The Patents (Extension of Period of Emergency) Order, 1950*

1950 No. 1778

Made - - - - 2nd November, 1950

At the Court at Buckingham Palace, the 2nd day of November, 1950

Present,

The King's Most Excellent Majesty in Council

Whereas under section forty-nine of the Patents Act, 1949(a), special powers are exercisable by the Crown during the period ending with the tenth day of December, nineteen hundred and fifty, or such later date as may be prescribed by Order in Council:

And Whereas it is provided by subsection (3) of that section that a draft of any Order in Council made thereunder shall be laid before Parliament and shall not be submitted to His Majesty except in pursuance of an Address presented by each House of Parliament praying that the Order be made:

And Whereas, in pursuance of the said subsection (3), a draft of this Order has been laid before Parliament, and an Address has been presented by each House of Parliament praying that the Order be made:

Now, therefore, His Majesty, in pursuance of the said section forty-nine and of all other powers enabling Him in that behalf, is pleased, by and with the advice of His Privy Council, to order, and it is hereby ordered, as follows:—

1. The period of emergency for the purposes of section forty-nine of the Patents Act, 1949, which would otherwise end with the tenth day of December, nineteen hundred and fifty, shall end with the tenth day of December, nineteen hundred and fifty-one.

2. This Order may be cited as the Patents (Extension of Period of Emergency) Order, 1950.

E. C. E. Leadbitter.

The Patents (Extension of Time) (Israel) Rules, 1950

1950 No. 2024

Made - - - -	*14th December,* 1950
Laid before Parliament	*15th December,* 1950
Coming into Operation	*22nd December,* 1950

By virtue of the provisions of Section 71 of the Patents Act, 1949(a), (hereinafter called " the Act ") and of all other powers enabling them in that behalf the Board of Trade do hereby make the following Rules:—

1. These Rules may be cited as the Patents (Extension of Time) (Israel) Rules, 1950, and shall come into force on the 22nd day of December, 1950.

(a) 12, 13 & 14 Geo. 6. c. 87.

* In accordance with subsection (3) of section 49 of the Patents Act, 1949, this Order has been approved by a Resolution of each House of Parliament. The Resolution of the House of Lords was passed on the 25th October, 1950, and that of the House of Commons on the 23rd October, 1950.

2. The Interpretation Act, 1889(**a**), shall apply to the interpretation of these Rules as it applies to the interpretation of an Act of Parliament.

3.—(1) The comptroller may, upon a request made to him in writing, extend until a date not later than the 31st day of January 1951 the time for making a convention application for a patent founded upon an application for protection made on or after the 15th day of May 1947 in any territory now included in Israel.

(2) The comptroller may extend the time limited by or under the Act or the Patents Rules, 1949(**b**), for doing any act in relation to a convention application made by virtue of an extension of time under this Rule.

4.—(1) Where an application for a patent has been made in the United Kingdom on or after the 15th day of May 1948 by a person who has applied on or after the 15th day of May 1947, for a patent in any territory now included in Israel, the comptroller may, upon request in writing at any time before the acceptance of the complete specification, allow the applicant to file a convention application in substitution for the original application in the United Kingdom and may allow, under Rule 3 hereof, such extension of time, if any, as may be required to enable the convention application to be filed.

(2) The complete specification and drawings (if any) filed pursuant to the original application in the United Kingdom may be treated as the specification and drawings of the convention application, and the documents required by Rule 15 of the Patents Rules, 1949(**b**), may be filed at any time before the acceptance of the complete specification.

5. Where a convention application made by virtue of an extension of time allowed under Rule 3 hereof is in order for the sealing of a patent thereon, and a patent for the same invention has previously been applied for by the same applicant and the previous application is in order for the sealing of a patent thereon, or the patent has been granted, the comptroller may refuse to seal a patent on the previous application or may make an order for the revocation of the existing patent.

6. Where a patent is granted pursuant to a convention application made by virtue of an extension of time allowed under Rule 3 hereof, any person who in good faith has made used exercised or vended the invention in respect of which such patent is granted during a period beginning on a date twelve months later than the date of the application in any territory now included in Israel and ending on the date of the convention application shall be entitled to a licence under the patent upon such terms and conditions as, in default of agreement between the parties, shall be settled by the comptroller.

Dated this 14th day of December, 1950.

Hervey Rhodes,
Parliamentary Secretary to the Board of Trade.

(**a**) 52 & 53 Vict. c. 63. (**b**) S.I. 1949 (No. 2385) I, p. 2933.

EXPLANATORY NOTE

(This Note is not part of the Rules, but is intended to indicate their general purport.)

On the 31st of March, 1950, His Majesty, by Order in Council, declared Israel to be a convention country for the purposes of the Acts governing patents, designs and trade marks.

These Rules empower the Comptroller-General of Patents Designs and Trade Marks to accept certain convention applications for protection in the United Kingdom of patents first applied for in Israel or that part of Palestine now included therein, in spite of the fact that the applications in Israel or Palestine were made more than twelve months prior to the convention applications.

The Register of Patent Agents Rules, 1950

1950 No. 804

Made - - - -	18*th May*, 1950
Laid before Parliament	20*th May*, 1950
Coming into Operation	1st *June*, 1950

By virtue of the provisions of the Patents Act, 1949(**a**), the Board of Trade do hereby make the following Rules:—

Short title, Commencement and Interpretation

1. These Rules may be cited as the Register of Patent Agents Rules, 1950, and shall come into operation on the 1st day of June, 1950.

2.—(1) In these Rules, unless the context otherwise requires,

"the Act" means the Patents Act, 1949;

"Institute" means the Chartered Institute of Patent Agents;

"register" means the register of patent agents kept under the Act and these Rules, and "Registrar" means the person appointed to maintain the register;

"the Comptroller" means the Comptroller-General of Patents Designs and Trade Marks.

(2) The Interpretation Act, 1889(**b**), shall apply to the interpretation of these Rules as it applies to the interpretation of an Act of Parliament.

The Register

3.—(1) The register shall be kept by the Institute and shall contain the full name of each person who is registered under the Act and these Rules together with his business address, the date of registration, his qualification for registration, and mention of any honours, degrees, memberships or other additions which the Registrar may see fit to include.

(2) The register shall be in the form set out in the First Schedule to these Rules with such variations as the circumstances may require.

4. The names and other particulars of persons whose names have been erased from the register shall be transferred to a special record to be kept by the Registrar who shall enter therein the reason for any such erasure.

(**a**) 12, 13 & 14 Geo. 6. c. 87. (**b**) 52 & 53 Vict. c. 63.