second schedule to the (repealed) Cap. 62 of the 1929 Edition Patents Ordinance to be paid on a patent before the expiration of 7 years from its date—

(a) has been paid, no fees under this regulation shall be demanded or paid, and

(b) has not been paid, and 4, 5 or 6 years have expired from the date of the patent, then the first annual renewal fee shall be paid before the expiration of the 5th, 6th or 7th year as the case may be.

55. On due compliance with the terms of regulation 54 the Registrar shall issue a Certificate that the prescribed fee has been duly paid.

Certificate of payment of fee.

56. At any time not less than one month before the date when any renewal fee will become due in respect of any patent, the Registrar shall send to the patentee or patentees, whose names appear in the register of patents, at his or their address or addresses for service, or to the address of the person or persons who paid the last renewal fee, a notice reminding him or them of the date when such fee will become due, and of the consequences of the non-payment thereof.

Notice as to renewal fees.

RESTORATION OF LAPSED PATENTS.

57. Where any patent has become void owing to the failure of the patentee to pay any prescribed fee within the prescribed time the patentee may apply to the Registrar on Patents Form No. 24 for an order for the restoration of the patent. Every such application shall be accompanied by one or more statutory declarations verifying the statements contained in such application. If the Registrar entertains the application, he shall advertise it in the Gazette and in such other manner as in his opinion is desirable.

Restoration of lapsed patents.
Form No. 24.

- Opposition. **58.** At any time within two months from the first of such advertisements in the Gazette any person may give notice of
Form No. 25. opposition at the Office on Patents Form No. 25. Such notice shall be accompanied by a copy thereof and a statement in duplicate setting out fully the nature of the opponent's interest, the facts upon which he bases his case and the relief which he seeks. A copy of the notice and of the statement will be transmitted by the Registrar to the applicant.
- Further procedure. **59.** Upon such notice of opposition being given and a copy thereof transmitted to the applicant the provisions of regulations 40 to 46 shall apply to the case.
- Hearing. **60.** If no opposition to the application is entered the Registrar shall at the expiration of the opposition period appoint a time for hearing the applicant and, if satisfied with the evidence adduced, issue an Order restoring the patent.
- Order. **61.** In every Order of the Registrar restoring a patent, provisions shall be inserted for the protection of persons who may have availed themselves of the subject-matter of the patent after the patent has been announced as void in the Gazette. Such provisions shall restrain the patentee from commencing or prosecuting any action or other proceeding, and from recovering any damage—
- (1) In respect of any infringement of the patent which shall have taken place after the date on which the patent was announced in the Gazette to be void and before the date of the Order.
 - (2) In respect of the use or employment at any time thereafter of any mechanism, machine, machinery, process or operation actually made or carried on within the Colony or of the use, purchase, or sale of any article manufactured or made in infringement of the patent after the date of the said announcement and before the date of the Order:
Provided that such use, purchase, sale, or employment is by the person or corporation by or for whom such machine or machinery or article was *bona fide* manufactured or made, or such mechanism, machine, machinery, process or operation was *bona fide* made or carried on, his or their executors, administrators, successors, or vendees or his or their assigns respectively.
 - (3) In respect of the use, employment, or sale at any time thereafter by any person or corporation entitled for the time being under the preceding paragraph to use or employ any

machine, machinery, mechanism, process, or operation of any improved or additional machine, machinery, mechanism, process, or operation or of the use or sale of any article manufactured or made by any of the means aforesaid in infringement of the patent:

Provided that the use or employment of any such improved or additional machine, machinery, mechanism, process, or operation shall be limited to the buildings, works or premises existing at the time being or afterwards erected of the person or corporation by or for whom such machine, machinery, mechanism, process or operation was made or carried on within the meaning of the preceding paragraph, his or their executors, administrators, successors or assigns.

62. The Order shall further provide that if any person within one year after the date thereof make an application to the Registrar for compensation in respect of money, time, or labour expended by the applicant upon the subject-matter of the patent in the *bona fide* belief that such patent had become and continued to be void, it shall be lawful for the Registrar, after hearing the parties concerned, to assess the amount of such compensation if in his opinion the application ought to be granted, and to specify the party by whom and the day on which such compensation shall be paid, and if default shall be made in payment of the sum awarded, then the said patent shall become void, but the sum awarded shall not in that case be recoverable as a debt or damages.

Compensation.

AMENDMENT OF SPECIFICATION UNDER SECTION 25 OF THE ORDINANCE.

63. A request to the Registrar for leave to amend an accepted specification, except when such request is made under regulation 29 or 30, shall be made on Patents Form No. 26. The request must be accompanied by an official copy of the original specification and drawings, showing in red ink the proposed amendment in such manner as to indicate clearly the alteration desired, and shall be advertised by publication of the request and the nature of the proposed amendment in the Gazette, and in such other manner as the Registrar may in each case direct.

Request for leave to amend. Form No. 26.

64. A notice of opposition to the amendment shall be given on Patents Form No. 29. Such notice shall be accompanied by a copy thereof and a statement in duplicate setting out fully the nature of the opponent's interest the facts upon which

Notice of opposition. Form No. 29. Copy for the applicant.

he bases his case and the relief which he seeks. A copy of the notice and of the statement will be transmitted by the Registrar to the applicant.

Further proceedings. 65. Upon such notice of opposition being given and copy thereof transmitted to the applicant the provisions of regulations 40 to 46 shall apply to the case.

Requirements on amendment. 66. Where leave to amend is given the applicant shall, if the Registrar so require, and within a time to be limited by him, leave at the Office a new specification and drawings as amended, to be prepared in accordance with regulations 5 and 14 to 20.

Advertisement of amendment. 67. Particulars of all amendments of specifications allowed and made under section 25 shall be advertised forthwith by the Registrar in the Gazette.

