

*This PUBLIC BILL originated in the HOUSE OF REPRESENTATIVES, and, having this day passed as now printed, is transmitted to the LEGISLATIVE COUNCIL for its concurrence.*

*House of Representatives.  
28th October, 1914.*

*Hon. Mr. Herdman.*

PATENTS, DESIGNS, AND TRADE-MARKS AMENDMENT.

ANALYSIS.

Title.  
I. Short Title.

2. Governor may make regulations.  
3. Duration of Act.

A BILL INTITULED

AN ACT to amend the Patents, Designs, and Trade-marks Act, 1911. Title.

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the Patents, Designs, and Trade-marks Amendment Act, 1914, and shall form part of and be read together with the Patents, Designs, and Trade-marks Act, 1911 (hereinafter referred to as the principal Act). Short Title.

2. (1.) The Governor may by Order in Council make regulations and do all things necessary— Governor may make regulations.

(a.) For avoiding or suspending in whole or in part any patent or license the person entitled to the benefit of which is the subject of any State at war with His Majesty the King;

(b.) For avoiding or suspending the registration and all or any rights conferred by the registration of any design or trade-mark the proprietor whereof is a subject as aforesaid;

(c.) For avoiding or suspending any application made by any such subject under the principal Act;

(d.) For the grant in favour of persons other than such subjects, on such terms and conditions, and either for the whole term of the patent or registration or for such less period as the Governor in Council thinks fit, of licenses to make, use, exercise, or sell patented inventions and registered designs liable to suspension or avoidance as aforesaid, and for the application of royalties or other payments made under any such grant; and

(e.) For extending the time within which any act or thing may or is required to be done under the principal Act.

(2.) For the purposes of this Act the term "subject of a State" includes any person resident and carrying on business in any territory of a State; and with reference to a company includes a company the business whereof is managed or controlled by subjects of a State, or is carried on wholly or mainly for the benefit or on behalf of such subjects, notwithstanding that the company may be registered within His Majesty's Dominions. 5

(3.) When a patent has been granted to any person declared in the application or any specification to be the nominee or assignee of the actual inventor or of some person deriving the invention from such actual inventor, such actual inventor shall, for the purposes of this Act, be deemed to be the person entitled to the benefit of the patent unless the contrary is proved. 10

(1.) Such regulations may provide that they or any of them shall have effect as from the commencement of this Act. 15

Duration of Act.

3. This Act and regulations made thereunder shall continue in force during the continuance of the war in which His Majesty is at present engaged and for six months thereafter, and shall then be deemed to be repealed.