

PATENTS, DESIGNS, AND TRADE MARKS ACT, 1888.

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REGISTER OF PATENT AGENTS RULES, 1889.

For the purpose of giving effect to the provisions of the Patents, Designs, and Trade Marks Act, 1888, relating to the registration of patent agents, the Board of Trade, by virtue of the provisions of the said Act, hereby make the following Rules:—

Register to be kept.

1. A Register shall be kept by the Institute of Patent Agents, subject to the provisions of these Rules and to the orders of the Board of Trade, for the registration of patent agents in pursuance of the Act.

Contents of Register.

2. The Register shall contain in one list all patent agents who are registered under the Act and these Rules.

Such list shall be made out alphabetically, according to the surnames of the registered person, and shall also contain the full name of each registered person, with his address, the date of registration, and a mention of any honours, memberships, or other additions to the name of the registered person which the Council of the Institute may consider worthy of mention in the Register. The Register shall be in the Form 1 in Appendix A.,(a) with such variations as may be required.

Printed copies to be published annually, and to be evidence of contents of Register.

3. The Institute shall cause a correct copy of the Register to be, once every year, printed, under their direction, and published and placed on sale. Such correct copy shall, in the year 1889, be printed and published at as early a date as is possible, and in every year subsequent to the year 1889, shall be printed and published on the 31st day of January. A copy of the Register for the time being purporting to be so printed and published shall be admissible as evidence of all matters stated therein, and the absence of the name of any person from the Register shall be evidence, until the contrary is made to appear, that such person is not registered in pursuance of the Act.

(a) p. 664 *post*.

4. The Institute shall appoint a Registrar, who shall keep the Registrar. Register in accordance with the provisions of the Act, and these Rules, and, subject thereto, shall act under the directions of the Institute, and the Board of Trade.

5. A person who is desirous of being registered in pursuance of the Act, on the ground that prior to the passing of the Act he had been bonâ fide practising as a patent agent, shall produce or transmit to the Board of Trade a statutory declaration in the Form 2 in Appendix A.; (b) provided that the Board of Trade may, in any case in which they shall think fit, require further or other proof that the person had prior to the passing of the Act been bonâ fide practising as a patent agent. Upon the receipt of such statutory declaration or of such further or other proof to their satisfaction as the case may be, the Board of Trade shall transmit to the Registrar a certificate that the person therein named is entitled to be registered in pursuance of the Act, and the Registrar shall on the receipt of such certificate cause the name of such person to be entered in the Register.

Registration of persons who were patent agents prior to the passing of this Act.

6. Subject to the provisions of the Act in favour of every person who proves to the satisfaction of the Board of Trade that, prior to the passing of the Act he had been bonâ fide practising as a patent agent, no person shall be entitled to be registered as a patent agent, unless he has passed, and produces or transmits to the Registrar a certificate under the seal of the Institute that he has passed, such final examination as to his knowledge of patent law and practice and of the duties of a patent agent as the Institute shall from time to time prescribe.

Final qualifying examination for registration.

7. Any person who has been for at least seven consecutive years continuously engaged as a pupil or assistant to one or more registered patent agents, and any person for the time being entitled to practise as a Solicitor of the Supreme Court of Judicature in England or Ireland, or as a law agent before the Court of Session in Scotland, shall be entitled to be registered without passing any examination other than the final examination provided for in the last preceding Rule. The Registrar shall before registering the name of any such person as a patent agent (in addition to the final examination certificate) require proof satisfactory to the Registrar that such person has been for at least seven consecutive years continuously engaged as such pupil or assistant, or is entitled to practise as such Solicitor or Law Agent.

Exemption of pupils and assistants from preliminary examination.



Qualifications of persons generally for registration.

8. Any person who is not qualified under Rule 7 must, in order to be entitled to present himself for the final qualifying examination, be—

A person who has passed one of the preliminary examinations mentioned in Appendix B.,(c) or such other examination as the Institute shall, with the approval of the Board of Trade, by regulation prescribe.

Final qualifying examinations to be held by the Institute.

9. The Institute shall hold at least once in the year, commencing with the first day of July 1889, and in every other succeeding year, a final qualifying examination, which shall be the final qualifying examination required under Rules 6 and 7: and the Institute shall, subject to these Rules, have the entire management and control of all such examinations, and may from time to time make regulations with respect to all or any of the following matters, that is to say,—

- (a.) The subjects for and the mode of conducting the examination of candidates;
- (b.) The times and places of the examinations, and the notices to be given of examinations;
- (c.) The certificates to be given to persons of their having passed the examinations;
- (d.) The appointment and removal of examiners, and the remuneration, by fees or otherwise, of the examiners so appointed: and
- (e.) Any other matter or thing as to which the Institute may think it necessary to make regulations for the purpose of carrying out this Rule.

Corrections of names and addresses in Register.

10. The Registrar shall from time to time insert in the Register any alteration which may come to his knowledge in the name or address of any person registered.

Erasure of names of deceased persons.

11. The Registrar shall erase from the Register the name of any registered person who is dead.

Erasure of names of persons who have ceased to practise.

12. The Registrar may erase from the Register the name of any registered person who has ceased to practise as a patent agent, but not (save as hereinafter provided) without the consent of that person. For the purposes of this Rule the Registrar may send by post to a registered person to his registered address a notice inquiring whether or not he has ceased to practise or has changed his residence, and if the Registrar does not within three months after sending the notice receive an answer thereto from the said person, he may, within fourteen days after the expiration of the three months, send him by post

to his registered address another notice referring to the first notice, and stating that no answer has been received by the Registrar; and if the Registrar either before the second notice is sent receives the first notice back from the dead letter office of the Postmaster-General, or receives the second notice back from that office, or does not within three months after sending the second notice receive any answer thereto from the said person, that person shall, for the purposes of this Rule, be deemed to have ceased to practise, and his name may be erased accordingly.

13. If any registered person shall not, within one month from the day on which his annual registration fee becomes payable, pay such fee, the Registrar may send to such registered person to his registered address a notice requiring him, on or before a day to be named in the notice, to pay his annual registration fee; and if such registered patent agent shall not within one month from the day named in such notice pay the registration fee so due from him, the Registrar may erase his name from the Register: provided that the name of a person erased from the Register under this Rule may be restored to the Register by direction of the Institute or the Board of Trade on payment by such person of the fee or fees due from him, together with such further sum of money, not exceeding in amount the annual registration fee, as the Institute or the Board of Trade (as the case may be) may in each particular case direct.

Erasure of names for non-payment of fees.

14. In the execution of his duties the Registrar shall, subject to these Rules, in each case act on such evidence as appears to him sufficient.

Registrar to act on evidence.

15. The Board of Trade may order the Registrar to erase from the Register any entry therein which is proved to their satisfaction to have been incorrectly or fraudulently inserted.

Erasure of incorrect or fraudulent entries.

16. If any registered person shall be convicted in her Majesty's dominions or elsewhere of an offence which, if committed in England, would be a felony or misdemeanor, or after due inquiry is proved to the satisfaction of the Board of Trade to have been guilty of disgraceful professional conduct, or having been entitled to practise as a Solicitor or Law Agent shall have ceased to be so entitled, the Board of Trade may order the Registrar to erase from the Register the name of such person. Provided that no person shall be adjudged by the Board of Trade to have been guilty of disgraceful professional conduct unless such person has received notice of, and had an opportunity of defending himself from, any charge brought against him.

Erasure of names of persons convicted of crimes, and persons found guilty of disgraceful conduct.

17. (1.) Where the Board of Trade direct the erasure from the

Restoration of erased name.



Register of a name of any person, or of any other entry, the name of the person or the entry shall not be again entered in the Register, except by order of the Board of Trade.

(2.) The Board of Trade may in any case in which they think fit restore to the Register any name or entry erased therefrom either without fee, or on payment of such fee, not exceeding the registration fee as the Board of Trade may from time to time fix, and the Registrar shall restore the name accordingly.

(3.) The name of any person erased from the Register at the request or with the consent of such person shall, unless it might, if not so erased, have been erased by order of the Board of Trade, be restored to the Register by the Registrar on his application and on payment of such fee, not exceeding the registration fee, as the Institute shall from time to time fix.

Inquiry by Board of Trade before erasure of name from Register.

18. For the purpose of exercising in any case the powers of erasing from and of restoring to the Registrar the name of a person, or an entry, the Board of Trade may appoint a committee consisting of such persons as they shall think fit. Every application to the Board of Trade for the erasure from, or restoration to, the Registrar of the name of any patent agent shall be referred for hearing and inquiry to the committee, who shall report thereon to the Board of Trade, and a report of the committee shall be conclusive as to the facts for the purpose of the exercise of the said powers by the Board of Trade.

Appeal to Board of Trade.

19. Any person aggrieved by any order, direction, or refusal of the Institute or Registrar may appeal to the Board of Trade.

Notice of appeal.

20. A person who intends to appeal to the Board of Trade under these Rules (in these Rules referred to as the appellant) shall, within 14 days from the date of the making or giving of the order, direction, or refusal complained of, leave at the office of the Institute a notice in writing signed by him of such his intention.

Case on appeal.

21. The notice of intention to appeal shall be accompanied by a statement in writing of the grounds of the appeal, and of the case of the appellant in support thereof.

Transmission of notice of appeal to Board of Trade.

22. The appellant shall also immediately after leaving his notice of appeal at the Institute send by post a copy thereof with a copy of the appellant's case in support thereof addressed to the Secretary of the Board of Trade, 7 Whitehall Gardens, London.

Directions as to hearing of appeal.

23. The Board of Trade may thereupon give such directions (if any) as they may think fit for the purpose of the hearing of the appeal.

24. Seven days' notice, or such shorter notice as the Board of Trade may in any particular case direct, of the time and place appointed for the hearing of the appeal shall be given to the appellant and the Institute and the Registrar. Notice of hearing of appeal.

25. The appeal may be heard by the President, a Secretary, or an Assistant Secretary of the Board of Trade, and the decision and order thereon of the President, Secretary, or Assistant Secretary, as the case may be, shall be the decision of the Board of Trade on such appeal. On the appeal such decision may be given or order made in reference to the subject-matter of the appeal as the case may require. Hearing and decision of appeal.

26. The fees set forth in Appendix C.(d) to these Rules shall be paid in respect of the several matters, and at the times and in the manner therein mentioned. The Board of Trade may from time to time, by orders signed by the Secretary of the Board of Trade, alter any of, or add to, the fees payable under these Rules. Fees.

27. Any regulation made by the Institute under these Rules may be altered or revoked by a subsequent regulation. Copies of all regulations made by the Institute under these Rules shall, within twenty-eight days of the date of their being made, be transmitted to the Board of Trade, and if within twenty-eight days after a copy of any regulation has been so transmitted, the Board of Trade by an order signify their disapproval thereof, such regulation shall be of no force or effect; and if, after any regulation under these Rules has come into force, the Board of Trade signify in manner aforesaid their disapproval thereof, such regulation shall immediately cease to be of any force or effect. Alteration of regulations.

28. The Institute shall once every year in the month of December transmit to the Board of Trade a report stating the number of applications for registration which have been made in the preceding year, the nature and results of the final examinations which have been held, and the amount of fees received by the Institute under these Rules, and such other matters in relation to the provisions of these Rules, as the Board of Trade may from time to time, by notice signed by the Secretary of the Board of Trade and addressed to the Institute, require. Report to Board of Trade.

29. In these Rules, unless the context otherwise requires— Definitions.

“The Act” means the Patents, Designs, and Trade Marks Act, 1888.

“The Institute” means the Institute of Patent Agents, acting through the Council for the time being.

(d) p. 665 *post*.

“ The Registrar ” means the Registrar appointed under these Rules.

“ Registered patent agent ’ means any agent for obtaining patents in the United Kingdom whose name is registered under the Act and these Rules.

Commence-  
ment.

30. These Rules shall commence and come into operation on the 12th day of June 1889, but at any time after the making thereof any appointment or regulations may be made and things done for the purpose of bringing these Rules into operation on the said day.

Title.

31. These Rules may be cited as the Register of Patent Agents Rules, 1889.

By the Board of Trade,

COURTENAY BOYLE,

Assistant Secretary, Railway Department.

The 11th day of June 1889.



## FORM OF PATENT.(e)

VICTORIA, by the grace of God, of the United Kingdom of Great Britain and Ireland, Queen, Defender of the Faith: To all to whom these presents shall come greeting:

Whereas *John Smith*, of *29 Perry Street, Birmingham*, in the county of *Warwick, Engineer*, hath by his solemn declaration represented unto us that he is in possession of an invention for "*Improvements in Sewing Machines*," that he is the true and first inventor thereof, and that the same is not in use by any other person to the best of his knowledge and belief:

And whereas the said inventor hath humbly prayed that we would be graciously pleased to grant unto him (hereinafter together with his executors, administrators, and assigns, or any of them, referred to as the said patentee) our Royal letters patent for the sole use and advantage of his said invention:

And whereas the said inventor hath by and in his complete specification particularly described the nature of his invention:

And whereas we being willing to encourage all inventions which may be for the public good, are graciously pleased to condescend to his request:

Know ye, therefore, that We, of our especial grace, certain knowledge, and mere motion do by these presents, for us, our heirs and successors, give and grant unto the said patentee our especial licence, full power, sole privilege, and authority, that the said patentee by himself, his agents, or licensees, and no others, may at all times hereafter during the term of years herein mentioned, make, use, exercise,

(e) This form appears as Form D. in the first schedule to the Patents, Designs, and Trade Marks Act, 1883.

Modifications of this form are necessary to meet special cases, and at the Patent Office eight modified forms are kept in stock:

- A. Grant to a single inventor.
- B. Grant to several joint applicants, all being inventors.
- C. Grant to importer.
- D. Grant to several joint applicants only some of whom are inventors.

E. Grant to the legal representative of an inventor who has died possessed of an invention, in respect of which he has made an application.

EE. Grant to legal representatives of an inventor who has died possessed of an invention, in respect of which he has made an application.

F. Grant to a female applicant.

G. Grant to several joint applicants where one of the original applicants is dead.



and vend the said invention within our United Kingdom of Great Britain and Ireland, and Isle of Man, in such manner as to him or them may seem meet, and that the said patentee shall have and enjoy the whole profit and advantage from time to time accruing by reason of the said invention, during the term of fourteen years from the date hereunder written of these presents: And to the end that the said patentee may have and enjoy the sole use and exercise and the full benefit of the said invention, We do by these presents for us our heirs and successors, strictly command all our subjects whatsoever within our United Kingdom of Great Britain and Ireland, and the Isle of Man, that they do not at any time during the continuance of the said term of fourteen years either directly or indirectly make use of or put in practice the said invention, or any part of the same, nor in anywise imitate the same, nor make or cause to be made any addition thereto or subtraction therefrom, whereby to pretend themselves the inventors thereof, without the consent, licence or agreement of the said patentee in writing under his hand and seal, on pain of incurring such penalties as may be justly inflicted on such offenders for their contempt of this our Royal command, and of being answerable to the patentee according to law, for his damages thereby occasioned: Provided that these our letters patent are on this condition, that, if at any time during the said term it be made to appear to us, our heirs or successors, or any six or more of our Privy Council, that this our grant is contrary to law, or prejudicial or inconvenient to our subjects in general, or that the said invention is not a new invention as to the public use and exercise thereof within our United Kingdom of Great Britain and Ireland, and Isle of Man, or that the said patentee is not the first and true inventor thereof within this realm as aforesaid, these our letters patent shall forthwith determine, and be void to all intents and purposes, notwithstanding anything hereinbefore contained: Provided also, that if the said patentee shall not pay all fees by law required to be paid in respect of the grant of these letters patent, or in respect of any matter relating thereto at the time or times, and in manner for the time being by law provided; and also if the said patentee shall not supply or cause to be supplied for our service all such articles of the said invention as may be required by the officers or commissioners administering any department of our service in such manner, at such times, and at and upon such reasonable prices and terms as shall be settled in manner for the time being by law provided, then, and in any of the said cases, these our

letters patent, and all privileges and advantages whatever hereby granted shall determine and become void notwithstanding anything hereinbefore contained: Provided also that nothing herein contained shall prevent the granting of licenses in such manner and for such considerations as they may by law be granted: And lastly, we do by these presents for us, our heirs and successors, grant unto the said patentee that these our letters patent shall be construed in the most beneficial sense for the advantage of the said patentee. In witness whereof we have caused these our letters to be made patent this

one thousand eight hundred and

and to be sealed as of the  
hundred and

one thousand eight





FORMS.(b)

PATENTS, DESIGNS, AND TRADE MARKS ACTS, 1883 TO 1888.