AMENDMENT OF APPLICATION OR SPECIFICATION BEFORE ACCEPTANCE.

Request for leave to amend specification.
Form No. 27. 68. A request for leave to amend a specification which has not been accepted, other than when such request is made under regulation 29 or 30, shall be made on Patents Form No. 27.

Request for leave to amend an application for a patent.
Form No. 28. 69. A request for leave to amend an application for a patent shall be made on Patents Form No. 28.

LICENCES OF RIGHT.

Request for endorsement "licences of right".
Form No. 30. 70. A request to the Registrar to endorse a patent with the words "licences of right" shall be made upon Patents Form No. 30. Such request shall be accompanied by a statutory declaration and such other evidence as the Registrar may deem necessary to show that the patentee is not precluded by contract from making such request.

Application for refusal of request.
Form No. 31. 71. Upon receipt of such request it shall be advertised in the Gazette and any person alleging that such request has been made contrary to some contract, in which he is interested, may apply to the Registrar upon Patents Form No. 31, within one month from the date of the advertisement, for the refusal of the request or at any time after endorsement for cancellation of the endorsement. Such application shall be accompanied by a copy thereof and a statement in duplicate setting out fully the nature of the applicant's interest, the facts upon which he

bases his case, and the relief which he seeks, and in the case of an application for cancellation of the endorsement by Patent Form No. 22 with payment thereon of the unpaid moiety of all renewal fees which have become due since the endorsement. A copy of the application and of the statement will be transmitted by the Registrar to the patentee.

Form No. 22.

72. Upon such application being made and a copy thereof transmitted to the patentee, the provisions of regulations 40 to 46 shall apply to the case.

Further procedure.

73. An application to the Registrar for settlement of the terms of a licence under a patent which has been endorsed "licences of right" shall be made upon Patents Form No. 32. Such application shall be accompanied by a copy thereof and a statement in duplicate setting out fully the nature of the applicant's interest, the facts upon which he bases his case and the terms of the licence which he is prepared to grant or accept. A copy of the application and of the statement will be transmitted by the Registrar to the patentee or the applicant for the licence, as the case may be. Upon such application being made and a copy thereof transmitted to the patentee or applicant for the licence, as the case may be, the provisions of regulations 40 to 46 shall apply to the case with the necessary modifications.

Application to settle terms of licence.
Form No. 32.

74. An application by a patentee for the cancellation of an endorsement under section 28 of the Ordinance shall be made upon Patents Form No. 33 and shall be advertised by the Registrar in the Gazette and in such other manner, if any, as he deems desirable. Such application shall be accompanied by Patents Form No. 22 with payment thereon of the unpaid moiety of all renewal fees which have become due since the endorsement.

Application for cancellation of endorsement.
Forms Nos. 33, 22.

75. At any time within one month from the first of such advertisements in the Gazette any person may give notice of opposition at the Office on Patents Form No. 34. Such notice shall be accompanied by a copy thereof, and a statement in duplicate setting out fully the nature of the opponent's interest, the facts upon which he bases his case, and the relief which he seeks. A copy of the notice and of the statement will be transmitted by the Registrar to the patentee.

Opposition.

Form No. 34.

76. Upon such notice of opposition being given, and a copy thereof transmitted to the patentee, the provisions of regulations 40 to 46 shall apply to the case.

Further procedure.

PROCEDURE UNDER SECTION 30 OF THE ORDINANCE.

Application
under section
30 of the
Ordinance.
Form No. 35.

77. An application for the revocation of a patent under section 30 of the Ordinance shall be made on Patents Form No. 35. Such application shall be accompanied by a copy thereof, and a statement in duplicate setting out fully the nature of the applicant's interest, the facts upon which he bases his case, and the relief which he seeks. A copy of the application and of the statement will be transmitted by the Registrar to the patentee.

Copy for
patentee.

Procedure.

78. Upon such application being made and a copy thereof transmitted to the patentee the provisions of regulations 40 to 46 shall apply to the case.

Surrender of
patent.

Form No. 36.

79. (1) A notice of an offer by a patentee to surrender his patent under section 30 of the Ordinance shall be given on Patents Form No. 36, and shall be advertised by the Registrar in the Gazette and in such other manner as he deems desirable.

Notice of
opposition.

Form No. 37.

(2) At any time within one month from the first of such advertisements in the Gazette any person may give notice of opposition to the Registrar on Patents Form No. 37. Such notice shall be accompanied by a copy thereof and a statement in duplicate setting out fully the nature of the opponent's interest, the facts upon which he bases his case and the relief which he seeks. A copy of the notice and of the statement will be transmitted by the Registrar to the patentee.

Upon such notice of opposition being given and a copy thereof transmitted to the patentee, the provisions of regulations 40 to 46, shall apply to the case.

PROCEDURE UNDER SECTION 31 OF THE ORDINANCE.

Application
for com-
pulsory
licence or
revocation
of a patent.
Form No. 38.

80. An application to the Registrar for an Order under section 31 of the Ordinance shall be made on Patents Form No. 38 and shall set out fully the nature of the applicant's interest, the facts upon which he bases his case, and the relief which he seeks. The application shall be accompanied by statutory declarations verifying the applicant's interest and the facts set out in the application.

Advertise-
ment of
application.

Service of
documents.

81. If the Registrar upon consideration of the application decides that it may proceed, it shall be advertised in the Gazette and the applicant shall upon receipt of directions from the Registrar serve a copy of the application and of the declarations upon the patentee and upon any other persons appearing from the register to be interested in the patent. The applicant must notify the Registrar when such service has been effected.

82. The patentee or any person desirous of opposing the application shall within 14 days from the advertisement of the application in the Gazette, or such further time as the Registrar may allow, deliver to the Registrar a counter-statement verified by statutory declaration fully setting out the grounds on which the application is opposed. A copy of the counter-statement and of the declaration or declarations shall within the same time be delivered to the applicant by the opponent.

