CHAPTER 36.

An Act to amend "The Registration of Leases (Scotland) Act, 1857." [6th August 1877.]

WHEREAS an Act was passed in the session holden in the twentieth and twenty-first years of Her Majesty (chapter twenty-six) to provide for the registration of long leases in Scotland and assignations thereof; and whereas it is expedient to amend the said Act: 20 & 21 Vict. c. 26.

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

"Commissary" to be read in recited Act after "sheriff."

1. Section nineteen of the said recited Act shall be read as if the word "commissary" occurred therein immediately after the word "sheriff."

Act 49 G. 3. c. 42. not to be affected.

2. Nothing in this Act shall affect the provisions of an Act passed in the forty-ninth year of His late Majesty King George the Third (chapter forty-two) for the better regulating the public records of Scotland.

Short title.

3. This Act may be cited for all purposes as "The Registration of Leases (Scotland) Amendment Act, 1877."

CHAPTER 37.

An Act for extending the Time for the Registration of Trade Marks, in so far as relates to Trade Marks used in Textile Industries. [6th August 1877.]

WHEREAS by section one of the Trade Marks Registration Amendment Act, 1876, it is provided that from and after the first day of July one thousand eight hundred and seventy-seven a person shall not be entitled to institute any proceeding to prevent or to recover damages for the infringement of any trade mark as defined by the Trade Marks Registration Act, 1875 (referred to in such Amendment Act and in this Act as the principal Act), until and unless such trade mark is registered in pursuance of the principal Act, or until and unless, with respect to any device, mark, name, combination of words, or other matter or thing in use as a trade mark before the passing of the principal Act, registration thereof as a trade mark under the principal Act shall have been refused, as is in the said Act thereafter mentioned: 39 & 40 Vict. c. 33. 38 & 39 Vict. c. 91.

And whereas by reason of the difficulties attending the registration of trade marks used in the textile industries it has been found impossible to complete the registration of such trade marks within the time specified by the said section, and it is therefore expedient to prolong such time as aforesaid:

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

Extension of time for registration of trade marks used in textile industries.

1. In so far as relates to the registration of trade marks used in the textile industries, but not further or otherwise, section one of the Trade Marks Registration Amendment Act, 1876, shall be construed as if for the words "from and after the first day of July one "thousand eight hundred and seventy-seven" there were substituted the words "from "and after the first day of January one thousand eight hundred and seventy-eight, or "such further time as Her Majesty may by Order in Council determine."

Definition of "trade marks used in the textile industries."

2. The expression in this Act "Trade marks used in the textile industries" means the trade marks relating to goods comprised in classes 23 to 35, both inclusive, of the First Schedule to the rules under the Trade Marks Registration Acts, 1875–76, dated September 1876.