Form A.

(To be accompanied by two copies of Form B.  
or of Form C.)

APPLICATION FOR PATENT.

PATENT.

(a) Here insert name and full address and calling of applicant or applicants.

(a) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_ do hereby declare that \_\_\_\_\_ in possession of an invention the title of

(b) Here insert title of invention.

which is (b) \_\_\_\_\_  
\_\_\_\_\_

(c) In the case of more than one applicant, state whether all, or if not, who is or are the inventor or inventors.

that (c) \_\_\_\_\_ the true and first inventor \_\_\_\_\_ thereof; and that the same is not in use by any other person or persons to the best of \_\_\_\_\_ knowledge and belief; and \_\_\_\_\_ humbly pray that a Patent may be granted to \_\_\_\_\_ for the said invention.

Dated \_\_\_\_\_ day of \_\_\_\_\_ 18

(d) To be signed by applicant or applicants.

(d) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

In the case of a Firm, each member of the Firm must sign.

NOTE.—Where application is made through an Agent (Rule 8), the authorisation on the back (if used) should be signed by the applicant or applicants.

To the COMPTROLLER,  
Patent Office, 25 Southampton Buildings,  
Chancery Lane, London, W.C.

(b) The following forms A. to V. are contained in the Second Schedule to the Patent Rules 1890.

For the convenience of applicants, suggested forms of authorisation to an Agent and statement of address respectively are printed below :—

(1.) *Where application is made through an Agent (Rule 8).*

\_\_\_\_\_ hereby appoint \_\_\_\_\_  
of \_\_\_\_\_  
to act as \_\_\_\_\_ Agent in respect of the within application for a Patent, and request that all notices, requisitions, and communications relating thereto may be sent to such Agent at the above address.

\_\_\_\_\_ day of \_\_\_\_\_ 18 \_\_\_\_\_

\*

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\* To be signed by applicant or applicants.

(2.) *Where application is made without an Agent (Rule 9).*

\_\_\_\_\_ hereby request that all notices, requisitions, and communications in respect of the within application may be sent to \_\_\_\_\_ at \_\_\_\_\_

\_\_\_\_\_ day of \_\_\_\_\_ 18 \_\_\_\_\_

†

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

† To be signed by applicant or applicants.



PATENTS, DESIGNS, AND TRADE MARKS ACTS, 1883 TO 1888.

Form A 1.

(To be accompanied by two copies of Form B. or of Form C.)

APPLICATION FOR PATENT FOR INVENTION  
COMMUNICATED FROM ABROAD.

PATENT.

(a) Here insert name and full address and calling of applicant.

I (a) \_\_\_\_\_  
of \_\_\_\_\_ in the  
county of \_\_\_\_\_ do hereby declare that I

(b) Here insert title of invention.

am in possession of an invention the title of which is (b)  
\_\_\_\_\_  
\_\_\_\_\_

(c) Here insert name, address, and calling of communicant.

which invention has been communicated to me by (c)  
\_\_\_\_\_  
\_\_\_\_\_

that I claim to be the true and first inventor thereof; and that the same is not in use within the United Kingdom of Great Britain and Ireland and the Isle of Man by any other person or persons to the best of my knowledge and belief; and I humbly pray that a Patent may be granted to me for the said invention.

Dated \_\_\_\_\_ day of \_\_\_\_\_ 18 \_\_\_\_\_

(d) To be signed by applicant or applicants.

(d) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

NOTE.—Where application is made through an Agent (Rule 8) the authorisation on the back (if used) should be signed by the applicant or applicants.

To the COMPTROLLER,  
Patent Office, 25 Southampton Buildings,  
Chancery Lane, London, W.C.

For the convenience of applicants, suggested forms of authorisation to an Agent and statement of address respectively are printed below :—

(1.) *Where application is made through an Agent (Rule 8.)*

\_\_\_\_\_ hereby appoint \_\_\_\_\_  
of \_\_\_\_\_  
to act as \_\_\_\_\_ Agent in respect of the within application for a Patent, and request that all notices, requisitions, and communications relating thereto may be sent to such Agent at the above address.

\_\_\_\_\_ day of \_\_\_\_\_ 18 \_\_\_\_\_

\*

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\* To be signed by applicant or applicants.

(2.) *Where application is made without an Agent (Rule 9).*

\_\_\_\_\_ hereby request that all notices, requisitions, and communications in respect of the within application may be sent to \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_ at \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_ day of \_\_\_\_\_ 18 \_\_\_\_\_

†

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

† To be signed by applicant or applicants.



PATENT.
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PATENTS, DESIGNS, AND TRADE MARKS ACTS, 1883 TO 1888.

Form A 2.

APPLICATION FOR PATENT UNDER INTERNATIONAL  
AND COLONIAL ARRANGEMENTS.

(a) Here  
insert name  
and full address  
and calling of  
applicant, or of  
each of the  
applicants.

(a)  
do hereby declare that I (or we) have made foreign applications for  
protection of my (or our) invention of (b)

(b) Here  
insert title of  
invention.

in the following Foreign States and on the following official dates  
viz. : (c)

(c) Here  
insert the  
names of each  
Foreign State  
followed by  
the official  
application in  
each re-  
spectively.

and in the following British Possessions and on the following official  
dates, viz. : (d)

(d) Here  
insert the  
names of each  
British Pos-  
session fol-  
lowed by the  
official date of  
the application  
in each re-  
spectively.

(e) Here  
insert the  
official date of  
the earliest  
foreign  
application.

That the said invention was not in use within the United King-  
dom of Great Britain and Ireland and the Isle of Man by any other  
person or persons before the (e)

to the best of knowledge, information and belief, and  
humbly pray that a patent may be granted to for the said  
invention in priority to other applicants, and that such patent shall  
have the date (f)

(f) Here  
insert the  
official date of  
the earliest  
foreign  
application.

(g) \_\_\_\_\_

(g) Signature  
of applicant or  
of each of  
applicants.

To the COMPTROLLER,  
Patent Office, 25 Southampton Buildings,  
Chancery Lane, London, W.C.

To be issued with Form A, A 1, or A 2.

PATENTS, DESIGNS, AND TRADE MARKS ACTS, 1883 TO 1888.

Form B.

PROVISIONAL SPECIFICATION.

(To be furnished in Duplicate.)

(a) Here  
insert title as  
in declaration.

(a) \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

(b) Here  
insert name  
and full address  
and calling of  
applicant or  
applicants as in  
declaration.

(b) \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

(c) Here  
insert short  
description of  
invention.

do hereby declare the nature of this invention to be as follows:—(c)

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

NOTE.—No stamp is required on this document, which must form the commencement of the Provisional Specification; the continuation to be upon wide-ruled foolscap paper (but on one side only) with a margin of two inches on left hand of paper. The Provisional Specification and the "Duplicate" thereof must be signed by the applicant or his agent, on the last sheet, the date being first inserted as follows :

"Dated this \_\_\_\_\_ day of \_\_\_\_\_ 18\_\_\_\_"

To the COMPTROLLER,  
Patent Office, 25 Southampton Buildings,  
Chancery Lane, London, W.C.



PATENTS, DESIGNS, AND TRADE MARKS ACTS, 1883 TO 1888.

Where provisional specification has been left, quote No. and date.  
 No. \_\_\_\_\_  
 Date \_\_\_\_\_

PATENT.

Form C.

COMPLETE SPECIFICATION.

(To be furnished in Duplicate—one unstamped.)

(a) \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

(a) Here insert title as in declaration.

(b) \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

(b) Here insert name and full address and calling of applicant or applicants as in declaration.

do hereby declare the nature of this invention and in what manner the same is to be performed, to be particularly described and ascertained in and by the following statement :

(c) \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

(c) Here insert full description of invention, which must end with a distinct statement of claim or claims, in the following form:—

“ Having now particularly described and ascertained the nature of my said invention, and in what manner the same is to be performed, I declare that what I claim is  
 Here 1.  
 state 2.  
 distinctly 3.  
 the features of novelty claimed.

NOTE.—This document must form the commencement of the Complete Specification ; the continuation to be upon wide-ruled foolscap paper (but on one side only) with a margin of two inches on left hand of paper. The Complete Specification and the “ Duplicate ” thereof must be signed by the applicant, or his agent, on the last sheet, the date being first inserted as follows :

“ Dated this \_\_\_\_\_ day of \_\_\_\_\_ 18 \_\_\_\_\_ ”

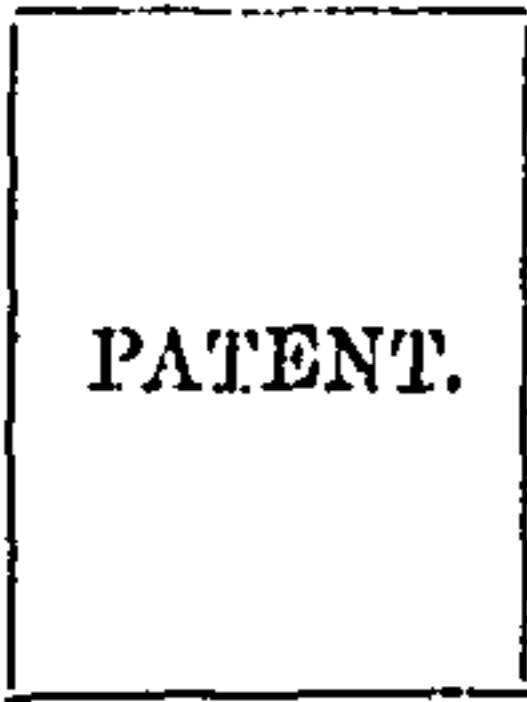
To the COMPTROLLER,  
 Patent Office, 25 Southampton Buildings,  
 Chancery Lane, London, W.C.

PATENTS, DESIGNS, AND TRADE MARKS ACTS, 1883 TO 1888.

Form D.

FORM OF OPPOSITION TO GRANT OF PATENT.

(To be accompanied by an unstamped copy.)



\* Here state name and full address.

\* I \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

hereby give notice of my intention to oppose the grant of Letters Patent upon application No. \_\_\_\_\_ of \_\_\_\_\_, applied for by \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

† Here state upon which of the grounds of opposition permitted by section 11 of the Act the grant is opposed.

upon the ground † \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

‡ Here insert signature of opponent.

(Signed) ‡ \_\_\_\_\_

To the COMPTROLLER,  
Patent Office, 25 Southampton Buildings,  
Chancery Lane, London, W.C.

PATENTS, DESIGNS, AND TRADE MARKS ACTS, 1883 TO 1888.

Form E.

FORM OF APPLICATION FOR HEARING BY THE  
COMPTROLLER.

PATENT.

*In Cases of Refusal to Accept, Opposition, or Applications for  
Amendments, &c.*

SIR,

\_\_\_\_\_ of (a) \_\_\_\_\_ (a) Here in-  
sert address.

\_\_\_\_\_ hereby apply to be heard in reference to

and request that I may receive due notice of the day fixed for the  
hearing.

\_\_\_\_\_  
Sir,  
Your obedient Servant,

To the COMPTROLLER,  
Patent Office, 25 Southampton Buildings,  
Chancery Lane. London. W.C.



PATENTS, DESIGNS, AND TRADE MARKS ACTS, 1883 TO 1888.

Form F.

PATENT.

FORM OF APPLICATION FOR AMENDMENT OF SPECIFICATION OR DRAWINGS.

\* Here state name and full address of applicant or patentee.

\*  
.....  
.....  
.....

seek leave to amend the specification of Letters Patent No. ....  
of 188....., as shown in red ink in the copy of the original specification hereunto annexed.....

.....  
.....  
.....  
.....  
.....

† Here state reasons for seeking amendment; and where the applicant is not the patentee, state what interest he possesses in the letters patent.

My reasons for making this amendment are as follows†.....

.....  
.....

(Signed)†.....

‡ To be signed by applicant.

To the COMPTROLLER,  
Patent Office, 25 Southampton Buildings,  
Chancery Lane, London, W.C.

PATENTS, DESIGNS, AND TRADE MARKS ACTS, 1883 TO 1888.

Form G.

FORM OF OPPOSITION TO AMENDMENT OF SPECIFICATION OR DRAWINGS.

(To be accompanied by an unstamped copy.)

PATENT.

\*

\* Here state name and full address of opponent.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

hereby give notice of objection to the proposed amendment of the specification or drawings of Letters Patent No. \_\_\_\_\_

of 188\_\_\_\_ for the following reason: † \_\_\_\_\_

† Here state reason of opposition.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

(Signed) \_\_\_\_\_

To the CONTROLLER,  
Patent Office, 25 Southampton Buildings,  
Chancery Lane, London, W.C.

## PATENTS, DESIGNS, AND TRADE MARKS ACTS, 1883 TO 1888.

PATENT.
---------

Form H.

FORM OF APPLICATION FOR COMPULSORY GRANT  
OF LICENCE.

(To be accompanied by an unstamped copy.)

\* Here state  
name and full  
address of ap-  
plicant.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

hereby request you to bring to the notice of the Board of Trade

† Here state  
name and ad-  
dress of pa-  
tenteo, and  
number and  
date of his  
patent.

the accompanying petition for the grant of a licence to me by †

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

(Signed) \_\_\_\_\_

NOTE.—The petition must clearly set forth the facts of the case and be accompanied by an examined copy thereof. See Form next page.

To the COMPTROLLER,  
Patent Office, 25 Southampton Buildings,  
Chancery Lane, London, W.C.



PATENTS, DESIGNS, AND TRADE MARKS ACTS, 1883 TO 1888.

Form H 1.

FORM OF PETITION FOR COMPULSORY GRANT OF LICENCES.

To the LORDS of the COMMITTEE of PRIVY COUNCIL for  
TRADE.

(a) Here insert name, full address, and description.

(b) Here insert title of invention.

(c) Here state fully the nature of petitioner's interest.

The petition of (a) \_\_\_\_\_ of \_\_\_\_\_ in the county of \_\_\_\_\_, being a person interested in the matter of this petition as hereinafter described:—

(d) Here state in detail the circumstances of the case under section 22 of the said Act, and show that it arises by reason of the default of the patentee to grant licences on reasonable terms. The statement of the case should also show as far as possible that the terms of the proposed order are just and reasonable. The paragraphs should be numbered consecutively.

Sheweth as follows:—

1. A patent dated \_\_\_\_\_ No. \_\_\_\_\_ was duly granted to \_\_\_\_\_ for an invention of (b)

2. The nature of my interest in the matter of this petition is as follows:—(c)

3. (d)

Having regard to the circumstances above stated, the petitioner alleges that by reason of the aforesaid default of the patentee to grant licences on reasonable terms (e)

(e) Here state the ground or grounds on which relief is claimed in the language of section 22, subsections (a), (b), or (c), as the case may be.