Counter-statement.

83. No further evidence shall be delivered by either party except by leave, or on requisition, of the Registrar.

Further evidence.

84. If any of the parties desire a hearing a request therefore shall be made upon Patents Form No. 39 which must be left at the Office within 14 days from the date of the delivery of the counter-statement and declaration.

Application for hearing. Form No. 39.

85. Upon receipt of such request, the Registrar shall appoint a time for hearing the case and shall give all the parties ten days' notice at the least of such appointment. Any party who does not desire to be heard shall forthwith notify the Registrar to that effect. Every person who desires to be heard, except the person applying for the hearing, must notify the Registrar on Patents Form No. 17 and the Registrar may refuse to hear any person who has not left Patents Form No. 17 prior to the date of the hearing. If no application for a hearing has been received and the Registrar is of opinion that a hearing is necessary, he shall appoint a time for hearing the case and proceed as though a request for hearing had been made under regulation 84. After hearing the party or parties or without a hearing if no hearing is necessary, the Registrar shall decide the case and notify his decision to the parties.

Hearing.

Form No. 17.

86. An application by an existing licensee, under a patent, which has been endorsed "licences of right" under the provisions of subsection (3) (a) of section 31 of the Ordinance, for an Order of the Registrar entitling the licensee to surrender his licence in exchange for a licence to be settled by the Registrar, shall be made upon Patents Form No. 32 as provided in regulation 73 and the further proceedings thereon shall be regulated in accordance with the provisions contained in regulation 73.

Application by licensee to surrender a licence under section 31 (3) (a).

Form No. 32.

PROCEDURE UNDER SECTION 42 OF THE ORDINANCE.

87. An application made by a co-patentee for relief under subsection (2) of section 42 shall be made upon Patents Form No. 53 and shall state the ground or grounds upon which such

Application for relief under section 42 (2). Form No. 53.

application for relief is made, and upon any such application the Registrar may give such directions as to the procedure to be adopted as he may think fit.

PATENTS FOR FOOD OR MEDICINE.

Patents for
food or
medicine.

Form No. 40.

88. An application to the Registrar under section 44 (3) of the Ordinance for licence to use an invention for the purposes of the preparation or production of food or medicine shall be made on Patents Form No. 40. The procedure to be followed shall be the same as that prescribed in regulations 80 to 85 for application under section 31 of the Ordinance.

REGISTER OF PATENTS.

Entry of
grant.

89. Upon the sealing of a patent the Registrar shall cause to be entered in the register of patents the name, address, and nationality of the patentee as the grantee thereof, the title of the invention, the date of the patent, and the date of the sealing thereof, together with the address for service and such other particulars as the Registrar may deem necessary.

Alteration
of address.
Form No. 41.

90. If a patentee send to the Registrar on Patents Form No. 41 notice in respect of a patent of an alteration in his name or address or address for service, the Registrar shall cause the register to be altered accordingly.

Application
for entry of
subsequent
proprietor-
ship.

Form and
signature of
request.
Forms Nos.
43, 44.

91. Where a person becomes entitled by assignment, transmission, or other operation of law to a patent, or to any interest therein, as mortgagee or licensee, application for the entry in the register of his name as proprietor or part proprietor of the patent, or of a notice of such interest, as the case may be, shall be made on Patents Form No. 43 or Patents Form No. 44 as the case may be, and shall in the case of individuals be made and signed by the person requiring to be registered as proprietor or part proprietor, or by his agent, and in the case of a body corporate by its duly authorised officer or agent.

Production
of documents
of title and
other proof.

92. Every assignment, and every other document containing, giving effect to, or being evidence of, the transmission of a patent or effecting the proprietorship thereof as claimed by such application, except such documents as are matters of record in the Colony shall, unless the Registrar in his discretion otherwise directs, be produced to him together with the application, and he may call for such other proof of title or written consent as he may require.

An official or certified copy of a document which is a matter of record in the Colony shall in like manner be produced to the Registrar.

93. The application shall be accompanied by a copy, verified in such manner as the Registrar may require, of the assignment or other document required to be produced by the preceding regulation. Copies for office.

94. The notice of interest in a patent of any person other than the proprietor or part proprietor entered in the register in pursuance of the application shall be such as may appear applicable to the circumstances of the particular case. Entry of notice of interest.

95. Application for entry in the register of notification of any document (not already provided for) purporting to affect the proprietorship of a patent shall be made on Patents Form No. 45. Such application shall be accompanied by a copy of the document, the accuracy of such copy being certified as the Registrar may direct, and the original document shall at the same time be produced and left at the Office if required for further verification. Entry of notification of document. Form No. 45.

96. Upon the issue of a certificate of payment under regulation 55 the Registrar shall cause to be entered in the register a record of the date of payment of the fee on such certificate. Entry of date of payment of fees on issue of certificate.

97. The register of patents shall be open to the inspection of the public, on payment of the prescribed fee, on every day on which the Office is open to the public during the time it is so open except at such times when the use of the register may be required for any official purpose. Hours of inspection of register.

CORRECTION OF CLERICAL ERRORS.

98. A request for the correction of a clerical error in or in connection with an application for a patent or in any patent or specification, or in any matter which is entered upon the register of patents, shall be made on Patents Form No. 46. Correction of clerical errors. Form No. 46.

In any case where the Registrar requires notice of the nature of the proposed correction to be advertised, such advertisement shall be made by publication of the request and the nature of the proposed correction in the Gazette and in such other manner (if any) as the Registrar may in each case direct.

Any person may at any time within one month from the date of such advertisement in the Gazette give notice at the Patent Office of opposition to the proposed correction.

