

Additional Patents Regulations.

RANFURLY, Governor.

By his Deputy,
JAMES PRENDERGAST.

ORDER IN COUNCIL.

At the Government House, at Wellington, this twenty-ninth day of April, 1899.

Present:

HIS EXCELLENCY THE GOVERNOR IN COUNCIL.

IN pursuance and exercise of the powers and authorities vested in him by "The Patents, Designs, and Trade-marks Act, 1889," His Excellency the Governor of the Colony of New Zealand, acting by and with the advice and consent of the Executive Council of the said colony, doth hereby make the following additional regulations for regulating the practice of registration under the said Act, and generally for regulating the business of the Patent Office—namely:—

REGULATIONS.

REPEAL.

1. Regulations Nos. 4, 5, 6, 8, 9, and 30 of the regulations made by Order in Council dated the 2nd day of October, 1889, and Regulations Nos. 3, 5, and 6 of the regulations made by Order in Council dated the 12th day of January, 1891, are hereby repealed.

STATEMENT OF ADDRESS.

2. Every petition, application, notice, and other document left at the Patent Office shall contain or be accompanied by a statement of an address to which all communications may be made by the Registrar, and such statement shall be binding upon the applicant until a substituted statement of address shall be furnished by him. The Registrar may in any particular case require that the address mentioned in this rule be within the Colony of New Zealand.

SIZE, ETC., OF DOCUMENTS.

3. Every application, specification, and copy thereof shall be legibly printed or written upon strong paper of foolscap size, with a margin on left hand part thereof. The copy of the complete specification shall be on one side only of the paper, and shall be certified by the applicant or his agent to be a true copy.

DRAWINGS.

4. One copy of the drawings must be on blue transparent linen or tracing-cloth, and the other copy either on that material, or on drawing-paper or linaura fabric. The sheets on which the drawings are made to be either 13 in. by 8 in. or 13 in. by 16 in., with a margin of at least 1 in. All the lines must be absolutely black, Indian ink of the best quality being used, and the same strength of colour of the ink maintained throughout the drawing. Any shading must be in lines clearly and distinctly drawn, and as open as is consistent with the required effect. Section-lines should not be too closely drawn. No colour must be used for any purpose upon the linen or cloth copy of the drawing. All letters and figures of reference must be bold and distinct. The drawings must be signed. They must not be folded, but must be delivered at the Patent Office either in a perfectly flat state or rolled upon a roller or in a stiff case, so as to be free from creases or breaks.

APPLICATION FOR SEPARATE INVENTIONS IN ONE SPECIFICATION.

5. Where a person making application for a patent includes therein by mistake, inadvertence, or otherwise, more than one invention, he may, after the refusal of the Registrar to accept such application, amend the same so as to apply to one invention only, and may make application for separate patents for each such invention accordingly.

Every such application shall, if the applicant notify his desire to that effect to the Registrar, bear the date of the first application, and shall, together therewith, be proceeded with in the manner prescribed by the said Act and by these rules, as if every such application had been originally made on that date.

EXTENSION OF TIME.

6. An application for extension or enlargement of time shall be in writing, and shall state in detail under what circumstances and upon what grounds such extension is applied for; and the Registrar may require the applicant to substantiate such statement by such proof as the Registrar may think necessary.

NOTICE OF APPEAL.

7. Notice of every appeal from any decision of the Registrar shall, within ten days of the time when such decision was given, be served in writing upon the person in whose favour such decision was given.

INTERNATIONAL AND INTERCOLONIAL ARRANGEMENTS.

8. The term "foreign application" shall mean an application by any person for protection of an invention in the

United Kingdom, or any foreign State with the Government of which Her Majesty has made an arrangement under section 103 of the Imperial Act called "The Patents, Designs, and Trade-marks Act, 1883," or any British possession with which arrangements have been made in pursuance of section 107 of the Act of the Legislature of New Zealand intitled "The Patents, Designs, and Trade-marks Act, 1889," and, if more than one foreign application has been made as regards the same invention, and by the same person, means the first of such applications.

An application in New Zealand for a patent in respect of which a foreign application has been made shall contain a statement that such foreign application has been made, and the official date and number thereof respectively, and shall be signed in the manner prescribed by the said Act and these regulations with respect to ordinary applications.

The application in New Zealand shall be made in the form in the Schedule hereto, and, in addition to the usual requirements of the said Act and regulations, must be accompanied by a copy of the foreign application, including specification and drawings, if any, bearing the official date of such application, and duly certified by the official chief or head of the Patent or other office in which such application was filed, or otherwise verified to the satisfaction of the Registrar, and, if required by the Registrar, a statutory declaration as to the identity of the invention in respect of which the application is made with the invention in respect of which the foreign application was made; and, if the documents be in a foreign language, a translation thereof shall be annexed to and verified by such statutory declaration.

Such application shall be entered in the Register of Patents as on the date on which the foreign application was made, and the payment of renewal-fees and the expiration of the patent shall be reckoned as from the date of the foreign application.

AMENDMENT OF TABLE OF FEES.

9. The fees set out in the Second Schedule to "The Patents, Designs, and Trade marks Act, 1889," are hereby amended as follows:—

The fees—	£	s.	d.
On application for enlargement of time for deposit of specification	1	0	0
On obtaining such enlargement of time, in addition to or otherwise payable ..	5	0	0
On lodging application for enlargement of time of any payment	1	0	0
On obtaining enlargement of time, in addition to fee otherwise payable ..	3	0	0
Search and inspection: For each book or specification	0	1	0
Copy or extract from register under seal ..	0	10	0
Copy or extract of any writing, per common-law folio	0	0	6
are hereby abolished, and the following fees are substituted therefor:—			
On application for any enlargement or extension of time	0	10	0
On obtaining such enlargement or extension, in addition to fee otherwise payable ..	1	0	0
For each search or inspection not exceeding one hour	0	1	0
For each subsequent hour or fraction of hour	0	1	0
For copies of extracts of any writing, per folio of seventy-two words	0	0	3
For certificate of Registrar	0	5	0
For certifying office-copies, for each copy ..	0	1	0

10. These regulations, with the exception of Regulation No. 4, shall come into force on the 11th day of May next; and Regulation No. 4 shall come into force on the 1st day of September next.

SCHEDULE.

APPLICATION FOR LETTERS PATENT UNDER INTERNATIONAL AND INTERCOLONIAL ARRANGEMENTS.

I [or We], *[Insert name or names in full]*, of *[Insert address and calling]*, declare that in possession of an invention for *[Insert title of invention]*, that the true and first inventor thereof, that first made application (No.) for the protection of the same in , that the official date of such application is , and that such invention was not in use in the Colony of New Zealand by any other person or persons before the , to the best of knowledge and belief; and request that a patent, bearing date as of the said , may be granted to for the said invention, as described in the specification herewith.

Dated this day of , 18 . *[Signature.]*

Witness to signature—

ALEX. WILLIS,
Clerk of the Executive Council.

Approximate Cost of Paper.—Preparation, not given; printing (1,475 copies), £59 7s.

By Authority: JOHN MACKAY, Government Printer, Wellington.—1899.