Your petitioner therefore prays that an order may be made by the Board of Trade (f)

(f) Here state the purport and effect of the proposed order and the terms as to the amount of royalties, security for payment, or otherwise, upon which the petitioner claims to be entitled to the relief in question.

or that the petitioner may have such other relief in the premises as the Board of Trade may deem just.

PATENTS, DESIGNS, AND TRADE MARKS ACTS, 1883 TO 1888.

Form I.

PATENT.

FORM OF OPPOSITION TO COMPULSORY GRANT OF LICENCE.

\* Here state name and full address.

\*  
.....  
.....  
.....

hereby give notice of objection to the application of \_\_\_\_\_

.....  
.....  
.....

for the compulsory grant of a Licence under Patent No. \_\_\_\_\_  
of 188 \_\_\_\_\_

(Signed) \_\_\_\_\_

To the CONTROLLER,  
Patent Office, 25 Southampton Buildings,  
Chancery Lane, London, W.C.

## PATENTS, DESIGNS, AND TRADE MARKS ACTS, 1883 TO 1888.

## Form J.

APPLICATION FOR CERTIFICATE OF PAYMENT OR  
RENEWAL.

\_\_\_\_\_ hereby transmit the fee prescribed for the continuation  
in force of \* \_\_\_\_\_ Patent No. \_\_\_\_\_, of 18\_\_\_\_  
for a further period of \_\_\_\_\_.

\* Here in-  
sert name of  
patentee.

Name † \_\_\_\_\_

Address \_\_\_\_\_

† Here insert  
name and full  
address.

To the COMPTROLLER,  
Patent Office, 25 Southampton Buildings,  
Chancery Lane, London, W.C.

(This part of the Form to be filled in at the Patent Office.)

## CERTIFICATE OF PAYMENT OR RENEWAL.

Letters Patent No. \_\_\_\_\_ of 188\_\_\_\_  
\_\_\_\_\_ 18\_\_\_\_

PATENT.

This is to certify that \_\_\_\_\_ did this  
day of \_\_\_\_\_ 18\_\_\_\_, make the prescribed payment  
of £\_\_\_\_\_ in respect of a period of \_\_\_\_\_ from \_\_\_\_\_  
and that by virtue of such payment the rights of the patentee  
remain in force.\*

\* See section  
17 of the Pa-  
tents, Designs,  
and Trade  
Marks Act,  
1883.



Patent Office, London.



## PATENTS, DESIGNS, AND TRADE MARKS ACTS, 1883 TO 1888.

PATENT.
---------

Form K.

FORM OF APPLICATION FOR ENLARGEMENT OF  
TIME FOR PAYMENT OF RENEWAL FEE.

Sir,

I hereby apply for an enlargement of time for \_\_\_\_\_  
month in which to make the \_\_\_\_\_ payment of  
£- - - upon my Patent No. \_\_\_\_\_  
of 188

The circumstances in which the payment was omitted are as

(a) See Rule follows (a) :—  
49.

I am,

Sir,

Your obedient Servant,

(b) Here in-  
sert full ad-  
dress, to which  
receipt is to be  
sent.

(b) \_\_\_\_\_

To the COMPTROLLER,

Patent Office, 25 Southampton Buildings.

Chancery Lane, London, W.C.

PATENTS, DESIGNS, AND TRADE MARKS ACTS, 1883 TO 1888.

Form L.

FORM OF REQUEST TO ENTER NAME UPON THE REGISTER OF PATENTS.



I (a) \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

(a) Or We.  
 Here insert name, full address, and description.

hereby request that you will enter (b) \_\_\_\_\_ name (c) in the Register of Patents:—

(b) My or our.  
 (c) Or names.

(d) \_\_\_\_\_ claim to be entitled (e) \_\_\_\_\_

(d) I or We.  
 (e) Here insert the nature of the claim.

of the Patent No. \_\_\_\_\_ of 188 \_\_\_\_\_, granted to (f) \_\_\_\_\_

(f) Here give name and address, &c., of Patentee or Patentees.

for (g) \_\_\_\_\_

(g) Here insert title of the invention.

by virtue of (h) \_\_\_\_\_

(h) Here specify the particulars of such document, giving its date, and the parties to the same, and showing how the claim here made is substantiated.

And in proof whereof I transmit the accompanying (i) \_\_\_\_\_  
 \_\_\_\_\_ with an attested copy  
 thereof (j).

(i) Here insert the nature of the document.

I am,  
 Sir,  
 Your obedient Servant,

(j) Where any document which is a matter of record is required to be left, a certified or official copy in lieu of an attested copy must be left.

To the CONTROLLER,  
 Patent Office, 25 Southampton Buildings,  
 Chancery Lane, London, W.C.

## PATENTS, DESIGNS, AND TRADE MARKS ACTS, 1883 TO 1888.

## Form M.

PATENT.
---------

FORM OF REQUEST TO ENTER NOTIFICATION OF  
LICENCE IN THE REGISTER OF PATENTS.

Sir,

I hereby transmit an attested copy of a licence granted to  
me by \_\_\_\_\_

\_\_\_\_\_

under Patent No. \_\_\_\_\_ of 188\_\_\_\_, as well as the original licence  
for verification, and I have to request that a notification thereof  
may be entered in the Register.

I am,

Sir,

Your obedient Servant,

(a) Here in-  
sert full ad-  
dress.

(a) \_\_\_\_\_

To the COMPTROLLER,

Patent Office, 25 Southampton Buildings,

Chancery Lane, London, W.C

## PATENTS, DESIGNS, AND TRADE MARKS ACTS, 1853 TO 1888.

Form N.

## APPLICATION FOR DUPLICATE OF PATENT.

PATENT.

Date \_\_\_\_\_

SIR,

I regret to have to inform you that the Letters Patent

dated \* \_\_\_\_\_ No. \_\_\_\_\_

granted to \_\_\_\_\_

\* Here insert date, No., name, and full address of Patentee.

for an invention of † \_\_\_\_\_

† Here insert title of invention.

have been ‡ \_\_\_\_\_

‡ Here insert the word "destroyed" or "lost," as the case may be.

I beg therefore to apply for the issue of a duplicate of such Letters Patent.§

§ Here state interest possessed by applicant in the Letters Patent.

[Signature of Applicant.]

To the COMPTROLLER,  
 Patent Office, 25 Southampton Buildings,  
 Chancery Lane, London, W.C.



PATENTS, DESIGNS, AND TRADE MARKS ACTS, 1883 TO 1888.

PATENT.

Form O.

NOTICE OF INTENDED EXHIBITION OF AN UNPATENTED INVENTION.

\* Here state name and full address of applicant.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

hereby give notice of my intention to exhibit a \_\_\_\_\_  
of \_\_\_\_\_ at the \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

† State "opened" or "is to open."

exhibition, which † \_\_\_\_\_ of \_\_\_\_\_ 18 \_\_\_\_\_  
under the provisions of the Patents, Designs, and Trade Marks Act of 1883.

‡ Insert brief description of invention, with drawings if necessary.

‡ \_\_\_\_\_ herewith enclose \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

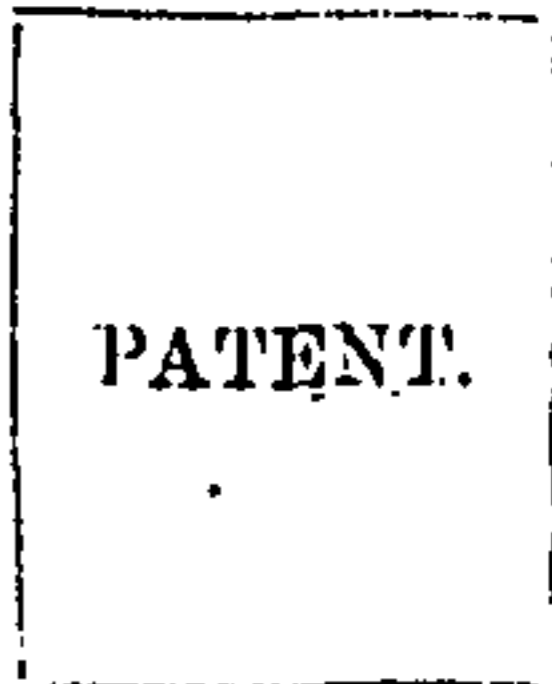
(Signed) \_\_\_\_\_

To the COMPTROLLER,  
Patent Office, 25 Southampton Buildings,  
Chancery Lane, London, W.C.

PATENTS, DESIGNS, AND TRADE MARKS ACTS, 1883 TO 1888.

Form P.

FORM OF REQUEST FOR CORRECTION OF CLERICAL  
ERROR.



Sir,

I hereby request that the following clerical error (a) (a) or errors,

\_\_\_\_\_

in the (b) \_\_\_\_\_

No. \_\_\_\_\_ of 18 \_\_\_\_\_, may be corrected in the manner shown in

red ink in the certified copy of the original (b) \_\_\_\_\_

\_\_\_\_\_

hereunto annexed.

(b) Here state whether in application, specification, or register.

Signature \_\_\_\_\_

Full Address \_\_\_\_\_

To the COMPTROLLER,  
Patent Office, 25 Southampton Buildings,  
Chancery Lane, London, W.C.

PATENTS, DESIGNS, AND TRADE MARKS ACTS, 1883 TO 1888.

Form Q.

CERTIFICATE OF COMPTROLLER-GENERAL.



PATENT OFFICE,  
LONDON.

18...

I, \_\_\_\_\_, Comptroller-General of Patents,  
Designs, and Trade Marks, hereby certify

\* Here in-  
sert name and  
full address of  
person re-  
quiring the  
information.

To \* \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

PATENTS, DESIGNS, AND TRADE MARKS ACTS, 1883 TO 1888.

Form R.

FORM OF NOTICE FOR ALTERATION OF AN ADDRESS IN REGISTER.



Sir,

(a) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(a) Here state name or names and full address of applicant or applicants.

hereby request that \_\_\_\_\_ address now upon the Register may be altered as follows :—

(b) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(b) Here insert full address.

\_\_\_\_\_  
Sir,  
Your obedient Servant

To the COMPTROLLER,  
Patent Office, 25 Southampton Buildings,  
Chancery Lane London. W.C.



PATENTS, DESIGNS, AND TRADE MARKS ACTS, 1883 TO 1888.

Form S.

PATENT.

FORM OF APPLICATION FOR ENTRY OF ORDER OF PRIVY COUNCIL IN REGISTER.

(a) Here state name and full address of applicant.

(a) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(b) Here state the purport of the order.

hereby transmit an office copy of an Order in Council with reference to (b)

\_\_\_\_\_

Sir,

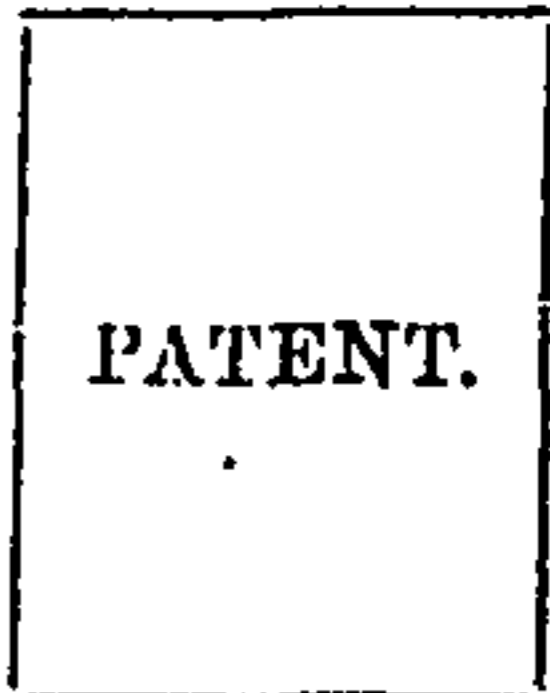
Your obedient Servant,

To the COMPTROLLER,  
Patent Office, 25 Southampton Buildings,  
Chancery Lane, London, W.C.

PATENTS, DESIGNS, AND TRADE MARKS ACTS, 1883 TO 1888.

Form T.

FORM OF APPEAL TO LAW OFFICER.



I, (a) \_\_\_\_\_ of (a) \_\_\_\_\_  
 \_\_\_\_\_  
 hereby give notice of my intention to appeal to the Law Officer  
 from (b) \_\_\_\_\_  
 \_\_\_\_\_  
 of the Comptroller of the \_\_\_\_\_ day of \_\_\_\_\_  
 18\_\_\_\_, whereby he (c) \_\_\_\_\_  
 \_\_\_\_\_  
 No. (d) \_\_\_\_\_ of the year 18\_\_\_\_ (d)

(a) Here insert name and full address of appellant.

(b) Here insert "the decision" or "that part of the decision," as the case may be.

(c) Here insert "refused [or allowed] application for Patent," or "refused [or allowed] application for leave to amend Patent," or otherwise, as the case may be.

Signature \_\_\_\_\_

Date \_\_\_\_\_

(d) Insert number and year.

N.B.—This notice has to be sent to the Comptroller-General at the Patent Office, London, W.C., and a copy of same to the Law Officer's Clerk at Room 549 Royal Courts of Justice, London.

PATENTS, DESIGNS, AND TRADE MARKS ACTS, 1883 TO 1888.

PATENT.

Form U.

FORM OF APPLICATION FOR EXTENSION OF TIME FOR LEAVING A COMPLETE SPECIFICATION.

SIR,

\_\_\_\_\_ hereby apply for extension of time for one month in which to leave a Complete Specification upon application.

\_\_\_\_\_ dated \_\_\_\_\_

The circumstances in and grounds upon which this extension is

(a) See Rule applied for are as follows (a) :— \_\_\_\_\_  
50.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Sir,

Your obedient Servant,

(b) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(b) To be signed by applicant or applicants or his or their agent.

To the COMPTROLLER,  
Patent Office, 25 Southampton Buildings,  
Chancery Lane, London, W.C.

PATENTS, DESIGNS, AND TRADE MARKS ACTS, 1883 TO 1888.

Form V.

FORM OF APPLICATION FOR EXTENSION OF TIME FOR ACCEPTANCE OF A COMPLETE SPECIFICATION.



SIR,

\_\_\_\_\_ hereby apply for extension of time for \_\_\_\_\_ month \_\_\_\_\_ for the acceptance of the Complete Specification upon application No: \_\_\_\_\_ dated \_\_\_\_\_

The circumstances in and grounds upon which this extension is applied for are as follows (a):— \_\_\_\_\_

(a) See Rule 50.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Sir,

Your obedient Servant,

(b) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(b) To be signed by applicant or applicants or his or their agent.

To the COMPTROLLER,  
Patent Office, 25 Southampton Buildings,  
Chancery Lane, London, W.C.

M. E. HICKS-BEACH,  
President of the Board of Trade.

31st March 1890.



## APPENDICES TO PATENT AGENTS RULES, 1889.

## APPENDIX A.

## Form 1.

*Form of Register.*

Name.	Designation.	Address.	Date of Registration.

