

after the expiration of the prescribed period of advertisement, may, on being satisfied of the applicant's death, enter on the register, in place of the name of such deceased applicant, the name, address, and description of the person owning the goodwill of the business, if such ownership be proved to the satisfaction of the Registrar.

**Entries to be made in register.**

16. Upon registering any trade-mark the Registrar shall enter in the register the date on which the application for registration was received by the Registrar (which day shall be deemed to be the date of the registration) and such other particulars as he may think necessary.

**Notice of registration.**

17. The Registrar shall send notice to the applicant of the registration of his trade-mark, together with a reference to the advertisement of such trade-mark in the *Gazette*.

**Request by subsequent proprietor.**

18. Where a person becomes entitled to a registered trade-mark by assignment, transmission, or other operation of law, a request for the entry of his name in the register as proprietor of the trade-mark shall be addressed to the Registrar, and left at the Patent Office.

**Signature of request.**

19. Such request shall, in the case of an individual, be made and signed by the person requiring to be registered as proprietor, and in the case of a firm or partnership by some one or more members of such firm or partnership, or in either case by his or their agent respectively duly authorised to the satisfaction of the Registrar, and in the case of a body corporate by their agent, authorised in like manner.

**Contents of request.**

20. Every such request shall state the name, address, and description of the person claiming to be entitled to the trade-mark (hereinafter called "the claimant"), and the particulars of the assignment, transmission, or other operation of law by virtue of which he requires to be entered in the register as proprietor, so as to show the manner in which, and the person or persons to whom, the trade-mark has been assigned or transmitted, and so as to show further that it has been so assigned or transmitted in connection with the goodwill of the business concerned in the particular goods or classes of goods for which the trade-mark has been registered.

**Declaration to accompany request.**

21. Every such request shall be accompanied by a statutory declaration to be thereunder written, verifying the several statements therein, and declaring that the particulars above described comprise every material fact and document affecting the proprietorship of the trade-mark as claimed by such request.

**Further proof of title if required.**

22. The claimant shall furnish to the Registrar such other proof of title and of the existence and ownership of such goodwill as aforesaid as he may require.

**Body corporate.**

23. A body corporate may be registered as proprietor by its corporate name.

**Registrar may require statement from rival claimants.**

24. Whether all of the persons claiming to be registered as proprietors of the same trade-mark require to be heard before the Registrar or not, he may, before exercising the discretion vested in him by section 78 of the said Act, require such persons, or any or either of them, to submit a statement in writing within a time to be notified by him, or to attend before him and make oral explanations with respect to such matters as the Registrar may require.

**Removal of mark from register.**

25. Where a trade-mark has to be removed from the register for non-payment of the prescribed fee or otherwise under the provisions of the said Act, the Registrar shall cause to be entered in the register a record of such removal, and the cause thereof.

**Alteration of address in register.**

26. If the registered proprietor of a trade-mark send to the Registrar, together with the prescribed fee, notice of an

alteration in his address, the Registrar shall alter the register accordingly.

**Publication of rectification or variation of register.**

27. Whenever an order is made by the Court for making, expunging, or varying an entry from or in the register, the Registrar shall, if he thinks that such rectification or variation should be made public, publish, by advertisement or otherwise, in such manner as he thinks just, and at the expense of the person applying for the same, the circumstances attending the rectification or variation in the register.

**Notice to Registrar of order of Court for alteration of trade-mark under section 119 of Act.**

28. Whenever the registered proprietor of any trade-mark intends to apply for the leave of the Court to add to or to alter such trade-mark under section 119 of the said Act, the notice to be given to the Registrar shall be given twenty-one days at least before such application. If leave be granted on such application, the applicant shall forthwith supply to the Registrar such a number of representations of the trade-mark, as altered, as the Registrar may deem sufficient.

**Dispensing with evidence.**

29. Where under these rules 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 Patent 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 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, document, declaration, or evidence.

**Amendment of documents.**

30. Any document or drawing or other representation of a trade-mark for the amending of which no special provision is made by the said Act may be amended, and any irregularity in procedure which in the opinion of the Registrar may be obviated without detriment to the interests of any person may be corrected, if the Registrar think fit, and on such terms as he may direct.

**Registrar may enlarge time.**

31. The time prescribed by these rules for doing any act, or taking any proceedings thereunder, may be enlarged by the Registrar, if he think fit, upon such notice to other parties, and upon such terms, as he may direct.

**SCHEDULE.**

**GENERAL NOTE.**—Any wares made of mixed materials (for example, of both cotton and silk) shall be included in such one of the classes appropriated to those materials as the Registrar may require.

**CLASSIFICATION OF GOODS.**

**NOTE.**—The goods mentioned are by way of illustration and not as an exhaustive list of the contents of a class.

**Class 1.**

Chemical substances used in manufactures, photography, or philosophical research, and anti-corrosives—such as acids, including vegetable acids; alkalies; artists' colours; pigments; mineral dyes.

**Class 2.**

Chemical substances used for agricultural, horticultural, veterinary, and sanitary purposes—such as artificial manure; cattle medicines; deodorisers; vermin-destroyers.

**Class 3.**

Chemical substances prepared for use in medicine and pharmacy—such as cod-liver oil; medicated articles; patent medicines; plasters; rhubarb.

**Class 4.**

Raw or partly-prepared vegetable, animal, and mineral substances used in manufactures, not included in other