Form No. 47. Notice of opposition to the correction shall be made on Patents Form No. 47. Such notice shall be accompanied by a copy thereof and a statement in duplicate setting out fully the nature of the opponent's interest, the facts on which he bases his case and the relief which he seeks. A copy of the notice and of the statement will be transmitted by the Registrar to the applicant.

Upon such notice of opposition being given and a copy thereof transmitted to the applicant, the provisions of regulations 40 to 46 shall apply to the case.

CERTIFICATES.

Certificates and certified copies of documents.
Form No. 48.

99. A request for a certificate of the Registrar as to any entry, matter or thing which he is authorised by the Ordinance or any of these regulations to make or do, shall be made on Patents Form No. 48.

Certified copies of any entry in the register, or certified copies of, or extracts from, patents, specifications, disclaimers, affidavits, statutory declarations, and other public documents in the Office, or of or from registers and other books kept there, may be furnished by the Registrar on payment of the fee prescribed by these regulations.

INFORMATION.

Requests for information.
Form No. 49.

100. A request made under section 49 for information upon a matter affecting a patent or an application for a patent shall be made on Patents Form No. 49 and may be in respect of any one of the following matters—

(a) when a complete specification following a provisional specification has been left or when an application for a patent has become abandoned,

(b) when a complete specification has been accepted or when an application for a patent has become void,

(c) when a patent has been sealed or when the time for payment of the sealing fee has expired,

(d) when a renewal fee has been paid,

(e) when a patent has expired,

(f) when an entry has been made on the register or application has been made for the making of such entry, or

(g) when any application is made or action taken involving an entry on the register or advertisement in the Gazette.

SECRET PATENTS.

101. When it has been decided by the Governor that it is advisable to take out a secret patent for any invention assigned under section 34 of the Ordinance, and an application for such patent has been made on Patents Form No. 6, accompanied by a certificate of the Governor under section 34 (3) of the Ordinance, the Registrar shall not communicate the application or any documents relating thereto to any member of his staff other than a deputy or special examiner or examiners, who shall make the required investigations and reports required by the Ordinance to be made in the case of other applications for patents.

Secret
patents.

Form No. 6.

Unless and until such invention is re-assigned to the inventor by the Governor—

(1) No copy of any specification or any other document or drawing relating thereto shall in any manner whatever be published or open to the inspection of the public.

(2) The application for the patent, and the acceptance of any specification relating to the invention shall not be advertised, nor shall the grant of the patent for such invention be open to opposition under section 14 of the Ordinance; but the Registrar shall cause a patent to be sealed in respect of every such invention as soon as may be after the acceptance of the complete specification relating thereto.

(3) Every such secret patent shall be registered in a confidential register at the Office, and no details or particulars relating thereto shall at any time be published as required by the Ordinance for ordinary patents. Nor shall any entry be made in the ordinary register of patents in respect of any such patent or any assignment.

(4) No fees shall be payable in respect of any secret patent, and every such patent, notwithstanding the non-payment of such fees, shall remain in force for the full period of 16 years from its date.

102. When an application has been made otherwise than as provided by the last preceding regulation for a patent for an invention, and such application is still pending, and a certificate under section 34 (3) of the Ordinance is furnished to the Registrar by the Governor, the provisions of such regulation shall, so far as is practicable, having regard to the date of such certificate, apply to such application and to all documents relating thereto.

Certificate of
secrecy after
application.

Re-assign-
ment.

103. In the event of any secret patent being re-assigned to the inventor by the Governor, it shall be removed from the confidential register of secret patents; all fees that would have been thereafter payable if the same had not been a secret patent shall be paid in respect thereof; and the patent shall remain in force only for the same term, and subject to the same conditions as to payments of fees and otherwise as if it had not been a secret patent.

LOST PATENT.

Lost patent.
Form No. 50.

104. An application for a duplicate of a patent which has been lost or destroyed shall be made on Patents Form No. 50, and shall be accompanied by a statutory declaration setting out in full and verifying the circumstances in which the patent was lost or destroyed.

INDUSTRIAL OR INTERNATIONAL EXHIBITIONS.

Industrial or
international
exhibitions.

Form No. 51.

105. Any person desirous of exhibiting at an industrial or international exhibition an invention in respect of which an application for a patent has not been left at the Patent Office, or of publishing any description of such invention during the period of the holding of the exhibition, or of using such invention for the purpose of the exhibition in the place where the exhibition is held, may, after the Governor in Council has issued a certificate that the exhibition is an industrial or international one, give to the Registrar notice on Patents Form No. 51, of his intention to exhibit, publish, or use the invention, as the case may be. For the purpose of identifying the invention in the event of an application for a patent being subsequently made the inventor shall furnish to the Registrar a brief description of his invention, accompanied, if necessary, by drawings, and such other information as the Registrar may in each case require.

PUBLICATION OF INVENTIONS BEFORE LEARNED SOCIETIES.

Publication
of inventions
before
learned
societies.

Form No. 51.

106. Any person desirous of publishing an invention in respect of which application for a patent has not been left at the Patent Office, by reading a paper before a learned Society or of permitting publication of the paper in such Society's transactions may give the Registrar notice on Patents Form No. 51 of his intention to publish such invention as provided in regulation 105.

EXERCISE OF DISCRETIONARY POWERS BY THE REGISTRAR.

107. Before exercising any discretionary power given to the Registrar by the Ordinance or these regulations adversely to any person concerned, the Registrar shall give ten days' notice, or such longer notice as he may think fit, to such person of the time when he may be heard personally or by his agent before the Registrar.

Exercise of discretionary powers by Registrar. Notice of hearing.

108. Within five days from the date on which such notice would be delivered in the ordinary course of post, or such longer time as the Registrar may appoint in such notice, the person concerned shall notify in writing to the Registrar whether or not he intends to be heard upon the matter.

Notice by applicant.

109. Whether such person desires to be heard or not, the Registrar may at any time require him to submit a statement in writing within a time to be notified by the Registrar, or to attend before him and make oral explanations with respect to such matters as the Registrar may require.