## Form 2.

*\*Form of Statutory Declaration.*

## REGISTER OF PATENT AGENTS RULES, 1889.

I, *A.B.* [*insert full name, and in the case of a member of a firm add,*  
 " a member of the firm of \_\_\_\_\_ "] of  
 \_\_\_\_\_, in the county of \_\_\_\_\_

Patent Agent, do solemnly and sincerely declare as follows:—

1. That prior to the 24th December 1888 I had been *bonâ fide* practising in the United Kingdom as a patent agent.

2. That I acted as patent agent in obtaining the following patents:  
 [*Give the official numbers and dates of some patents for the United Kingdom in the obtaining of which the declarant acted as patent agent.*]

3. That I desire to be registered as a patent agent in pursuance of the said Act.

And I make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the Statutory Declarations Act, 1835.

Declared at \_\_\_\_\_

\* A printed form of this declaration for use of applicants is now also on sale.

## APPENDIX B.

*Particulars of Preliminary Examinations.*

1. The Matriculation Examination at any University in England, Scotland, or Ireland.
  2. The Oxford or Cambridge Middle Class Senior Local Examinations.
  3. The Examinations of the Civil Service Commissioners for admission to the Civil Service.
- 

## APPENDIX C.

*(List of Fees, see p. 736 post.)*

ASSIGNMENT OF LETTERS PATENT  
TOGETHER WITH THE BENEFIT OF  
FUTURE IMPROVEMENTS.

Parties. THIS INDENTURE, made the                    day of                    , 18    ,  
BETWEEN A. B., of, &c. (hereinafter called the assignor), of the  
one part, and C. D., of, &c. (hereinafter called the assignee),  
of the other part. WHEREAS the assignor is the true and  
Recitals. True and first inventor. Patents. first inventor of an invention of [*title of invention*]. AND  
WHEREAS by letters patent dated the           day of                    ,  
18    , and numbered                    , the sole and exclusive licence and  
authority of making, using, exercising, and vending in the United  
Kingdom of Great Britain and Ireland [*in the case of patents  
granted prior to 1884, the Channel Islands*] and the Isle of Man the  
said invention of improvements in, &c. [*title of invention*], were  
granted to the assignor, his executors, administrators, and assigns,  
for the term of fourteen years from the           day of                    , 18    ,  
subject to a condition for making void the same if the specification  
filed by the assignor were not a complete one and otherwise as  
therein provided [*or in the case of patents granted prior to 1884,*  
subject to the assignor filing a complete specification of the said  
invention, and otherwise as therein provided]. AND WHEREAS the  
Agreement for sale. assignor has agreed with the assignee to sell to him for the sum of  
£           the said invention and letters patent, and the exclusive bene-  
fit thereof, and of all extensions of the said letters patent; and  
also (subject to the provisions hereinafter contained) of all improve-  
ments or additions to the said invention or discoveries connected with  
the manufacture of                    , whether the same are now known or  
shall hereafter become or be made known to the assignor. NOW  
Assignment. THIS INDENTURE WITNESSETH, that in pursuance of the  
said agreement, and in consideration of the sum of £           paid by  
the assignee to the assignor (the receipt whereof the assignor doth  
hereby acknowledge), the assignor as beneficial owner doth hereby  
assign unto the assignee ALL THOSE the said invention and letters  
patent, and the sole and exclusive benefit thereof, and of all exten-  
sions thereof, and of all rights, powers, emoluments, and advantages

whatsoever under or in respect of the said letters patent, TO HAVE AND TO HOLD, use, exercise, and enjoy the said invention, letters patent, and premises unto the assignee, his executors, administrators, and assigns, absolutely. AND the assignor doth hereby covenant with the assignee, his executors, administrators, and assigns, that, notwithstanding anything by him the assignor done, omitted, or knowingly suffered, the said letters patent are now valid and subsisting, and not void or voidable. Covenant as to validity.

AND ALSO that he the assignor will from time to time, after making any improvement in or addition to the said invention, or any discovery in connection with the manufacture of \_\_\_\_\_, as well all improvements, additions, or discoveries as aforesaid (if any) now known or which may hereafter become or be made known to him, forthwith give notice thereof in writing to the assignee, his executors, administrators, or assigns, who shall be entitled to the sole and exclusive use and benefit thereof. AND ALSO WILL, as and when reasonably required by the assignee, his executors, administrators, or assigns, communicate and explain to him or them, or to his or their agents, such improvement, addition, or discovery, the assignee, his executors, administrators, or assigns, paying all costs, charges, and expenses (if any) thereby actually incurred. AND WILL, at the expense of the assignee, his executors, administrators, or assigns, if he or they shall so require, either alone or conjointly with the assignee, his executors, administrators, or assigns, apply for and obtain letters patent in respect of such improvement, addition, or discovery, and execute and do all such assurances and things as shall be necessary or convenient for vesting the same letters patent, and the sole and exclusive benefit thereof, in the assignee, his executors, administrators, or assigns, as by him or them shall be reasonably required. Covenant to assign future improvements.

AND WILL, at the expense of the assignee, his executors, administrators, or assigns, execute and do all such assurances and things as shall be reasonably required for enabling him or them to obtain, hold, and enjoy the exclusive benefit of any extension of the terms comprised in the letters patent hereby assigned, or, as far as practicable, of any term which may be comprised in any letters patent which may hereafter be vested in the assignor, either solely or jointly with the assignee, his executors, administrators, or assigns, according to the covenant in this behalf hereinbefore contained. Covenant to assign extension of terms of patents.

In Witness, &c.



**NON-ASSIGNABLE LICENCE TO USE AND  
EXERCISE A PATENTED INVENTION  
WITHIN A DISTRICT.**

Parties. THIS INDENTURE, made the                    day of                    , 18                    ,  
BETWEEN A. B., of, &c. (hereinafter called the licensor), of the one  
part, and C. D., of, &c. (hereinafter called the licensee), of the other

Recital of  
grant of  
patent. WHEREAS, by letters patent dated the                    day of                    ,  
18                    , and numbered                    , the sole and exclusive licence and  
authority of making, using, exercising, and vending in the United  
Kingdom of Great Britain and Ireland [*in the case of patents granted  
prior to 1884, the Channel Islands*], and the Isle of Man the said  
invention of improvements, &c. [*title of patent*], were granted to the  
licensor, his executors, administrators, and assigns, for the term of  
fourteen years from the date thereof [*in the case of patents granted  
prior to 1884, from the                    day of*], subject to the  
licensor filing a complete specification of the said invention and  
otherwise as therein mentioned], subject to the payment of the  
fees, and the conditions for making void the same, as therein pro-  
vided. AND WHEREAS the licensor has agreed to grant the licensee

Recital of  
agreement for  
licence. a licence to use and exercise the said invention within the district  
hereinafter described, upon the terms hereinafter appearing. NOW

Grant of  
licence. THIS INDENTURE WITNESSETH that in pursuance of the said  
agreement, and in consideration of the royalties hereinafter reserved  
and made payable to the licensor, and the covenants on the part of the  
licensee hereinafter contained, the licensor doth hereby grant unto  
the licensee full liberty, licence, power, and authority, within the  
district, being [*define the district*], to use and exercise the said inven-  
tion during the term of                    years from the date hereof, and to  
sell and dispose of all                    manufactured according to the said  
invention, when and as the licensee shall think fit, for his absolute  
use and benefit. AND it is hereby mutually covenanted and agreed

Covenants. between and by the parties hereto as follows, namely:—

Payment of  
royalties. 1. The licensee shall, and will, pay to the licensor, his executors,  
administrators, and assigns, yearly during the said term of  
years, and so in proportion for any less time than a year, the sum of  
£                    , as a fixed or minimum royalty in the nature of rent, by

equal quarterly payments, on the            day of            , the  
 day of            , the            day of            , and the            day  
 of            in each year, the first of such payments to be made  
 on the            day of            next; and shall, and will, also pay  
 to the licensor, his executors, administrators, or assigns, in respect of  
 every            manufactured by the licensee according to the said  
 invention, in every half-year of the said term, commencing on the  
           day of            and the            day of            , the  
 royalty or sum of £            , to become due and to be paid at the end of  
 two calendar months after the expiration of the half-year during which  
 the same shall have been manufactured or made as aforesaid.

2. The licensee shall, and will, at all times during the continuance Accounts.  
 of this licence, keep, at his usual place of business, all proper books  
 of account, and make true and complete entries therein, at the  
 earliest opportunities, of all particulars necessary or convenient for  
 the purposes hereof, of all            manufactured or made by him  
 according to the said invention, and produce the said books to the  
 licensor, his executors, administrators, or assigns, or his or their agent,  
 at all reasonable times, for inspection and the taking of copies or ex-  
 tracts therefrom; and shall, and will, at his, the licensee's, own  
 expense, obtain and give to the licensor, his executors, administra-  
 tors, or assigns, or his or their agent, all such information as to  
 any item or matter contained, or which ought to be contained, therein  
 as shall be reasonably required.

3. The licensee shall, and will, at the end of each half-year in the Statements of  
accounts.  
 first paragraph mentioned, deliver or send to the licensor, his execu-  
 tors, administrators, or assigns, a statement in writing of the number  
 of            manufactured or made by the licensee in such half-  
 year, and the amount of royalties payable in respect thereof, as in  
 the first paragraph mentioned; and will, if and when required by  
 the licensor, his executors, administrators, or assigns, but at the  
 expense of the licensee, verify, or procure some suitable person in  
 his employ to verify, the said statement, or any part or parts  
 thereof, by statutory declaration.

4. The licensor, his executors, administrators, or assigns, shall be Inspection  
of premises.  
 at liberty, at any time during the continuance of this licence, to enter  
 upon any factory or place of business of the licensee in which the  
 manufacture of            shall be carried on, at any reasonable  
 hour of the daytime, to inspect the same, and the works thereof, and  
 all            manufactured, or in course of manufacture, in such  
 factory or place.

Assistance from licensor. 5. The licensor shall, and will, whenever so required, give to the licensee such assistance and information respecting the said invention and the mode of working the same, and all processes connected therewith, as may be necessary for enabling him to use and exercise the said invention to the greatest advantage.

Infringements. 6. In the event of the said letters patent being infringed during the continuance of this licence, the licensor, his executors, administrators, or assigns, shall, and will, after notice of such infringement, at his or their own costs, take all necessary proceedings for effectually protecting and defending the same; and in default of his or their so doing, the licensee shall be at liberty, by notice in writing given to or left at the usual or last known place of business or residence of the licensor, his executors, administrators, or assigns, to determine this licence.

Validity of patent. 7. The licensee shall not at any time during the continuance of this licence dispute the validity of the said letters patent.

Alienation. 8. The licensee shall not, without the written consent of the licensor, his executors, administrators, or assigns, first had and obtained, assign, mortgage, charge, or grant sub-licences in respect of, or otherwise deal or part with the possession or control of, this licence, or attempt so to do.

Termination. 9. This licence may be determined at any time after the first six calendar months by either party, on giving to the other party, or leaving at his usual or last known place of business or residence, three calendar months' previous notice in writing of his intention so to do; and, at the expiration of such notice, these presents, and all covenants, agreements, and provisions therein contained, shall cease and be void, but without prejudice to the remedies of either party for the recovery of any moneys then due to him hereunder.

In Witness, &c.



## MORTGAGE OF LETTERS PATENT.

THIS INDENTURE, made the            day of            , 18    , Parties,  
 BETWEEN A. B. (hereinafter called the mortgagor, which expression shall include his executors, administrators, and assigns where the context so admits), of the one part, and C. D. (hereinafter called the mortgagee, which expression shall include his executors, administrators, and assigns where the context so admits), of the other part.

WHEREAS the mortgagor was the true and first inventor of certain Recitals.  
 improvements in, &c. [*title of invention*]. AND WHEREAS, by letters True and first  
 patent dated the            day of            , 18    , and num- inventor,  
 bered            , the sole and exclusive licence and authority of making, Grant of  
 using, exercising, and vending in the United Kingdom of Great patent.  
 Britain and Ireland [*in the case of patents granted prior to 1884, the Channel Islands*] and the Isle of Man the said invention of improve-  
 ments, &c. [*title of invention*] were granted to the mortgagor for the  
 term of fourteen years [*in the case of patents granted prior to 1884, from the            day of            , subject to the mortgagor filing a complete specification of the said invention, and otherwise as therein mentioned*] from the date thereof, subject to the payment of the fees and the conditions for making void the same as therein mentioned.

AND WHEREAS the mortgagor has applied to the mortgagee Request for  
 for a loan of £            , and the mortgagee has agreed to lend to the loan.  
 mortgagor the said sum of £            upon having the repayment thereof, together with interest thereon at the rate hereinafter mentioned, secured in manner hereinafter appearing. NOW THIS  
 INDENTURE WITNESSETH, that in pursuance of the said Covenant of  
 agreement, and in consideration of the sum of £            now paid repayment.  
 by the mortgagee to the mortgagor (the receipt whereof the mortgagor doth hereby acknowledge), the mortgagor doth hereby covenant with the mortgagee that he, the mortgagor, will on the            day of            next [*first day for payment of interest*] pay to the mortgagee the sum of £            [*the sum advanced*], together with interest for the same in the meantime at the rate of            per centum per annum from the date hereof. AND will, in case and so long as the said sum of £            or any part thereof shall remain

unpaid, pay to the mortgagee interest for the same at the rate aforesaid by equal half-yearly [*or quarterly*] payments on the day of \_\_\_\_\_, &c. [*half-yearly or quarterly days*], in every year. **Assignment.** AND THIS INDENTURE ALSO WITNESSETH, that, in further pursuance of the said agreement and in consideration of the premises, the mortgagor as beneficial owner doth hereby assign and transfer unto the mortgagee ALL THAT the said invention of improvements in, &c. [*title*], and the said letters patent for the same, and the full and exclusive benefit thereof (and of any and every improvement, extension, or renewal thereof), and the right to apply for and obtain an extension or renewal thereof, and all rights, powers, and benefits to the said invention and letters patent belonging. **Habendum.** To hold the said invention, letters patent, and premises unto the mortgagee, subject to the proviso for redemption hereinafter contained. PROVIDED ALWAYS, and it is hereby agreed and declared, that if the mortgagor shall pay to the mortgagee the sum of £ \_\_\_\_\_ [*sum advanced*], together with interest for the same at the aforesaid rate of \_\_\_\_\_ per centum per annum, on the \_\_\_\_\_ day of \_\_\_\_\_ next [*date of first payment of interest*], the mortgagee shall at any time thereafter, upon the request and at the cost of the mortgagor, re-assign the said premises hereinbefore assigned, to the mortgagor, or as he shall direct. **Covenants.** AND the mortgagor doth hereby covenant with the mortgagee that he, the mortgagor, will, so long as any money shall remain on the security of these presents, pay the fees required by law for keeping the said letters patent on foot one calendar month at least before the latest time allowed by law for payment of the same respectively, and will do all other acts and things as may be necessary to maintaining the said letters patent, and will send or deliver to the mortgagee the receipt for every such payment immediately after the same shall have been made. **Payment of fees.** AND **Infringements.** FURTHER, that he, the mortgagor, will from time to time, so long as any money shall remain on the security of these presents, use his best endeavours to discover any infringement now or hereafter to be made of the said letters patent, or any extension thereof, and communicate to the mortgagee every suspected or ascertained infringement aforesaid, and if, and when, required in writing by the mortgagee so to do, will either himself commence or take and prosecute or defend all legal or other proceedings necessary or suitable for the protection of the said letters patent, or the recovery of damages for, or restraining, the infringement thereof, or permit the mortgagee to take such proceedings, and, in the event of the



mortgagor taking such proceedings will do everything in his power for the purpose of making such proceedings successful, and will, whatever the event of any such proceedings, pay on demand the costs of the mortgagee (if any) relating thereto, as between solicitor and client. AND FURTHER, that in case the mortgagor shall neglect or refuse to make the payments aforesaid, or any of them, it shall be lawful for the mortgagee to pay the same. AND that all moneys and expenses (if any) paid by the mortgagee for or in respect of any renewal fees or other charges, or any proceedings or other matters aforesaid, together with interest for the same at the rate of per centum per annum from the time, or respective times, of the same having been made or expended, shall be repaid by the mortgagor to the mortgagee on demand, and shall in the meantime, and until repayment thereof, be charged on the premises hereby assigned. PROVIDED ALWAYS, and it is hereby agreed and declared, that at any time, or times, before the mortgagee shall have become entitled to exercise the power of sale vested in him by virtue of these presents and the statute in that behalf, it shall be lawful for the mortgagor himself to use and exercise the said invention without interruption from the mortgagee, and, in the name and as the attorney of the mortgagee, to grant licences for the use of the said invention and letters patent for such periods, and upon such conditions, as he shall think fit, but so that the mortgagor shall not be authorised to enter into any covenants in the name of the mortgagee, or to subject him to any personal liability, and so that no exclusive licence shall be granted without the consent in writing of the mortgagee, and so that on every such licence there be reserved the best rent or royalty that can conveniently be obtained without taking anything in the nature of a fine or a premium. AND it shall be lawful for the mortgagee, at any time, or times, after he shall have become entitled to exercise the power of sale aforesaid, to grant licences for the use of the said invention and letters patent for such periods, and upon such conditions, and in such manner as he may think fit, and in consideration of a sum, or sums, in gross, or any rents or royalties, or otherwise.

