

Serial Number 1946/143



**THE PATENTS, DESIGNS, AND TRADE-MARKS AMENDING
REGULATIONS 1946**

B. C. FREYBERG, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington, this 14th day of
August, 1946

Present :

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 138 of the Patents, Designs, and Trade-marks Act, 1921-22, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby make the following regulations.

REGULATIONS

1. (1) These regulations may be cited as the Patents, Designs, and Trade-marks Amending Regulations 1946.

(2) These regulations shall come into force on the fourth day after the notification in the *Gazette* of the making thereof.

(3) Clause 83 of the regulations relating to patents made on the 26th day of June, 1922* (except the numerals "83" prefixed thereto) and clause 43 of the regulations relating to designs made on the 26th day of June, 1922† (except the numerals "43" prefixed thereto), (as replaced in each case by Regulation 3 of the Patents, Designs, and Trade-marks and Copyright (Hours of Inspection) Regulations 1936)‡, are revoked.

(4) Clause 109 of the Trade-marks Regulations 1941§ (except the heading and the numerals "109" prefixed thereto) is revoked.

2. There shall be substituted for each of the respective revoked clauses referred to in the preceding regulation the following :—

"The Office shall be open to the public for the transaction of business on every week-day, except Saturday, between the hours of 9 a.m. and noon, and 1 p.m. and 3.30 p.m., except on the following days : The days from Good Friday to Easter Tuesday, both inclusive ; the days from Christmas Eve (or, if Christmas Eve falls on a Saturday or a Sunday, from the preceding Friday) to the 3rd January, both inclusive ; and any other day observed by the Government as a public holiday."

* *Gazette*, 27th June, 1922, Vol. II, page 1669.

† *Gazette*, 27th June, 1922, Vol. II, page 1679.

‡ Statutory Regulations 1936, Serial number 77/1936, page 277.

§ Statutory Regulations 1941, Serial number 1941/229, page 698.

3. The Trade-marks Regulations 1941 are amended by inserting, next after Regulation 112 thereof, the following additional heading and regulation :—

“ Destruction of Records

“ 113. Where an application for the registration of a trade-mark has been withdrawn, abandoned, or refused, or a trade-mark has been removed from the Register, the Commissioner may, at the expiration of fourteen years after the application is withdrawn, or is deemed to be or treated as abandoned, or is refused, or after the trade-mark is removed from the register, as the case may be, destroy all or any of the file records in respect of the said application or the trade-mark removed as aforesaid.”

W. O. HARVEY,
Clerk of the Executive Council.

Issued under the authority of the Regulations Act, 1936.

Date of notification in *Gazette* : 22nd day of August, 1946.

These regulations are administered in the Department of Justice.