Registrar may require statement, etc.

110. The decision or determination of the Registrar in the exercise of any such discretionary power as aforesaid shall be notified by him to all persons who appear to him to be affected thereby.

Decision to be notified to parties.

STATUTORY DECLARATIONS AND AFFIDAVITS.

111. The statutory declarations and affidavits required by these regulations or used in any proceedings thereunder, shall be headed in the matter or matters to which they relate, and shall be divided into paragraphs consecutively numbered, and each paragraph shall so far as possible be confined to one subject. Every statutory declaration or affidavit shall state the description and true place of abode of the person making the same, and shall be written, typed, lithographed or printed bookwise and shall bear the name and address of the person leaving it and shall state on whose behalf it is left.

Form, etc., of statutory declaration and affidavit.

112. The statutory declarations and affidavits required by the Ordinance and these regulations or used in any proceedings thereunder, shall be made and subscribed as follows—

Manner in which and persons before whom declaration or affidavit is to be taken.

(a) In British Guiana, before any commissioner or other officer authorised by law to administer an oath for the purpose of any legal proceeding;

(b) In the United Kingdom, before any justice of the peace, or any commissioner or other officer authorised by law in any part of the United Kingdom to administer an oath for the purpose of any legal proceeding;

(c) In any other part of Her Majesty's dominions, before any court, judge, justice of the peace, or any officer authorised by law to administer an oath there for the purpose of a legal proceeding; and

(d) If made out of Her Majesty's dominions, before a British Minister, or person exercising the functions of a British Minister, or a Consul, Vice-Consul, or other person exercising the functions of a British Consul or before a notary public, or before a judge or magistrate.

GENERAL.

Power of amendment, etc.

113. If the Registrar think fit any document for the amending of which no special provision is made by the Ordinance may be amended, and any irregularity in procedure may be rectified, on such terms as the Registrar may direct if in the opinion of the Registrar such amendment or rectification can be made without detriment to the interests of any person.

General power to enlarge time.

114. The times prescribed by these regulations for doing any act, or taking any proceeding thereunder, other than the times prescribed by regulations 48 and 54, may be enlarged by the Registrar if he think fit, upon such notice to other parties and proceedings thereon, and upon such terms, as he may direct.

Days and hours of business.

115. The Office shall be open to the public every weekday except Saturday between the hours of nine and four, and on Saturday between the hours of nine and twelve, except on the days following—

Cap. 61.

Christmas Day, Good Friday, the days observed as days of public fast or thanksgiving, or as holidays under the Public Holidays Ordinance, and days which may from time to time be notified by a placard posted in a conspicuous place at the Office.

Excluded days.

116. Whenever the last day fixed by the Ordinance, or by these regulations for doing any thing shall fall on a day when the Office is not open or on a Saturday, which days shall be excluded days for the purposes of the Ordinance and these regulations, it shall be lawful to do any such thing on the day next following such excluded day, or days, if two or more of them occur consecutively.

Power to dispense with evidence, signature, etc.

117. Where, under these regulations, any person is required to do any act or thing, or to sign any document, or to make any declaration on behalf of himself or of any body corporate, or any document or evidence is required to be produced to or

left with the Registrar, or at the Office, and it is shown to the satisfaction of the Registrar that from any reasonable cause such person is unable to do such act or thing, or to sign such document, or to make such declaration, or that such document or evidence cannot be produced or left as aforesaid, it shall be lawful for the Registrar, upon the production of such other evidence, and subject to such terms as he may think fit, to dispense with any such act or thing, signature, declaration, document, or evidence.

APPLICATIONS TO AND ORDERS OF COURT.

118. (1) Four clear days' notice of every application to the Court under section 89 of the Ordinance for rectification of the register of patents shall be given to the Registrar.

Applications to Court.

(2) Where any order has been made by the Court under the Ordinance revoking a patent or extending the term of a patent, or allowing a patentee to amend his specification or affecting the validity or proprietorship of a patent or any rights thereunder, the person in whose favour such order has been made shall forthwith serve on the Registrar a certified copy of such order together with Patents Form No. 52. The specification shall thereupon be amended or the register rectified or altered as the case may be.

Orders of Court.

Form No. 52.

LICENSING OF PATENT AGENTS.

119. The licence issued by the Registrar under section 101 of the Ordinance shall be for the period of one year beginning on the 1st January and ending on the 31st December in any one year.

Patents Agent's licence.

UNITED KINGDOM PATENTS.

120. All applications under sections 54 to 61 of the Ordinance shall be made through a licensed patent agent. The forms in connection therewith may also be signed by a licensed patent agent on behalf of the applicant, but if not so signed, then if the applicant is a firm, they must be signed by each individual who is a partner, and if the applicant is a body corporate the forms must be signed by its duly authorised officer or agent.

Applications in respect of United Kingdom patents. How made.

121. (1) An application for registration in the Colony of a United Kingdom patent shall be made on Patents Form No. 54.

Application for registration of United Kingdom patent. Form No. 54. Form No. 57.

(2) The certificate of registration shall be on Patents Form No. 57.

Application to register amended or substituted specification of United Kingdom patent.
Form No. 55.

122. An application under section 60 of the Ordinance to substitute a copy of the specification and drawings of a United Kingdom patent as amended for the specification and drawings as originally filed shall be made on Patents Form No. 55.

Application to register assignments, etc., of United Kingdom patents.
Form No. 56.

123. An application under section 61 of the Ordinance for the entry on the register of patents of an assignment or other instrument affecting title of a United Kingdom patent or giving an interest therein shall be made on Patents Form No. 56 accompanied by a certificate of the Comptroller General of Patents, Designs and Trade Marks in the United Kingdom showing that the entry proposed to be made in the register of patents in the Colony has already been made in the Patents Office, London; or on Patents Form No. 43 or Patents Form No. 44, as the case may be, where no such entry has been made in the Patent Office, London.