Power to mortgagee to pay fees.

Power to mortgagor to use invention.

Licences.

In Witness, &c.

## ACTION OF INFRINGEMENT.

## INDORSEMENT ON WRIT.(a)

The plaintiff's claim is for damages for the infringement of the plaintiff's patent.

And for an injunction to restrain the defendant from infringing the plaintiff's patent.

---

*ANOTHER FORM.*

1. For an injunction to restrain the defendant his servants and agents from infringing the plaintiff's letters patent dated the day of                      18                      and numbered

2. For damages for such infringement or at the option of the plaintiff an account of all profits derived by the defendant from such infringement.

3. For the delivery up to the plaintiff or the destruction of all articles in the possession of the defendant made in such infringement.

4. For costs.

(a) See S. C. R. 1883, Appendix A. part iii. sec. iv.

## STATEMENT OF CLAIM.(b)

The defendant has infringed the plaintiff's patent No. 14,084 Infringement. granted for the term of fourteen years from the 21st May 1880 for certain improvements in the manufacture of iron and steel whereof the plaintiff was the first inventor.

The plaintiff claims an injunction to restrain the defendant from further infringement and £100 damages. Injunction and damages.

Particulars of breaches are delivered herewith.

Place of trial Durham.

(Signed)  
Delivered

## ANOTHER FORM.

188 —K—No.

In the High Court of Justice

Queen's Bench Division

[or Chancery Division

Mr. Justice ——]

Writ issued

Between A. B.,

Plaintiff

and

C. D.,

Defendant.

## STATEMENT OF CLAIM.

The defendant has infringed the plaintiff's patent No. \_\_\_\_\_ of Infringement. granted for the term of fourteen years from the \_\_\_\_\_ A.D. \_\_\_\_\_ day of \_\_\_\_\_ 18 \_\_\_\_\_ for certain improvements in \_\_\_\_\_ whereof E. F. therein named was the true and first inventor.

1. The plaintiff claims an injunction to restrain the defendant from further infringement. Injunction.

(b) S. C. R. 1883, Appendix C. Form 6.

Damages or  
account.

2. An inquiry as to the damages sustained by the plaintiff by reason of the infringement or at plaintiff's option an account of profits made by the defendant.

Payment of  
amount found  
due.

3. That the defendant may be ordered to pay to the plaintiff the amount so found to be due.

Delivery up.

4. That the defendant may be ordered forthwith to deliver up to the plaintiff to be destroyed all machines or apparatus made in infringement of the plaintiff's patent.

Costs.

5. Costs.

(Signed)

Particulars of breaches are delivered herewith.

Delivered this    day of                        18    by  
                          of    solicitor for the plaintiff.

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ANOTHER FORM.

18 —A—No.

In the High Court of Justice  
Chancery Division  
Mr. Justice ——  
[or Queen's Bench Division].

Writ issued

Between A. B.

Plaintiff

and

C. D.

Defendant.

STATEMENT OF CLAIM.

Title.

1. The plaintiff is the registered legal owner of the letters patent dated the                        day of                        18    and numbered                        for an invention of improvement in the manufacture of                        granted for the term of fourteen years from the date thereof to E. F.

2. The said letters patent were duly assigned to the plaintiff by an indenture dated the                        day of                        18    and made between the said E. F. and the plaintiff. Notice of such assignment was entered on the Register of Patents on the                        day of                        18    since which date the plaintiff has remained the sole registered owner of such letters patent.



3. The said letters patent are good and valid and are and have Validity. been ever since the grant thereof of full force and effect.

4. Since the day of 18 and prior to the Infringement. issue of the writ herein the defendant has infringed the said letters patent and has made sold supplied let on hire and used manufactured according to the invention in respect of which the said letters patent were granted and he threatens and intends to continue to do so unless restrained by the order of this honourable Court.

The plaintiff claims—

1. An injunction to restrain the defendant his servants Injunction. agents and workmen during the continuance of the said letters patent from manufacturing selling supplying letting on hire or using any manufactured according to or in the manner described in the complete specification filed previous to the grant of the said letters patent as therein recited or according to or in any manner only colourably differing from the same and generally from infringing the rights of the plaintiff in respect of such letters patent.

2. An account of all gains and profits made by the defend- Account. ant by the manufacture sale supply letting on hire or use of such manufactured sold supplied let on hire or used by the defendant or by any person or persons by the order or for the use of the defendant and that the defendant may be ordered to pay the amount of such gains and profits to the plaintiff.

3. Damages for the infringement of the said letters patent. Damages.

4. Delivery up to the plaintiff of all such Delivery up. aforesaid as are in the possession or power of the defendant.

5. Costs.

6. The plaintiff claims full costs charges and expenses as Costs as between solici- tor and client. between solicitor and client. In an action brought by the plaintiff against G. H. for infringement of the said letters patent Mr. Justice ——— certified that the validity of the said letters patent came in question.

7. Such further or other relief as the nature of the case Further or other relief. may require.

(Signed)

Particulars of breaches are delivered herewith.

Delivered the day of 18 by  
of solicitor for the plaintiff.



## PARTICULARS OF BREACHES.

18 —A—No.

In the High Court of Justice  
 Queen's Bench Division  
 [or Chancery Division  
 Mr. Justice —].  
 Between A. B.  
Plaintiff  
and  
 C. D.  
Defendant.

## PARTICULARS OF BREACHES.

The following are the particulars of the breaches complained of in this action :

That the defendant has at divers times since the      day of  
 18      and prior to the commencement of this action infringed the  
 plaintiff's letters patent and the three claims thereof in manner  
 following that is to say—

That the defendant has subsequently to the date of the  
 plaintiff's patent manufactured and sold or fitted on board divers  
 ships certain cold dry air refrigerating machines for preserving  
 meat or other substances in which are arranged and combined  
 together steam engines air compressing and air expansion apparatus  
 in the improved manner described and claimed in the Queen's  
 Printers' copy of the complete specification filed prior to the grant  
 of the said letters patent as therein recited.

And also that in refrigerating machines made sold or fitted by  
 the defendant pipes of considerable length are provided for the  
 passage of compressed air (drawn from the refrigerating chamber) to  
 the expansion cylinder and traversing the cooling chamber or some  
 part thereof or some chamber in connection therewith in such  
 manner that the moisture in the air is deposited in the pipes and  
 can be drawn off before the air reaches the expansion cylinder.

The defendant sold a cold dry air refrigerating machine for preserving meat or other substances to one E. F. of  
on the        day of        18        . The exact number and  
dates of the defendant's infringements save as hereinfore mentioned are not at present known to the plaintiff but the plaintiff will claim to recover full compensation from the defendant in respect of all such infringements.

(Signed)

Delivered this        day of        18        by  
of        solicitor for the plaintiff.

## DEFENCE.(c)

1. The defendant did not infringe the patent.
2. The invention was not new.
3. The plaintiff was not the first or true inventor.
4. The invention was not useful.
5. [*Denial of any other matter of fact affecting the validity of the patent.*]
6. The patent was not assigned to the plaintiff.

(Signed)

Delivered

## ANOTHER FORM.

18 —A—No.

In the High Court of Justice  
 Queen's Bench Division  
 [*or* Chancery Division  
 Mr. Justice —]

Between A. B.

Plaintiff

and

C. D.

Defendant

## DEFENCE.

The defendant says that—

- |                                 |  |
|---------------------------------|--|
| Infringement.                   | 1. He has not infringed the plaintiff's patent No.      of A.D.      .   |
| Novelty.                        | 2. The alleged invention was not new.  |
| Utility.                        | 3. The alleged invention was not useful.   |
| Subject-matter.                 | 4. The alleged invention is not proper subject-matter for a patent.  |
| True and first inventor.        | 5. E. F. was not the true and first inventor of the alleged invention.   |
| Insufficiency of specification. | 6. The complete specification of the alleged invention does not particularly describe the nature thereof and in what manner the same is to be performed. |

(c) S. C. R. 1883, Appendix D. sec. vi.

7. The said complete specification does not distinguish what parts of the alleged invention are new and what old.

8. The provisional specification of the alleged invention does not describe the nature thereof and the invention claimed in the said complete specification is an invention different from and larger than that described in the provisional specification. <sup>Variance of specifications</sup>

(Signed)

Delivered the      day of      18      by  
of      solicitor for the defendant.

## PARTICULARS OF OBJECTIONS.

18 —A—No.

In the High Court of Justice  
Queen's Bench Division  
[or Chancery Division  
Mr. Justice ——]

Between A. B.

Plaintiff

and

C. D.

Defendant.

## PARTICULARS OF OBJECTIONS

Delivered by the Defendant with his Statement of Defence.

The following are the particulars of the objections on which the defendant relies in support of his defence—

- |  |  |
|--|--|
| True and first inventor.                                 | 1. The said E. F. referred to in the Statement of Claim was not the true and first inventor of the said invention.   |
| Subject-matter.  | 2. The alleged invention is not the proper subject-matter for a patent.  |
| Utility.   | 3. The alleged invention is not useful.  |
| Insufficiency of complete specification.                 | 4. The complete specification of the alleged invention does not particularly describe the nature thereof and in what manner the same is to be performed, inasmuch as [ <i>add reasons</i> ].   |
| Insufficiency of provisional specification.              | 5. The said complete specification does not distinguish what parts of the alleged invention are new and what parts thereof are old.  |
| Different invention described in complete specification. | 6. The provisional specification of the alleged invention does not describe the nature thereof and the invention claimed in the said complete specification [as amended] is an invention differing from and larger than that described in the said provisional specification and differs therefrom in the following particulars that is to say [ <i>point out differences</i> ]. |



7. The said complete specification is ambiguous and misleading Ambiguity. inasmuch as [*add reasons*].

8. The alleged invention was not new at the date of the said Novelty. letters patent.

9. The alleged invention was published within this realm prior to Publication of the date of the said letters patent by the filing at the Patent Office of prior specifica- tious. the following specifications—

(a) The specification of W. E. N. No. of the year 18 for “improvements in machinery or apparatus for producing ice and for general refrigerating purposes.” The portions relied on are from page line to page line and page line to the end and the drawings therein referred to.

(b) The specification of C. W. S. No. of the year 18 for “improvements in refrigerating and producing ice and in apparatus or machinery for that purpose.” The defendant relies upon the whole of this specifica- tion.

[*Add other specifications.*]

10. The alleged invention was published within this realm prior Publication by to the date of the said letters patent in the following printed prior books. books —

(Title)	edition	page	line	to line	.
(Title)	edition	page	line	to page	line .

[*Add other books.*]

11. The alleged invention was published within this realm prior Publication by to the date of the said letters patent in a report and drawings prior reports and drawings. by C. W. S. Such report is dated the day of 18 and was published in London by being forwarded by the said C. W. S. (from his office in Westminster) on or about that date to H. W. B. of .

The said report was further published in London by copies thereof having been forwarded about the date aforesaid to (amongst others) the following persons—

(a) W. H. T. of .  
 (b) J. L. of .

[*Add others.*]

12. The alleged invention was published within this realm prior Publication by to the date of the said letters patent by the manufacture and prior machines. sale [*or erection or use or public exhibition*] of machines similar to the machine described and claimed in the plaintiff's complete

specification at the places and in the years hereinafter mentioned that is to say—

(a) By J. W. of at in 18 .

(b) By Messrs. H. H. & Co. of at  
in 18 .

[Add others.]

Other instances  
of publication.

13. *Other instances of prior publication.*

Delivered this day of 18 by of  
solicitor for the defendant.

NOTICE OF MOTION FOR INTERLOCUTORY  
INJUNCTION.

TAKE NOTICE, that this Honourable Court will be moved before his lordship, Mr. Justice —, on the      day      , 18      , or so soon thereafter as counsel can be heard, by Mr. —, of counsel on behalf of the above-named plaintiff, that the defendant, his servants and agents, may be restrained until the trial of this action, or until further order, during the continuance of the letters patent bearing date the      day of      , 18      , and numbered      , from making, selling, supplying, using, or putting in practice any [patented articles], made according to or in the manner described in the specification [or specifications] of the invention for which the said letters patent were granted, or according to or in any manner only colourably differing from the same, and from in any manner infringing the said letters patent, and that such further order may be made as to this Honourable Court shall seem meet.

JUDGMENT AFTER TRIAL OF ACTION.<sup>(d)</sup>

Order of Mr. Justice \_\_\_\_\_, dated \_\_\_\_\_ day of \_\_\_\_\_, 18 \_\_\_\_ .  
18 \_\_\_\_—B—No.

In the High Court of Justice,  
Chancery Division,  
Mr. Justice \_\_\_\_\_

Wednesday, the \_\_\_\_\_ day of \_\_\_\_\_, 18 \_\_\_\_ .

Between The B. A.

Plaintiffs

and

I. L.

Defendants.

