



**THE PATENTS (TRANSITIONAL APPLICATIONS)
REGULATIONS 1994**

CATHERINE A. TIZARD, Governor-General

ORDER IN COUNCIL

At Wellington this 19th day of December 1994

Present:

THE HON. DOUG KIDD PRESIDING IN COUNCIL

PURSUANT to the Patents Act 1953, Her Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Patents (Transitional Applications) Regulations 1994.

(2) These regulations shall come into force on the 1st day of January 1995.

2. Notice under section 17 (2) of Patents Amendment Act 1994—Every notice under section 17 (2) of the Patents Amendment Act 1994 requesting that an application for a patent be determined in accordance with the Patents Act 1953 as amended by the Patents Amendment Act 1994 shall be in the form set out in the Schedule to these regulations.

3. Fee—(1) The fee payable on the giving of a notice under section 17 (2) of the Patents Amendment Act 1994 shall be \$50.

(2) The fee prescribed under subclause (1) of this regulation is exclusive of goods and services tax under the Goods and Services Tax Act 1985.

SCHEDULE

Reg. 2

FORM OF NOTICE UNDER SECTION 17 (2) OF
PATENTS AMENDMENT ACT 1994
Patents Act 1953

NOTICE REQUESTING APPLICATION FOR PATENT TO BE DETERMINED UNDER
PATENTS ACT 1953 AS AMENDED BY PATENTS AMENDMENT ACT 1994

Notice is hereby given by (a), of,
requesting that application No....., filed on the day of
..... 19....., be determined in accordance with the Patents
Act 1953 as amended by the Patents Amendment Act 1994.

Dated this day of 19 .

(b)

To the Commissioner of Patents,
Lower Hutt, New Zealand.

- (a) Insert full name and address of applicant.
- (b) Signature.

MARIE SHROFF,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on 1 January 1995, prescribe the form of notice, under section 17 (2) of the Patents Amendment Act 1994, to be given by an applicant for a patent where the applicant requests that the application be determined under the principal Act as amended by the Patents Amendment Act 1994. Section 17 (2) provides that where a complete specification has not been advertised before the coming into force of the Patents Amendment Act 1994, the application must be determined in accordance with the principal Act as amended by the Patents Amendment Act 1994 if the applicant gives notice requesting that it be so determined.

The regulations also prescribe the fee payable on the giving of such a notice.

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 21 December 1994.

These regulations are administered in the Ministry of Commerce.