# The Patents &c. (Union of South Africa) (Convention) Order, 1948

## 1948 No. 104

*Made - - - - 26th January,* 1948

At the Court at Buckingham Palace, the 26th day of January, 1948

Present,

The King's Most Excellent Majesty in Council

Whereas by virtue of the provisions of the Patents and Designs Acts, 1907 to 1946(a) (hereinafter referred to as " the Acts ") it is enacted that with a view to the fulfilment of a treaty, convention, arrangement or engagement, His Majesty may by Order in Council declare that a country is a Convention country for the purposes either of all or of some (but not all) of the provisions of the Acts:

And Whereas His Majesty was pleased to ratify a Convention done at London on the 2nd June, 1934, in revision of the International Convention for the Protection of Industrial Property signed at Paris on the 20th March, 1883:

And Whereas His Majesty, by the Patents &c. (Convention countries) (No. 1) Order, 1938(b), was pleased to declare, *inter alia,* that the Union of South Africa was a Convention country, for the purposes of some (but not all) of the provisions of the Acts which relate to patents or designs:

And Whereas the Union of South Africa has acceded to the said Convention done at London on the 2nd June, 1934, and it is expedient that the Union of South Africa should be declared to be a Convention country for the purposes of all the provisions of the Acts; and that, on the coming into operation of this Order, the Patents &c. (Convention countries) (No. 1) Order, 1938, in so far as it relates to the Union of South Africa, should be revoked:

Now, therefore, His Majesty, in the exercise of the powers conferred upon Him as aforesaid and of all other powers enabling Him in that behalf, by and with the advice of His Privy Council, is pleased to declare, and it is hereby declared, as follows:—

**1.** The Union of South Africa is a Convention country for the purposes of all the provisions of the Acts.

**2.** The Patents &c. (Convention countries) (No. 1) Order, 1938(c), in so far as it relates to the Union of South Africa, is hereby revoked.

**3.** The Interpretation Act, 1889(d), shall apply to this Order as if it were an Act of Parliament.

**4.** This Order may be cited as the Patents &c. (Union of South Africa) (Convention) Order, 1948.

*E. C. E. Leadbitter.*

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(a) 7 Edw. 7. c. 29; 4 & 5 Geo. 5. c. 18; 9 & 10 Geo. 5. c. 80; 18 & 19 Geo. 5. c. 3; 22 & 23 Geo. 5. c. 32; 1 & 2 Geo. 6. c. 29; 2 & 3 Geo. 6. c. 32; 5 & 6 Geo. 6. c. 6; 9 & 10 Geo. 6. c. 44.

(b) S.R. & O. 1938 (No. 767) II, p. 2766.

(c) S.R. & O. 1938 (No. 767) II, p. 2766

(d) 52 & 53 Vict. c. 63.