This action coming on the \_\_\_\_\_ day of \_\_\_\_\_ and the \_\_\_\_\_ day of \_\_\_\_\_, 18 \_\_\_\_, for trial before this Court, in the presence of counsel for the plaintiffs and defendants, and upon hearing the Pleadings, &c. pleadings in the action the letters patent of the \_\_\_\_\_ day of \_\_\_\_\_, 18 \_\_\_\_, granted to J. H., therein mentioned, and the indenture of the \_\_\_\_\_ day of \_\_\_\_\_, 18 \_\_\_\_, also therein mentioned, and so much of the answer of the said defendant I. L. to the plaintiff's interrogatories as is contained in paragraphs 6, 8, &c., and the further answer of the said defendant I. L. read, and upon hearing the evidence of the several persons named in the schedule hereto on their examination taken orally before this Court upon the several days set opposite their names in the said schedule, and upon producing the several exhibits to such persons on their said examinations referred to in the third column of the said schedule; and Admissions. the defendants by their counsel admitting that the dye analysed by Dr. William O., Professor I. D., Dr. J. P. G., and Professor W. E. A. was

(d) Letters patent are liable to seizure by the sheriff under a writ of *fi. fa.* in satisfaction of a judgment debt. It would appear that the writ authorises the sheriff to sell and assign the chattel interest of the judgment debtor (see *Coleman v. Rawlinson*, 1 F. & F. 330; *Harley v. Harley*, 11 Ir. Ch. Rep. 451). The assignee, on application at the Patent Office, will be duly entered on the Register as patentee.



the Fast Blackley Red which was sold to A. S. B., as in the pleadings mentioned, and that the same was sold by the defendants; and upon hearing what was alleged by counsel for the plaintiff and defendants; and the Judge, for his assistance, having submitted certain questions to Professor R. for his opinion, and obtained from the said Professor R. certain reports thereon, dated respectively the day of \_\_\_\_\_, 18\_\_\_\_, and the \_\_\_\_\_ day of \_\_\_\_\_, 18\_\_\_\_:

This Court did order that this action should stand for judgment, and, Action to stand for judgment. this action standing for judgment, this day, in the presence of

counsel for the plaintiffs and defendants, and the particulars of objections of the defendants being deemed to be amended by the addition thereto of an objection that the alleged invention of J. H. J., in the pleadings named, was and is not proper subject-matter for which letters patent can be validly granted: This Court doth order Injunction.

that the defendants, I. L., J. L., and C., and J. L. L. and S., their servants, agents, and workmen, be restrained, during the continuance of the letters patent in the pleadings mentioned, from making, using, or putting in practice, or permitting to be made, used, or put in practice, the invention described in the specification of J. H. J., in the pleadings mentioned, or any part of the same invention, and from manufacturing, selling, or making any profitable use, or permitting the manufacture, sale, or profitable use, of any dyes or colouring matters being the same as "Fast Blackley Red" sold to A. S. B., in the pleadings mentioned, or any dyes or colouring matters made according to the said invention, or any part thereof, or by any process being a colourable imitation of the said invention, or any part thereof, and from in any manner infringing the rights and privileges granted by the said letters patent. And it is ordered Account to be taken.

that an account be taken of all dyes or colouring matters being the same as the "Fast Blackley Red" sold to the said A. S. B. as aforesaid, or otherwise made in infringement of the said letters patent, which have been manufactured, or sold, or used by, or by the order or for the use or profit of, the defendants, or any of them; and also of the gains or profits made by the defendants, or any of them, by reason of such manufacture, sale, or use. And it is ordered that the defendants do, within fourteen days after the date of the Chief Clerk's certificate, pay to the plaintiffs what shall be certified to be the amount of such profits made by the defendants respectively.

And it is ordered that the defendants I. L., J. L., and C. and J. L. L. and S. deliver up Delivery up. to the plaintiffs, The B. A. and S. F., or in the presence of the plaintiffs or their agents destroy or



otherwise render unfit for use, all dyes or colouring matters made or used by, or by the order or for the profit of, the defendants, or any of them, being the same as the "Fast Blackley Red" sold to the said A. S. B. as aforesaid, or otherwise made in infringement of the said letters patent, which are in the possession, custody, or power of the defendants, or any of them, or the servants or agents of them, or any of them, the particulars of such dyes or colouring matters to be verified by affidavit, but such delivery, destruction, or otherwise rendering unfit for use is not to be enforced before the        of       , 18       ; and in the event of the defendants electing to appeal, not until the appeal has been disposed of, or until further order, and in that case such dyes or colouring matters are to be deposited for safe custody at the office of M. A. and G. W. F., the defendants' solicitors, at No.        P. S. M.

Deposit of documents, &c.

Appeal.

Application.

Certificate of validity.

Payment of costs.

And it is ordered that the plaintiffs do deposit with the Master of the Supreme Court the original shorthand writers' notes of the        and        argument, and also all printed or written copies thereof in the possession or power of the plaintiffs, their solicitor, agent, and witnesses (to be verified by affidavit), the same to remain in court until either there shall be an appeal, or until, by lapse of time or otherwise, it shall be determined that there shall be no appeal. And in the event of such appeal, the parties respectively are to be at liberty to apply for delivery out to them of so many copies of the said notes, or of the said printed or written copies, as they may require. And if, by lapse of time or otherwise, it shall be determined that there shall be no appeal, either of the parties are to be at liberty to make such application to the Court for the disposal of the said notes, and printed and written copies, as they may think fit. And it is ordered that a certificate be given pursuant to the Act of Parliament of 5th and 6th William IV. c. 83, s. 3, and the Act of the 15th and 16th Victoria, c. 83, that the validity of the said letters patent came in question at the trial of this action, and that the plaintiffs proved their particulars of breaches. And it is ordered that the said defendants do pay to the said plaintiffs their costs of this action, including the costs of transcribing and printing the shorthand writers' notes, and the costs of Professor R.'s reports; such costs to be taxed by the Taxing Master.

JUDGMENT VARIED ON APPEAL.

ORDER OF THE COURT OF APPEAL.

Dated 18 .

Court of Appeal. 18 —B—No. .

Saturday, the day of , 18 .

Mr. C., Regr.

Between B. A., &c.

Plaintiffs

and

I. L., &c.

Defendants.

Upon motion by way of appeal on the of November, and the of December, 18 , made unto this Court by counsel for the defendants, from the judgment dated the June, 18 , and upon hearing counsel for the plaintiffs, and upon reading the said judgment :

This Court did order that the said appeal should stand for judgment, and the same standing on the March, 18 , and this day in the paper for judgment, in the presence of counsel on both sides :

This Court doth order that the said judgment be reversed. Judgment reversed.

And it is ordered that the plaintiffs' action do stand dismissed.

And it is ordered that the plaintiffs, B. A., &c., do repay the defendants, I. L., &c., the sum of £ , being the amount of the costs of the said judgment, already paid by the defendants to the plaintiffs. Repayment of costs.

And it is ordered that it be referred to the Taxing Master to tax —(1) The defendants their costs of this action, other than their costs occasioned by the issue or issues raised by the Particulars of Breaches in the said judgment mentioned, and other than the defendants' costs of the motion on the November, 18 , but including in the defendants' costs the costs of transcribing and printing the shorthand writers' notes in the Court below, and the costs of Professor R.'s report in the judgment mentioned ; (2) The Taxation of costs.

costs of the defendants occasioned by the said appeal, other than their costs occasioned by the issue or issues raised by the Particulars of Breaches aforesaid; and (3) The costs of the plaintiffs of the said action, as well in the Court of Appeal as in the Court below, occasioned by the issue or issues raised by the said Particulars of Breaches.

Set off.

And it is ordered that such costs of the plaintiffs, and the sum of £ , the taxed costs of the plaintiffs of the motion made on the November, 18 , in this action by the defendants, be set off against such costs by the defendants. And the Taxing Master is to certify to whom, after such set-off, the balance is due.

Payment of  
balance.

And it is ordered that the party from whom such balance shall be certified to be due pay the amount thereof to the other party.

## CERTIFICATE OF VALIDITY.

I hereby certify, pursuant to the 31st section of the Patents, Designs, and Trade Marks Act, 1883 (46 & 47 Vict. c. 57), that, upon the trial of this action, the validity of the letters patent, in the pleadings mentioned, dated the 28th November, 1878, and numbered 4847, granted to F. J. C., amended by disclaimer allowed 12th November, 1884, and now vested in the Edison and Swan United Electric Light Company, Limited, came into question.

Dated this 16th day of July, 1888.

E. E. KAY.



ACTION TO RESTRAIN THREATS OF  
LEGAL PROCEEDINGS.

INDORSEMENT ON WRIT.

The plaintiffs' claim is—

1. For an injunction to restrain the defendant from continuing to threaten the plaintiff, or any other person or persons, whereby the plaintiff may be aggrieved, by circulars, advertisements, or otherwise, with any legal proceedings or liability in respect of any alleged manufacture, use, sale, or purchase of any invention in infringement of the defendant's patent, dated the            day of            , 18    , and numbered            , or in respect of any article or articles, process or processes, alleged by the defendant to be an infringement of his said patent.
2. For damages in respect of such threats.
3. For costs.



4. Since obtaining the said provisional protection your petitioner has manufactured and used secondary generators constructed according to your petitioner's said invention, and the same have been shewn to possess great advantages over other forms and to be of great practical utility.

5. The sale and user of the said secondary generators made according to your petitioner's invention has recently been interfered with by a Limited Company named the National Company for the Distribution of Electricity by Secondary Generators (Limited). The said company claim to be entitled to restrain any person using any mode of electrical distribution by means of secondary generators, of whatever form or construction such generators may be.

6. The said claim of the aforesaid company purports to be based upon letters patent granted to L. G. and J. D. G., and numbered A.D. 18 . The invention in respect of which the said letters patent were granted was in no wise novel at the date of the same, and the said letters patent are and always have been of no force and validity by reason thereof and of the other matters set forth in the Particulars of Objection delivered herewith in pursuance of section 26 of the above-named Act.

7. The existence of the above-named letters patent claiming a wide and general monopoly of the system of distribution by means of secondary generators, which was known to and the property of the public at the date of the said letters patent, has been and is the cause of great injury to the public by preventing the sale of machines made according to your petitioner's invention, as well as those made by other inventors who likewise have made improvements in secondary generators and in the distribution of electricity thereby.

8. That the public are prejudiced by the above-mentioned general claim in the said letters patent, because consumers of electricity are not in general acquainted with the science of electricity and the technical application thereof, and are therefore unable to form an opinion as to the invalidity of the said letters patent, whereby the sale and use of improved secondary generators wholly prevented.

9. The office of Mr. A. C. H., No. , in the county of , is the place where the petitioner may be served with any petition or summons or notice of any proceedings or order of the Courts relating to the matters herein referred to.

Your petitioner therefore humbly prays for the revocation of letters patent No.            A.D. 18    , or that such order may be made in the premises as to this Honourable Court may seem meet.

And your petitioner will ever pray, &c.

S. Z.

It is intended to serve this petition on L. G., J. D. G., and the N. Co. for the Distribution of Electricity by Secondary Generators (Limited).

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I hereby authorise the presentation to the High Court of Justice of the above written petition. Fiat of  
Attorney-  
General.

RICHARD E. WEBSTER,  
Attorney-General.

ROYAL COURTS OF JUSTICE,  
*December 7th, 189 .*



PROLONGATION OR EXTENSION OF  
LETTERS PATENT.

ADVERTISEMENT OF INTENTION TO PRESENT PETI-  
TION FOR PROLONGATION OR EXTENSION OF  
LETTERS PATENT.

In the Privy Council.

In the Matter of Letters Patent granted to

of , and bearing date the day  
of 18 , and numbered .

Notice is hereby given, that it is the intention of  
of , to present a petition to Her Majesty in Council  
praying that the term of the said letters patent may be extended.  
And notice is hereby further given, that on the day of  
inst., or on such subsequent day as the Judicial Committee of Her  
Majesty's Privy Council shall appoint for that purpose, application  
will be made to the said Committee that a day may be fixed for  
hearing the matter of the said petition, and any person or persons  
desirous of being heard in opposition to the said petition must  
enter a caveat to that effect in the Privy Council on or before the  
said day of next.

Dated this day of , 18 .

Solicitor for the Petitioner.

## CAVEAT.

In the Privy Council.

In the Matter of Letters Patent granted to \_\_\_\_\_,  
 of \_\_\_\_\_, and bearing date the \_\_\_\_\_ day  
 of \_\_\_\_\_, and numbered \_\_\_\_\_.

Caveat issued on behalf of \_\_\_\_\_.

Let nothing be done in reference to the above-mentioned patent  
 without due notice to \_\_\_\_\_.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 18 \_\_\_\_.

Solicitor for \_\_\_\_\_.

NOTICE OF OBJECTIONS TO EXTENSION OF  
 TERM OF PATENT.

In the Privy Council.

In the Matter of Letters Patent granted to A. B., of  
 \_\_\_\_\_, in the County of \_\_\_\_\_,  
 for the Invention of "Improvements in the manu-  
 facture, &c.," bearing date the \_\_\_\_\_ day of \_\_\_\_\_,  
 18 \_\_\_\_, and numbered \_\_\_\_\_.

In the Matter of the Petition of \_\_\_\_\_ for  
 an extension of the term of the said letters patent.

The grounds of objection of \_\_\_\_\_, of \_\_\_\_\_,  
 to the granting of the prayer of the above-mentioned petition  
 are the following—viz.

1. The alleged invention was not new at the date of the said letters patent. Novelty denied.
2. The alleged invention was not useful. Utility denied
3. The alleged invention never has been, and is not likely to be, of great advantage to the public. Merit denied.

Sufficient remuneration. 4. The petitioner has already received a full and adequate reward for the said alleged invention, and also large trade profits from the manufacture of \_\_\_\_\_ under the monopoly created by the said letters patent.

Laches of petitioner. 5. If the petitioner has not been adequately rewarded, his want of proper remuneration has been caused by his own acts in not advertising and pushing the said invention, and in refusing to grant licences for the use of the same.

Infringements. 6. The petitioner has permitted infringements of the said letters patent, and never brought actions to restrain such infringements.

Allegations incapable of proof. 7. The allegations contained in the said petition are incapable of proof.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 18 \_\_\_\_.

Solicitor for

#### ADVERTISEMENT OF DAY FIXED FOR HEARING PETITION FOR PROLONGATION OR EXTENSION.

In the Privy Council.

In the Matter of Letters Patent granted to \_\_\_\_\_,  
of \_\_\_\_\_, and bearing date the \_\_\_\_\_ day  
of \_\_\_\_\_ 18 \_\_\_\_, and numbered \_\_\_\_\_.

Notice is hereby given, that their lordships, the Judicial Committee of the Privy Council, have appointed the \_\_\_\_\_ day of \_\_\_\_\_, 18 \_\_\_\_, at half-past ten o'clock in the forenoon, for hearing the matter of the above petition.

Solicitor for the Petitioner.

PETITION FOR PROLONGATION OR EXTENSION OF  
LETTERS PATENT.

In the Privy Council.

Presented the            day of            , 18    .

To the Queen's Most Excellent Majesty in Council.

In the Matter of Letters Patent granted to R. R.,  
formerly of No.    , A. Road, now No.    , H. Road,  
N. C., in the County of            , Contractor, for  
the Invention of "A new or improved captain's  
bridge, constructed as a self-launching life-raft,"  
dated the            day of            , 18    .

THE HUMBLE PETITION of the above-named R. R., formerly of  
No.    , A. Road, now No.    , H. Road, N. C., in the County  
of            , Contractor.

SHI EWETH :—

1. That your petitioner, previously to the grant of the letters patent <sup>Invention</sup> hereinafter mentioned, invented, after considerable personal application and cost, "A new or improved captain's bridge, constructed as a self-launching life-raft" (hereinafter called "the said invention"), which invention was and is of great utility, and therefore beneficial to the public.

2. That your Majesty was graciously pleased, by letters patent <sup>Grant of letter patent.</sup> under the Great Seal of the United Kingdom of Great Britain, bearing date the            day of            , 18    , to grant unto your petitioner, R. R., his executors, administrators, and assigns, the sole privilege and authority to use the said invention within the said United Kingdom, the Channel Islands, and the Isle of Man for the term of fourteen years from the date of the said letters patent.

3. That your petitioner, in compliance with a proviso in the said <sup>Specification duly filed.</sup> letters patent contained, duly made and caused to be filed in the Great Seal Patent Office, within six calendar months from the date



of the said letters patent, an instrument in writing, under his hand and seal, particularly describing and ascertaining the nature of the said invention, and the manner in which the same was to be performed.

No foreign patent rights.

4. That your petitioner has not obtained any letters patent or brevets d'invention for his said invention in any foreign country.

Expenditure, &c., on invention.

5. That your petitioner has expended large sums of money and devoted great pains and trouble while in health in endeavouring to introduce the said invention to the public and to bring the same into use.