Form No. 43.
Form No. 44.

Commencement.

124. These regulations shall come into operation on the 1st January, 1938.

s. 3.

FIRST SCHEDULE.

(AS AMENDED BY REGULATIONS 8 OF 1951.)

LIST OF FEES PAYABLE IN RESPECT OF THE GRANT OF PATENTS AND OF OTHER MATTERS WITH RELATION THERETO.

	\$	c.	Corresponding Form.
1. On application accompanied by provisional specification	5	00	Patents Form No. 1 or 2, etc.
2. On filing complete specification thereafter ...	15	00	Patents Form No. 9.
3. On application accompanied by complete specification	20	00	Patents Forms Nos. 1 or 2, etc., and 9.
4. On request for the post-dating of an application under subsection (4) of section 5—			
Not exceeding one month	2	00	Patents Form No. 10.
" " two months	4	00	do.
" " three months	6	00	do.
" " four months	8	00	do.
" " five months	10	00	do.
" " six months	12	00	do.
5. For extension of time for leaving complete specification not exceeding one month ...	10	00	Patents Form No. 11.
6. For extension of time for leaving amended specification under regulations 25 or 29 or notifying acceptance of alternative under regulations 26 or 30—			
Not exceeding one month	2	50	Patents Form No. 12.
Each succeeding month	2	50	do.

	\$	c.	Corresponding Form.
7. For extension of time for acceptance of complete specification—			
Not exceeding one month	2	50	Patents Form No. 13.
" " two months	5	00	do.
" " three months	7	50	do.
8. On application for result of a search under sections 9 and 10	5	00	Patents Form No. 14.
9. On notice of opposition to grant of patent. By opponent	2	50	Patents Form No. 15.
10. On application for extension of time for filing notice of opposition to grant of patent	2	50	Patents Form No. 16.
11. On hearing by Registrar. By applicant and by opponent respectively	5	00	Patents Form No. 17.
12. On notice of desire to have patent sealed	5	00	Patents Form No. 18.
13. Application under section 16 (1) (b) for grant of patent to an assignee	5	00	Patents Form No. 7.
14. On application for extension of time for sealing of patent other than an extension under subsection (6) of section 16—			
Not exceeding one month	2	00	Patents Form No. 19.
" " two months	4	00	do.
" " three months	6	00	do.
15. On application for extension of time for sealing of patent under subsection (6) of section 16—			
Not exceeding one month	2	00	Patents Form No. 20.
Each succeeding month	2	00	do.
16. On application for grant of Patent of Addition in lieu of an independent patent	20	00	Patents Form No. 21.
On application for certificate of renewal—			
*17. Before the expiration of the 4th year from the date of the patent and in respect of the 5th year	10	00	Patents Form No. 22.
*18. Before the expiration of the 5th year from the date of the patent and in respect of the 6th year	12	00	do.
*19. Before the expiration of the 6th year from the date of the patent and in respect of the 7th year	14	00	do.
*20. Before the expiration of the 7th year from the date of the patent and in respect of the 8th year	16	00	do.
*21. Before the expiration of the 8th year from the date of the patent and in respect of the 9th year	18	00	do.
*22. Before the expiration of the 9th year from the date of the patent and in respect of the 10th year	20	00	do.
*23. Before the expiration of the 10th year from the date of the patent and in respect of the 11th year	22	00	do.
*24. Before the expiration of the 11th year from the date of the patent and in respect of the 12th year	24	00	do.
*25. Before the expiration of the 12th year from the date of the patent and in respect of the 13th year	26	00	do.
*26. Before the expiration of the 13th year from the date of the patent and in respect of the 14th year	28	00	do.
*27. Before the expiration of the 14th year from the date of the patent and in respect of the 15th year	30	00	do.

*One moiety only of these fees payable on Patents endorsed "Licences of Right."

	\$	c.	Corresponding Form.
*28. Before the expiration of the 15th year from the date of the patent and in respect of the 16th year	32	00	Patents Form No. 22.
29. On enlargement of time for payment of renewal fees—			
Not exceeding one month	2	00	Patents Form No. 23.
" " two months	4	00	do.
" " three months	6	00	do.
30. On application for restoration of a lapsed patent	20	00	Patents Form No. 24.
31. On notice of opposition to application for restoration of lapsed patent	5	00	Patents Form No. 25.
32. On hearing by Registrar. By applicant and by opponent respectively	5	00	Patents Form No. 17.
33. On application to amend specification after acceptance—			
Up to sealing. By applicant	3	00	Patents Form No. 26.
After sealing. By patentee	10	00	do.
34. On application to amend specification not yet accepted	3	00	Patents Form No. 27.
35. On application to amend an application for a patent	3	00	Patents Form No. 28.
36. On notice of opposition to amendment. By opponent	2	50	Patents Form No. 29.
37. On hearing by Registrar. By applicant and by opponent respectively	5	00	Patents Form No. 17.
38. On request for endorsement of patent "Licences of Right."	5	00	Patents Form No. 30.
39. On application for refusal of request for endorsement of patent "Licences of Right" or cancellation of endorsement	10	00	Patents Form No. 31.
40. On hearing by Registrar. By each party	5	00	Patents Form No. 17.
41. On application for settlement of terms of licence under patent endorsed "Licences of Right"	20	00	Patents Form No. 32.
42. On hearing by Registrar. By each party	5	00	Patents Form No. 17.
43. On application by patentee for cancellation of endorsement of a patent "Licences of Right"	5	00	Patents Form No. 33.
44. On notice of opposition to cancellation of endorsement of a patent "Licences of Right"	2	50	Patents Form No. 34.
45. On hearing by Registrar. By each party	5	00	Patents Form No. 17.
46. On application for revocation of a patent under section 30	5	00	Patents Form No. 35.
47. On hearing by Registrar. By applicant and by patentee respectively	5	00	Patents Form No. 17.
48. On offer to surrender a patent under section 30	2	50	Patents Form No. 36.
49. On notice of opposition to surrender a patent	2	50	Patents Form No. 37.
50. On hearing by Registrar. By applicant and by opponent respectively	5	00	Patents Form No. 17.
51. On application for grant of compulsory Licence or revocation of a patent under section 31	20	00	Patents Form No. 38.
52. On request for hearing under section 31 (11)	5	00	Patents Form No. 39.

