

Draft Bill.

No. S. 455.—The following bill is published for general information:—

C.S.O. 3596/22.

[No. 38:—6.11.31.—1]

A BILL

INTITULED

An Ordinance to amend further the Registration of United Kingdom Patents Ordinance, 1925.

Be it enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof, as follows:—

Short title. 1. This Ordinance may be cited as the Registration of United Kingdom Patents Amendment Ordinance, 1931.

Amendment of Ordinance No. 13 of 1925, s. 8. Ordinance No. 10 of 1928. 2. The Registration of United Kingdom Patents Ordinance, 1925, as amended by the Registration of United Kingdom Patents Amendment Ordinance, 1928, is amended by the addition of the following paragraph at the end of section 8:—

“Such grounds shall be deemed to include the manufacture, use or sale of the invention in Hong Kong by some person or persons other than the holder of the certificate prior to the date of the issue of the patent in the United Kingdom, but not to include the manufacture, use or sale of the invention in Hong Kong by some person or persons after the date of the issue of the patent in the United Kingdom and prior to the date of application for registration under section 3.”

Objects and Reasons.

1. This Ordinance amends the principal Ordinance (No. 13 of 1925) as amended by Ordinance No. 10 of 1928, in accordance with the instructions given by the Secretary of State in his despatch of the 12th September, 1931.

2. The effect of the amendment is to add a paragraph to section 8 of the principal Ordinance which will make it clear that the public use in Hong Kong of a United Kingdom Patent by the owner thereof prior to his application for registration will not be a bar to such registration.

3. Rule No. 1 of the Rules made by the Registrar of Patents under section 11 of the principal Ordinance and published in the Government Gazette of the 5th February, 1926, is also being amended for the same purpose as directed by the Secretary of State.

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Attorney General.