Accident to petitioner.

6. That your petitioner met with an accident while travelling on the South-Eastern Railway between London Bridge and Cannon Street on the 24th day of December, 1878, and in consequence thereof was confined to his bed until nearly the end of the year 1882.

Cause of delay in presenting petition.

7. That your petitioner would have presented this his petition earlier, and about the 22nd day of October, 1886, when he called at the Privy Council Office for particulars as to presenting same; he was, however, unfortunately seized that day with a fit, and is only now able to attend to business.

Insufficient remuneration.

8. That your petitioner has, owing to his illness and other circumstances wholly beyond his control, failed to receive adequate benefit from his invention.

Probability of invention becoming profitable.

9. Your petitioner has no doubt that, if the term of the said letters patent should be extended, the said letters patent will become productive, and your petitioner will be able to obtain a fair reimbursement and remuneration commensurate with the great public value and importance of the said invention, and which his state of health will now allow him energetically to prosecute.

Merits of invention.

10. That your petitioner's invention was tried practically, and with great success, in the month of February, 1883, on board H.M.S. *Polyphemus*, at Portsmouth, before Lord Northbrook and others, when the use of the invention for the saving of life was most amply demonstrated.

Medals awarded for invention.

11. That your petitioner exhibited a model of his invention at the International Fisheries Exhibition held in London in 1883, when he was awarded a gold medal; and at the Naval and Submarine

Engineering Exhibition held at the Agricultural Hall, Islington, in April, 1882, when he was awarded the first prize of 100 guineas.

12. That your petitioner humbly submits that, under the circumstances of the case, an exclusive right of using and vending the said invention for the further period of seven years will not sufficiently reimburse and remunerate your petitioner. Seven years' extension desired.

13. That your petitioner has given public notice by advertisements caused to be inserted the requisite number of times in the *London Gazette* and in other newspapers, pursuant to the statutes in that case made and provided, that it is his intention to apply to your Majesty in Council that the said letters patent may be extended for a further term. Advertisements.

Your petitioner therefore humbly prays that your Majesty will be graciously pleased to take the case of your petitioner into your Royal consideration, and to refer this petition to the Judicial Committee of your Majesty's Most Honourable Privy Council, and that your petitioner may be heard before such Committee by his counsel and witnesses; and that your Majesty will be graciously pleased to grant to your petitioner a prolongation of the term by the said letters patent granted for the additional term of fourteen years, or for such term as to your Majesty shall seem fit. Prayer.

And your petitioner will ever pray.

R. P. U.,  
Solicitor for the Petitioner.

## ANOTHER FORM.

In the Privy Council.

Presented                      day of                      , 18   .

To the Queen's Most Excellent Majesty in Council.

In the Matter of Letters Patent granted to W. A. M.,  
late of                      , in the                      of  
                    , but now of                      and                      ,  
in the                      of                      , for the Invention  
of "Improvements in apparatus for consuming  
smoke, promoting combustion, and feeding fur-  
naces with fuel," bearing date the                      day  
of                      , 18   , No.                      .

THE HUMBLE PETITION of W. M., of Nos.                      and                      ,  
in the                      of                      ,                      , and of the  
above-named W. A. M.

SHewETH :—

Invention.

1. That your petitioner the above-named W. A. M., previously to the grant of the letters patent hereinafter mentioned, invented, after considerable personal application and cost, certain "Improvements in apparatus for consuming smoke, promoting combustion, and feeding furnaces with fuel" (hereinafter called "the said invention"), which invention was and is of great utility and greatly beneficial to the public.

Grant of  
letters patent.

2. That your Majesty was graciously pleased, by letters patent under the Great Seal of the United Kingdom of Great Britain, bearing date the                      day of                      , 18   , to grant unto your petitioner, W. A. M., his executors, administrators, and assigns, the sole privilege and authority to use the said invention within the said United Kingdom, the Channel Islands, and Isle of Man for the term of fourteen years from the date of the said letters patent.

Specification  
filed.

3. That your petitioner W. A. M., in compliance with a proviso in the said letters patent contained, duly made and caused to be filed in the Great Seal Patent Office, within six calendar months from the date of the said letters patent, an instrument in writing, under his hand and seal, particularly describing and ascertaining the nature of his said invention, and the manner in which the same was to be performed.



4. That your petitioner W. A. M. also obtained letters patent <sup>Foreign patent rights.</sup> or brevets d'invention for his said invention in the Empire of France, dated the            day of            , 18    ; in the Dominion of Canada, dated the            day of            , 18    ; and in the Kingdom of Norway, dated the            day of            , 18    .

5. That letters patent, dated the            day of            , 18    , for the use of the said invention in the United States of America were also granted to your petitioner W. A. M., and one J. A., of Broadway, New York, to whom the said W. A. M. had, by an agreement dated the            day of            , 18    , agreed to grant an exclusive licence to make, use, and vend the said invention in the said United States at the royalty and upon the conditions in the same agreement mentioned. Your petitioner W. A. M. ultimately assigned one moiety of the last-mentioned letters patent to one E. H. A., of Boston, in the State of Massachusetts, in the United States aforesaid, your petitioner W. A. M. remaining the owner of the other moiety thereof. The said last-mentioned letters patent were re-issued in the United States of America under date            18    .

6. That by an indenture dated the            day of            , 18    , and made between your petitioner W. A. M. of the first <sup>Licences granted.</sup> part, and the said J. A. of the second part, after reciting that, by an assignment of even date, your petitioner had conveyed to the said J. A. an undivided half of his right in the said Canadian patent, your petitioner granted to the said J. A., his executors, administrators, and assigns, the exclusive licence to make, use, and vend the said invention in the Dominion of Canada at the royalty and upon the conditions in the same indenture mentioned.

7. That on the            of            , 18    , letters patent for the use of the said invention in the Empire of Austria were, on the nomination of your petitioner W. A. M., granted to a certain firm of B. N. & F., in consideration of a sum of £            by the last-named persons paid to your petitioner W. A. M., and an agreement on their part to pay to your last-named petitioner a royalty of £            per door, and a minimum yearly royalty of £            . The contract under which the said Austrian patent was obtained by the said B. N. & F. (which contract was dated in the year 18    ) provided for the obtaining by that firm of a patent or brevet d'invention for the use of the last-mentioned invention in Russia, but your petitioners have been unable to ascertain whether any such Russian



patent was ever obtained. Your petitioners did not, nor did either of them, ever obtain any patent for the said invention in Russia. Your petitioners received from the said firm of B. N. & F. the aforesaid sum of £ , and a further sum of £ for royalties; but, except as aforesaid, they have not, nor has either of them, ever received any moneys from the last-mentioned firm.

Expiration of foreign patent rights.

8. That the said several letters patent or brevet d'invention for France, Canada, the United States of America, and Austria have all expired, or lapsed, or been abandoned. The said patent or brevet d'invention for Norway is still in force, but will expire on the                    day of                    , 18 .

Object of invention.

9. That the said invention relates to improvements in the means of consuming smoke and of effecting combustion in steam boilers, as also improvements in the means of supplying furnaces with fuel.

Expenditure, &c., on invention.

10. That your petitioner W. A. M. is a civil engineer, and he has for more than thirty years past devoted his attention to smoke-consuming apparatus, and has given much time and labour and expended very considerable sums of money in conducting experiments relating to the subject-matter of the said invention, and either alone, or with his then partner, one E. W., he obtained letters patent for apparatus relating thereto, all of which last-mentioned letters patent have expired or become void.

Improvements produced by invention.

11. That previously to the time when your petitioner W. A. M. turned his attention to the subject, the smoke-consuming apparatus then known were ineffective on account of some of them failing to introduce the air to the furnaces in such a manner as to support combustion, and those apparatus which succeeded in consuming smoke diminished the efficiency of the fire and caused waste of fuel, and in some cases became destroyed by the action of the fire. These defects were sought to be remedied by an apparatus which was the subject of the letters patent dated                    , 18 , No.                    , granted to your petitioner W. A. M. and one J. P. This invention consisted of argand fire-bars, and the object was to cause an increased supply of atmospheric air to enter the furnace through the grate. This object, however, was not attained, by reason of the holes frequently becoming clogged with dross and clinker from the fire, rendering them useless as conductors of the air. Subsequently your petitioner W. A. M., and the said J. P., obtained letters patent of the                    , 18 , No.                    , for a contrivance which consisted in constructing the furnace with rocking bars. The object of the last-mentioned contrivance was to

provide a means for keeping the surface of the grate free from the accumulations of dross, clinker, &c., and so to maintain a regular supply of air to the furnace from the ash-pit. This was sought to be accomplished by giving a rocking motion to the fire-bars. The system introduced by the last-mentioned letters patent proved to be defective in consequence of the fire-bars being necessarily too deep, and consequently impeding the passage of air and clogging the air spaces. In case the stoker neglected to frequently put these rocking-bars in motion, they became fast, so that they could not be put in motion at all until the fire was out and the apparatus re-adjusted. Your petitioner W. A. M. then obtained letters patent of the \_\_\_\_\_, 18\_\_\_\_, No. \_\_\_\_\_, for a contrivance the object of which was to secure lightness as well as strength, so that thin bars could be used. As these bars consisted of two parts, wrought and cast iron, and the parts had to be put together, the manufacture under this last patent was found to be too expensive.

12. That your petitioner W. A. M. also, in conjunction with one E. W., obtained provisional protection dated \_\_\_\_\_, 18\_\_\_\_, and letters patent dated \_\_\_\_\_, 18\_\_\_\_, for inventions connected with smoke-consuming apparatus, which, however, were not successful; and ultimately your petitioner W. A. M. invented the contrivance which was patented by the above-mentioned letters patent of \_\_\_\_\_ day of \_\_\_\_\_, 18\_\_\_\_, the subject of this present petition. The general advantages of this invention are as follow:—It was found that the consumption of smoke could not be successfully carried out by the fire-bars, but that a proper admission of atmospheric air at the mouth of the furnace was required. The patent door the subject of the invention comprised in the last-mentioned letters patent accomplished that object. It secured a better control over the air admitted than any other system, and was easily manipulated. Being balanced, it would remain in whatever position it was set—a great advantage for marine purposes. The manner of consuming, or rather preventing, the smoke was by opening the door a few inches inward. This caused the atmospheric air to impinge on the fuel at the commencing point of combustion, causing the gases to be perfectly developed before leaving the furnace, an effect which may be compared with a glass chimney on a lamp.

13. That by an indenture dated the \_\_\_\_\_ day of \_\_\_\_\_, 18\_\_\_\_, and made and executed between and by your petitioner W. A. M. of the one part, and your petitioner W. M. of the other \_\_\_\_\_, Assignment of patent.



part, your petitioner W. A. M., in consideration of the sum of £ , in the said indenture expressed to be paid by your petitioner W. M. to your petitioner W. A. M., assigned the said letters patent of the                      day of                      , 18                      , to your petitioner W. M. for all the residue of the term of the said letters patent.

Non-payment  
of purchase-  
money.

14. That your petitioner W. M. is a son of your petitioner W. A. M., and at the date of the assignment was a clerk in the office of your last-named petitioner. That the sum of £ mentioned in the last-stated indenture was never paid by your petitioner W. M. to your petitioner W. A. M.; and the said assignment was, in fact, executed by your petitioner W. A. M. with the view to make a provision for his said son, your petitioner W. M., in the event of your petitioner W. A. M. dying during the continuance of the said letters patent, leaving his said son him surviving. That your petitioner W. M. is still in the employment of your petitioner W. A. M., and assists him in his business of a civil engineer, but does not participate in any profits thereof, and merely receives a salary. That the said letters patent of the                      day of                      , 18                      , although vested under the assignment aforesaid in your petitioner W. M., are, and ever since the year 18                      have been, worked for the sole benefit of your petitioner W. A. M.

Expenditure,  
&c., in en-  
deavouring to  
introduce in-  
vention.

15. That your petitioner W. A. M. has expended large sums of money, and devoted great pains and labour, in endeavouring to introduce the said invention to the public, and to bring the same into use. That for this purpose your petitioners, or one of them, advertised the said invention extensively, and personally undertook journeys to all parts of the country to visit various manufacturing towns and other places where it was likely the said invention would be taken up, and also employed travellers or agents to sell on commission fire-doors made according to the said invention, and also supplied such fire-doors free of expense to shipowners and manufacturers for the purpose of trial.

Insufficient  
remuneration.

16. That although, under the circumstances aforesaid, considerable numbers of fire-doors made according to the said invention comprised in the said letters patent of the                      day of                      , 18                      , were sold, yet the necessary expenses of introducing the said invention as aforesaid were so great that it was only during the last year and nine months, or thereabouts, that is to say, the years 18                      and 18                      , that any profit was made from

the said invention. In all other years since the date of the said letters patent, the working of the said letters patent, and the manufacture and sale of fire-doors made according to the said invention, resulted in losses, which far more than counter-balanced the profit of the years 18      and 18      aforesaid; and, on the whole, your petitioner W. A. M., instead of obtaining any profit from the said invention, has sustained a very considerable loss.

17. That only one licence has ever been granted for the use of the said invention in the United Kingdom, that is to say, a licence to one J. B., of M. and O., which was granted by your petitioner W. A. M. in or about the month of      , 18      . That the said licence was granted with a view to the establishment of the said J. B. as an agent for the sale of fire-doors made according to the said invention, but the business arising therefrom being very small and unprofitable to your petitioner, he in the month of      , 18      , revoked the said licence. Your petitioner believes that the said J. B. made no profit whatever from his use of the said invention under the said licence.

Only one licence granted in the United Kingdom.

18. That, at the time when your petitioners were endeavouring to introduce the said invention to the public, there were so many other inventions before the public having the same object as the said invention of your petitioner W. A. M. that it was very difficult to induce manufacturers and others to give a trial to any new invention; and further, the Acts for preventing smoke nuisance were not at that time so rigidly enforced as they are at present; and from these and other circumstances your petitioners experienced great difficulty in getting manufacturers and steam-users to give a trial to the said invention, and their endeavours to introduce the same to the public necessarily involved great expense on the part of your petitioners.

Reasons for delay in public appreciation of invention.

19. That of late the utility of the said invention has been generally acknowledged, and steam-users are now requiring that boilers made for them shall be fitted with fire-doors made according to the said invention, and compelling engineers to apply such fire-doors, and in consequence there has arisen a considerable demand (which is increasing) for fire-doors made according to the said invention. Moreover, the Lords Commissioners of the Admiralty have caused the boilers of ten of Her Majesty's ships to be fitted with the said fire-doors made according to the said invention; and your petitioner W. A. M. has supplied several of the said fire-doors for the

Utility of invention.



boilers used at Her Majesty's Dockyard at Portsmouth, where they are now in use. Under the circumstances aforesaid, the working of the said letters patent and invention has resulted, during the last two years, in a considerable increase in the number of sales, with a diminution in the expenses of working.

Loss sustained  
by petitioner.

20. That, under the circumstances aforesaid, your petitioner W. A. M. has, notwithstanding his considerable outlay upon the said invention, been unable to obtain any profit thereupon, nor has he obtained any remuneration for his expense and labour in perfecting the same; but, on the contrary, he has sustained considerable loss in relation to the said invention, and it is only now, when the letters patent are about to expire, that the use of the said invention is becoming fully established and extending.

Probability of  
patent be-  
coming pro-  
ductive.

21. That your petitioners have no doubt that, if the term of the said letters patent should be prolonged, the said letters patent will now become productive, and your petitioner W. A. M. will be able to obtain a fair reimbursement and remuneration commensurate with the great public value and importance of the said invention.