*One moiety only of these fees payable on Patents endorsed "Licences of Right."

	\$ c.	
		Corresponding Form.
53. On hearing by Registrar. By each party ...	5 00	Patents Form No. 17.
54. On application for Licence under section 44 (3)	20 00	Patents Form No. 40.
55. On hearing by Registrar. By each party ...	5 00	Patents Form No. 17.
56. For altering name or address for service in register, for each patent	1 00	Patents Form No. 41.
57. For entry of two addresses for service in register, for each patent	1 00	Patents Form No. 42.
58. On application for entry of name of subsequent proprietor in the register of patents, if made within six months from date of acquisition of proprietorship—		
In respect of one patent	2 50	Patents Form No. 43.
For each additional patent, the devolution of title being the same as in the first patent	0 50	do.
59. On application for entry of name of subsequent proprietor in the register of patents, if made after expiration of six months from date of acquisition of proprietorship—		
In respect of one patent	10 00	do.
For each additional patent, the devolution of title being the same as in the first patent	0 50	do.
60. On application for entry of notice of a mortgage or licence in the register of patents, if made within six months from the date of acquisition of interest or the sealing of the patent—		
In respect of one patent	2 50	Patents Form No. 44.
For each additional patent, the devolution of title being the same as in the first patent	0 50	do.
61. On application for entry of notice of a mortgage or licence in the register of patents, if made after expiration of six months from date of acquisition of interest or the sealing of the patent—		
In respect of one patent	10 00	do.
For each additional patent, the devolution of title being the same as in the first patent	0 50	do.
62. On application for entry of notification of a document in the register of patents, if made within six months from date of document or the sealing of the patent—		
In respect of one patent	2 50	Patents Form No. 45.
For each additional patent referred to in the same document as the first patent	0 50	do.
63. On application for entry of notification of a document in the register of patents, if made after expiration of six months from date of document or the sealing of the patent—		
In respect of one patent	10 00	do.
For each additional patent referred to in the same document as the first patent	0 50	do.
64. On request to Registrar to correct a clerical error—		
Up to sealing	2 50	Patents Form No. 46.
After sealing	5 00	do.
65. On notice of opposition to the correction of a clerical error	2 50	Patents Form No. 47.

	\$	c.	Corresponding Form.
66. On hearing by Registrar. By each party ...	5	00	Patents Form No. 17.
67. For certificate of Registrar under section 95 ...	2	50	Patents Form No. 48.
68. On request for information as to a matter affecting a patent or an application therefor...	2	50	Patents Form No. 49.
69. For duplicate of patent	10	00	Patents Form No. 50.
70. On notice to Registrar of intended exhibition or publication of an invention under section 50...	5	00	Patents Form No. 51.
71. On notice of order of court for amendment of specification or rectification of register ...	2	50	Patents Form No. 52.
72. On application under section 42 (2) for directions as to sale or lease of a patent or grant of licence	20	00	Patents Form No. 53.
73. On hearing by Registrar. By each party ...	5	00	Patents Form No. 17.
74. On inspection of register, original documents, and samples or specimens	0	24	—
75. For typewritten office copies . . . every 120 words (but never less than one shilling)	0	12	—
76. For photographic office copies of drawings, cost according to agreement.			—
77. For office copy of patent	1	00	—
78. For certifying office copies, MSS. printed or photographic, each	0	50	—
79. On application for registration of United Kingdom patent, including certificate of registration	4	80	Patents Form No. 54.
80. On application for registration of substitution of amended specification or other document ...	4	80	Patents Form No. 55.
81. On application for registration of extension of United Kingdom patent, including certificate of registration	4	80	Patents Form No. 56.
82. On application for entry on Register of Patents of assignment, etc., of United Kingdom patent	1	00	do.
83. On issue of certificate thereof if required ...	1	00	—
84. On every certificate of Registrar, where no special fee therefor is prescribed	1	25	—
85. Annual fee for licence to patent agent	30	00	—
86. On application, accompanied by provisional or complete specification, in addition to amounts payable under items 1 and 3, a deposit for examiner's fee, refundable if no examiner employed... ..	25	00	

SECOND SCHEDULE.

s. 4.

PATENTS FORM No. 1.

Patents and Designs Ordinance.

(To be accompanied by two copies of Patents Form No. 8 or of Patents Form No. 9.)

APPLICATION FOR PATENT.

(a) I (or We)

(a) Here insert (in full) name, address and nationality of applicant or applicants, including actual inventor.

do hereby declare that I am (or we are) in possession of an invention the title of which is

(b) (b) Here insert title of invention.

that (c) claim to be the true and first inventor thereof, and that the same is not in use by any other person or persons to the best of my (or our) knowledge and belief; and I (or we) humbly pray that a Patent may be granted to me (or us) for the said invention. (c) State here who is or are the inventor or inventors.

Dated the day of 19.....

(d) (d) To be signed by applicant or applicants and in the case of a Firm by each partner.

NOTE.—One of the two forms on the back hereof, or a separate authorisation of agent, should be signed by the applicant or applicants.

To the Registrar of Patents, Designs and Trade Marks, The Patent Office, Deeds Registry, Georgetown.

