

RULES FOR REGISTRATION OF PATENT AGENTS.

ONSLow, Governor.
ORDER IN COUNCIL.

At the Government Buildings, at Wellington, this fourth day of November, 1889.

Present:

THE HONOURABLE E. MITCHELSON PRESIDING IN COUNCIL.

IN pursuance and exercise of the powers and authorities vested in me by "The Patents, Designs, and Trade-marks Act, 1889" (hereinafter called "the said Act"), I, William Hillier, Earl of Onslow, the Governor of the Colony of New Zealand, acting by and with the advice and consent of the Executive Council of the said colony, do hereby make the following regulations for regulating the registration of Patent Agents, and the terms and conditions of such registration:—

Registrar.

1. "Registrar" means the Registrar of Patents, Designs, and Trade-marks under the said Act.

Register.

2. A register shall be kept by the Registrar, subject to the provisions of these regulations, for the registration of Patent Agents in pursuance of the said Act. Such register shall contain in one list the names in full and addresses of all Patent Agents who are registered under the said Act and these regulations.

Persons exempt from examination.

3. Any person for the time being entitled to practise as a solicitor of the Supreme Court of New Zealand, and any person who shall prove to the satisfaction of the Registrar that he is registered as a Patent Agent under an Act of the Imperial Parliament termed "The Patents, Designs, and Trade-marks Act, 1888," shall, upon payment of the fee prescribed, be entitled to be registered without passing any examination, and to a certificate of registration.

Examination of Agents.

4. Except as hereinbefore provided, no person shall be entitled to be registered as a Patent Agent unless he has passed an examination, as hereinafter prescribed, as to his knowledge of patent law and practice, and of the duties of a Patent Agent.

Application for registration.

5. Except as hereinbefore provided, every person wishing to be registered as a Patent Agent shall notify his desire to the Registrar, and forward to him certificates as to character. If the Registrar is satisfied with such certificates, he shall appoint some competent person to examine the applicant.

6. The examiner shall appoint the time and place for the examination, and inform the applicant thereof.

Fee for examination.

7. A fee of three guineas shall be paid by the applicant to the examiner as his remuneration previous to the examination.

Examination.

8. The examination shall be partly by written questions, to be answered in writing, and partly oral.

Report of Examiner.

9. At the close of the examination the examiner shall forward to the Registrar the written questions and answers, with a report by himself on the result of the examination, and a statement of his opinion as to the qualification of the applicant. The Registrar, if satisfied thereon, and that the prescribed fee has been paid, may register the applicant as a Patent Agent, and grant him a certificate of registration.

Correction of register.

10. The Registrar shall from time to time insert in the register any alteration which may come to his knowledge in the name or address of any registered person, and erase from the register the name of any such person who is dead.

Agents ceasing to act.

11. The Registrar may erase from the register the name of any registered person who has ceased to practise as a Patent Agent, but not (save as hereinafter provided) without the consent of that person. For the purposes of this rule, the Registrar may send by post to a registered person to his registered address a notice inquiring whether or not he has ceased to practise or has changed his residence, and, if the Registrar does not within three months after sending the notice receive an answer thereto from the said person, he may, within fourteen days after the expiration of the three months, send him by post, to his registered address, another notice referring to the first notice, and stating that no answer has been received by the Registrar; and if the Registrar, either before the second notice is sent, receives the first notice back from the dead-letter office of the Postmaster-General, or receives the second notice back from that office, or does not within three months after sending the second notice receive any answer thereto from the said person, that person shall, for the purposes of this rule, be deemed to have ceased to practise, and his name may be erased from the register accordingly.

Provided that the name of any such person applying to be again registered, may, if the Registrar think fit, be so registered on payment of the prescribed fee, but without such person being required to pass another examination.

Disqualification.

12. If any registered person shall be convicted in New Zealand or elsewhere of an offence which, if committed in New Zealand, would be a felony or misdemeanour, or, having been entitled to practise as a solicitor, shall have ceased to be so entitled, the Registrar may erase from the register the name of such person: Provided that the name of any person becoming again entitled to practise as a solicitor may be registered again on payment of the usual registration-fee.

Evidence.

13. In the execution of his duties under these regulations the Registrar shall in each case act on such evidence as shall appear to him sufficient.

Commencement of regulations.

14. These regulations shall commence and come into operation on the 1st day of January, 1890.

ALEX. WILLIS,
Clerk of the Executive Council.