(1) *Where application is made through a Patent Agent.*

I (or We) hereby appoint.....

(e) The address must be in Georgetown.

of (e).....
to act for me (or us) in respect of the within application for a Patent, and request that all notices, requisitions, and communications relating thereto may be sent to him (or them) at the above address.

Dated the..... day of..... 19.....

*To be signed by applicant or applicants.

*.....
.....
.....
.....
.....

(2) *Where application is made without an Agent (Reg. 7).*

I (or We) hereby request that all notices, requisitions, and communications in respect of the within applications may be sent to.....

(e) The address must be in Georgetown.

at (e).....

Dated the..... day of....., 19.....

†To be signed by applicant or applicants.

†.....
.....
.....
.....

PATENTS FORM NO. 2.

Patents and Designs Ordinance.

(To be accompanied by two copies of Patents Form No. 8 or of Patents Form No. 9).

APPLICATION FOR PATENT FOR INVENTION COMMUNICATED FROM ABROAD.

(a) I (or we) of do hereby declare that I am (or we are) in possession of an invention the title of which is (b) (a) Here insert (in full) name, address, and nationality of applicant or applicants. (b) Here insert title of invention.

which invention has been communicated to me (or us) by (c) that I (or we) claim to be the true and first inventor thereof; and that the same is not in use within the Colony by any other person or persons to the best of my (or our) knowledge and belief; and I (or we) humbly pray that a Patent may be granted to me (or us) for the said invention. (c) Here insert name, address, and nationality of communicator.

Dated the day of, 19

(d) (d) To be signed by applicant or applicants.

To the Registrar of Patents, Designs and Trade Marks, The Patent Office, Deeds Registry, Georgetown.

PATENTS FORM No. 3.

Patents and Designs Ordinance.

(To be accompanied by two copies of Patents Form No. 8 or of Patents Form No. 9.)

APPLICATION FOR PATENT OF ADDITION.

(a) Here insert (in full) name, address and nationality of applicant or applicants (including the actual inventor).

(a) I (or We), do hereby declare that I am (or we are) in possession of an invention the title of which is

(b) Here insert title of invention.

(b) that (c)..... claim to be the true and first inventor... thereof; that the same is not in use by any other person or persons to the best of my (or our) knowledge and belief, and that the said invention is an improvement in or modification of my (or our) invention for which a patent was applied for on the....., and numbered..... [for which I was the applicant.....] [of which I am the patentee;] and I (or we) humbly pray that a patent may be granted to me (or us) for the said invention, and request that the term limited in such further patent for the duration thereof be the same as that of the original patent, or so much of that term as is unexpired.

(c) State here who is or are the inventor or inventors.

Dated the.....day of....., 19.....

(d) To be signed by applicant or applicants and in the case of a firm by each partner.

(d).....

To the Registrar of Patents, Designs and Trade Marks, The Patent Office, Deeds Registry, Georgetown.

PATENTS FORM NO. 4.

Patents and Designs Ordinance.

(To be accompanied by two copies of Patents Form No. 8 or of Patents Form No. 9.)

APPLICATION FOR PATENT OF ADDITION FOR INVENTION COMMUNICATED FROM ABROAD.

(a) I (or We) (a) Here insert (in full) name, address and nationality of applicant or applicants.

....., do hereby declare that I am (or we are) in possession of an invention the title of which is

(b) (b) Here insert title of invention.

which invention has been communicated to me (or us) by (c)..... (c) Here insert name, address and nationality of communicator.

that I (or we) claim to be the true and first inventor.... thereof; that the same is not in use within the Colony by any other person or persons to the best of my (or our) knowledge and belief, and that the said invention is an improvement in or modification of my (or our) invention for which a patent was applied for on the..... and numbered.....)

[for which I was the applicant...] [of which I am the patentee...];

and I (or we) humbly pray that a patent may be granted to me (or us) for the said invention, and request that the term limited in such further patent for the duration thereof be the same as that of the original patent, or so much of that term as is unexpired.

Dated the.....day of....., 19.....

(d) (d) To be signed by applicant or applicants.

To the Registrar of Patents, Designs and Trade Marks, The Patent Office, Deeds Registry, Georgetown.

PATENTS FORM No. 5.

Patents and Designs Ordinance.

(To be accompanied by two copies of Patents Form No. 8 or of Patents Form No. 9.)

APPLICATION FOR PATENT OF ADDITION TO A PATENT OF ADDITION.

(a) Here insert (in full) name, address and nationality of applicant or applicants (including the actual inventor).

(a) I (or We),

....., do hereby declare that I am (or we are) in possession of an invention the title of which is (b).....

(b) Here insert title of invention.

(c) State here who is or are the inventor or inventors.

that (c)..... claim to be the true and first inventor.... thereof; that the same is not in use by any other person or persons to the best of my (or our) knowledge and belief, and that the said invention is an improvement in or modification of my (or our) invention, for which a patent (hereinafter called the original patent) was applied for on the....., and numbered....., [for which $\frac{I \text{ was}}{\text{we were}}$ the applicant....] [of which $\frac{I \text{ am}}{\text{we are}}$ the patentee....], as improved upon or modified by my (or our) invention for which a Patent of Addition was applied for on the....., and numbered..... [for which Patent of Addition $\frac{I \text{ was}}{\text{we were}}$ the applicant....] [of which Patent of Addition $\frac{I \text{ am}}{\text{we are}}$ the patentee....]; and I (or we) humbly pray that a Patent may be granted to me (or us) for the said invention, and request that the term limited in such further patent for the duration thereof be the same as that of the original patent, or so much of that term as is unexpired.

Dated the..... day of....., 19.....

(d) To be signed by applicant or applicants and in the case of a Firm by each partner.

(d).....

To the Registrar of Patents, Designs and Trade Marks,
The Patent Office,
Deeds Registry,
Georgetown.