Seven years'  
extension  
asked for.

22. That your petitioners humbly submit that, under the circumstances of the case, an exclusive right of using and vending the said invention for the further period of seven years will not sufficiently reimburse and remunerate your petitioner W. A. M.

Advertise-  
ments.

23. That your petitioners have given public notice, by advertisements caused to be inserted the requisite number of times in the *London Gazette* and in metropolitan and country newspapers, pursuant to the statutes in that case made and provided, that it is their intention to apply to your Majesty in Council for a prolongation of the term of sole using and vending the said invention.

Prayer.

Your petitioners therefore humbly pray that your Majesty will be graciously pleased to take the case of your petitioners into your Royal consideration, and to refer the same to the Judicial Committee of your Majesty's most Honourable Privy Council, and that your petitioners may be heard before such Committee by their counsel and witnesses, and that your Majesty will be pleased to grant to your petitioners a prolongation of the term of sole using and vending the said invention for the further and additional term of fourteen years, or for such other term as to your Majesty shall

seem fit, and to grant new letters patent for the said invention to your petitioners for such term as to your Majesty shall seem fit, after the expiration of the first term originally granted by the existing letters patent hereinbefore mentioned, according to the form of the statutes in such cases made and provided.

And your petitioners will ever pray, &c.

B. & R.,  
Solicitors for Petitioners.

FORM OF ACCOUNTS WHICH MUST ACCOMPANY PETITION FOR PROLONGATION OR EXTENSION OF LETTERS PATENT.

IN THE PRIVY COUNCIL.

Re R. Patent, 18 , No. .

STATEMENT OF RECEIPTS AND EXPENDITURE FILED ON PETITION FOR PROLONGATION OF PATENT.

<i>Receipts.</i>		£	s.	d.	<i>Expenditure.</i>		£	s.	d.
18					18				
April	Money received in prizes at exhibitions, viz. :—				April	Taking out patent, making drawings, &c.			
	1st prize at Agricultural Hall, London . . . . .					Making three working models, and exhibiting			
	Do. at the International Fisheries Exhibition . . . . .					same at the London Tavern . . . . .			
					18				
					June	Exhibiting models at the Exhibition of Life			
						Saving Apparatus at Liverpool . . . . .			
					Dec.	Exhibiting models at the Admiralty . . . . .			
					18				
					April	Paid Government stamp . . . . .			
						Paid patent agents' charges . . . . .			
					18				
					May	Exhibiting models at Fishmongers' Hall . . . . .			
					18				
					March	Do. at United Service Institute . . . . .			
					May	Do. do. . . . .			
					Aug.	Do. at the Royal Aquarium, when 1st prize			
						silver medal was received			

at Woolwich, and at the Board of Trade Office, Poplar . . . . .

18

April Paid Government stamp . . . . .

Paid patent agents' charges . . . . .

Making eight working models to scale, and exhibiting same at the Naval and Submarine Exhibition at the Agricultural Hall, Islington, London—

	£	s.	d.
Rent of space . . . . .			
Fitting up stand, &c. . . . .			
Wages, attendance to show models . . . . .			
Carriage of models each way . . . . .			
Workmen's time and materials . . . . .			

Printing circulars, &c., in connection with same . . . . .

18

April Exhibiting models at Clarence House to H.R.H. the Duke of Edinburgh . . . . .

May Do. do. at Admiralty to Sir Thomas Brassey . . . . .

Do. do. to Sir Francis Sullivan . . . . .

Carried forward . . . . .

Carried forward . . . . .

FORMS.



	£	s.	d.
Brought forward . . . . .			
Total Receipts . . . . .	£		

	£	s.	d.
18 Brought forward . . . . .			
July Exhibiting models at Admiralty to Sir William Mends . . . . .			
May Making eight improved large working models, to and exhibiting same with others at the International Fisheries Exhibition, London—			
Oct. Fitting up of stand and writing boards . . . . .			
Carriage of models . . . . .			
Attendants—			
2 men for 6 months . . . . .			
1 man for 3 months . . . . .			
Making of models, workmen's time, and materials			
18 Taking models and exhibiting same in Germany—viz., Kiel, Berlin, and Hamburg . . . . .			
Do. do. at Liverpool . . . . .			
Total Expenditure . . . . .	£		



<i>Receipts.</i>	£	s.	d.	£	s.	d.
To Sale of 156 doors, as per press copy-book . . . . .						
<i>Less discount</i> . . . . .						
To Balance, being loss . . . . .						
			£			

<i>Expenditure.</i>	£	s.	d.	£	s.	d.
By Purchases of raw material for 156 doors, calculated to be at least . . . . .						
„ Trade expenses, as per cash-book, being one year's travelling—						
Expenses of several travellers . . . . .						
Stationery . . . . .						
Patent agents' charges . . . . .						
Charges for patterns, oil, and other trade expenses						
„ Commission, as per cash-book						
„ Advertising . . . . .						
„ Wages of workmen . . . . .						
„ Rent, taxes, and lighting . . . . .						
„ Bad debts . . . . .						
			£			





18

<i>Receipts.</i>		£	s.	d.	£	s.	d.
To Sales of 254 doors, as per press copy-book . . . . .							
Less discount . . . . .							
To Balance, being loss . . . . .							

18

<i>Expenditure.</i>		£	s.	d.	£	s.	d.
By Purchases of raw material for 254 doors, as per vouchers .							
„ Trade expenses, as per cash-book, being one year's travelling—							
Expenses of several travellers . . . . .							
Law expenses incurred in recovering several debts							
Bricklayers' work . . . . .							
Stationery . . . . .							
Charges for patterns, oil, and other expenses .							
„ Commission, as per cash book							
„ Advertising . . . . .							
„ Wages of workmen . . . . .							
„ Rent, taxes, and lighting .							



<i>Receipts.</i>		£	s.	d.	£	s.	d.
18	To Sale of 415 doors, as per press copy-book . . . . .						
	<i>Less discount</i> . . . . .						
	To Balance, being loss . . . . .						

<i>Expenditure.</i>		£	s.	d.	£	s.	d.
18	By Purchases of raw material for 415 doors, as per vouchers . . . . .						
	„ Trade expenses, as per cash-book, being one year's travelling—						
	Expenses of several travellers . . . . .						
	Stationery . . . . .						
	Bricklayers' work . . . . .						
	Charges for patterns, oil, and other trade expenses . . . . .						
	„ Commission, as per cash-book . . . . .						
	„ Advertising . . . . .						
	„ Wages of workmen . . . . .						
	„ Rent, taxes, and lighting . . . . .						
	„ Bad debts . . . . .						





Receipts.	£	s.	d.	£	s.	d.
18 To Sale of 365 doors, as per press copy-book . . . . .						
<i>Less</i> discount . . . . .						
To Royalties—						
England . . . . .						
America . . . . .						
To Balance, being loss . . . . .						
			£			

Expenditure.	£	s.	d.	£	s.	d.
18 By Purchases, as per vouchers, of raw material for 365 doors .						
„ Trade expenses, as per cash-book, being one year's travelling—						
Expenses of several travellers . . . . .						
Patent expenses (stamp) .						
Stationery . . . . .						
Bricklayers' work . . . . .						
Law expenses incurred in the recovery of several debts . . . . .						
Charges for patterns, oil, and other trade expenses . . . . .						
„ Commission, as per cash-book						
„ Advertising . . . . .						
„ Wages of workmen . . . . .						
„ Rent, taxes, and lighting .						
			£			

18

<i>Receipts.</i>	£	s.	d.	£	s.	d.
To Sale of 330 doors, as per press copy-book . . . . .						
<i>Less discount</i> . . . . .						
To Royalties—						
England . . . . .						
New York . . . . .						
Austria . . . . .						
To Balance, being loss . . . . .						
			£			

18

<i>Expenditure.</i>	£	s.	d.	£	s.	d.
By Purchases of raw material for 330 doors, as per vouchers .						
„ Trade expenses, as per cash-book, being one year's travelling—						
Expenses of several travellers . . . . .						
Stationery . . . . .						
Bricklayers' work . . . . .						
Law expenses incurred in recovering several debts						
Charges for patterns, oil, and other trade expenses . . . . .						
„ Commission, as per cash-book						
„ Advertising . . . . .						
„ Wages of workmen . . . . .						
„ Rent, taxes, and lighting . . . . .						
			£			

. 2 2

FORMS.

721

Receipts.		£	s.	d.	£	s.	d.
18	To Sale of 325 doors, as per press copy-book . . . . .						
	<i>Less</i> discount . . . . .						
	To Royalties—						
	Austria . . . . .						
	America . . . . .						
	To Balance, being loss . . . . .						
				£			

Expenditure.		£	s.	d.	£	s.	d.
18	By Purchases of raw material for 325 doors, as per vouchers .						
	„ Trade expenses, as per cash-book, being one year's travelling—						
	Expenses of several travellers . . . . .						
	Stationery . . . . .						
	Bricklayers' work . . . . .						
	Charges for patterns, oil, and other trade expenses . . . . .						
	„ Advertising, as per cash-book						
	„ Commission . . . . .						
	„ Wages of workmen . . . . .						
	„ Rent, taxes, and lighting . . . . .						
	„ Bad debts . . . . .						
				£			





<i>Receipts.</i>	£	s.	d.	£	s.	d.
To Sale of 313 doors, as per press copy-book . . . . .						
<i>Less discount</i> . . . . .						
To Royalties—						
Austria . . . . .						
To Balance, being loss . . . . .						
				£		

18

<i>Expenditure.</i>	£	s.	d.	£	s.	d.
By Purchases of raw material for 313 doors, as per vouchers .						
„ Trade expenses, as per cash-book, being one year's travelling—						
Expenses of several travellers . . . . .						
Law expenses incurred in recovering several debts						
Stationery . . . . .						
Charges for patterns, oil, and other trade expenses . . . . .						
„ Commission, as per cash-book						
„ Advertising . . . . .						
„ Wages of workmen . . . . .						
„ Rent, taxes, and lighting . . . . .						
„ Bad debts . . . . .						
				£		









M.'s PATENT.

*List of Firms supplied gratuitously with Furnace Doors.*

					Cost.			
			£	s.	d.	£	s.	d.

## ORDER FOR REVOCATION OF LETTERS PATENT.

*Re Gaulard and Gibbe' Patent, 4362, A.D. 1882*  
*(North, J., July 9, 1888).*

Upon the petition of S. Z. de F., in the \_\_\_\_\_,  
 on the \_\_\_\_\_ day of \_\_\_\_\_, 18\_\_\_\_, preferred unto this  
 court, and upon hearing counsel for the petitioner and for the  
 respondents, L. G. and J. D. G., and the N. Co. for the Distribution  
 of Electricity by Secondary Generators, Limited, on the \_\_\_\_\_,  
 and upon reading the petition, the amended particulars of objections  
 delivered by the petitioner, the exhibits produced to the witnesses  
 named in the schedule hereto, and set opposite to their names in  
 the third column of such schedule, and upon hearing the evidence  
 of the witnesses named in the first column of such schedule, upon  
 their examination taken orally before this Court on the days men-  
 tioned in such schedule: this Court did order that the petition  
 should stand for judgment, and the same standing for judgment  
 this day in the paper, in the presence of counsel for the petitioner  
 and the respondents: this Court doth order that the letters patent  
 No. 4362, A.D. 1882, in the petition mentioned, granted to L. G. and  
 J. D. G., be revoked. And it is ordered that the respondents L. G.,  
 J. D. G., and the N. Co. for the Distribution of Electricity by  
 Secondary Generators, Limited, pay to the petitioner, S. X. de F.,  
 his costs of the said petition, to be taxed by the taxing master on the  
 higher scale.

## SCHEDULE

ORDER FOR FURTHER AND BETTER PARTICULARS  
OF OBJECTIONS.

*Harris v. Rothwell (Feb. 13, 1886).*

Upon, &c., this Court doth order that the defendant do on or before the            day of            , 1886, deliver to the plaintiff further and better particulars in writing of his objections as to the validity of the letters patent on which he means to rely at the trial—viz. :

Portions of invention alleged to have been published.

1. By stating what portions of the plaintiff's invention are alleged to have been published prior to the date of the letters patent in each of the several publications in the particulars of objections mentioned by reference to the claiming clauses of the specification of the said patent.

Parts of prior publications relied on.

2. Also by stating more specifically the parts of the alleged publications relied on by the defendant in paragraph eleven of the said particulars of objections.

3. Also by stating more particularly the time and place of the alleged prior users.

Claims anticipated.

4. Also by stating, by reference to the claiming clauses of the specification of the plaintiff's patent, which portions of the said patent are alleged to be anticipated by each of such prior users.

Interrogatories.

And it is ordered that the plaintiff be at liberty to administer interrogatories for the examination of the defendant.

Costs.

And it is ordered that the costs of this application be costs in the action.

ORDER FOR LEAVE TO AMEND SPECIFICATION  
DURING ACTION OF INFRINGEMENT.

*The Haslam Foundry and Engineering Company v. Goodfellow and others (Kay, J., Dec. 2, 1887).*

Upon motion this day made unto this Court by counsel for the plaintiffs, and upon hearing counsel for the defendants, and upon reading the pleadings in this action, and an affidavit of A. C., filed the 1st December, 1887, and the exhibits therein referred to: it is ordered that the plaintiffs be at liberty to apply at the Patent Office for leave to further amend the specification of their patent, No. 1034 of the year 1877, by striking out the second claim thereof, and by making such other alterations (if any) as will be rendered necessary thereby. And it is ordered that, after such amendment has been made, the plaintiffs be at liberty to amend their statement of claim so as to limit this action to the amended specification of the said patent. And in default thereof, it is ordered that this action do stand dismissed of this Court, with costs, to be taxed by the taxing master, and be paid by the plaintiffs, the Haslam Foundry and Engineering Company, Limited, to the defendants. And it is ordered that the costs of the defendants Messrs. G. & M., Messrs. L. & H., and Messrs. T. N. & Son, of this application, and of and occasioned by such last-mentioned amendment, be their costs in any event, and be borne by the said plaintiffs, the Haslam Foundry and Engineering Company, Limited. And it is ordered that, in the event of this action proceeding, all other costs be reserved.



ORDER FOR LEAVE TO AMEND SPECIFICATION  
PENDING PETITION FOR REVOCATION OF  
PATENT.

*Re Gaulard and Gibbs' Patent (Kekewich, J., Nov. 21, 1887).*

Upon motion this day made unto this Court by counsel for L. G. and J. D. G., and the N. Company, the respondents to the petition preferred by the above-named S. Z. F., and upon hearing counsel for the said petitioner, an affidavit of the petitioner, S. Z. F., filed the day of \_\_\_\_\_, 18\_\_\_\_, and an affidavit of J. D. G., filed the day of \_\_\_\_\_, 18\_\_\_\_: this Court doth order that the applicants be at liberty forthwith to apply to amend their specification filed in pursuance of the above letters patent, No. \_\_\_\_\_ of 18\_\_\_\_, by way of disclaimer, the applicants undertaking to prosecute their proceedings with all diligence. And it is ordered that the petitioner be at liberty, within fourteen days after notice of the amendments made in the specification, either to amend his petition and the particulars of objection delivered by him, or to discontinue all proceedings thereunder. And it is ordered that the respondents L. G., J. D. G., and the N. Company do pay to the petitioner, S. Z. F., his costs of and consequent upon the presentation of his petition up to and including his costs of this motion. Costs to be taxed by the taxing master.

18\_\_\_\_ —A—No. \_\_\_\_\_ .

## ORDER FOR INSPECTION.

*The Haslam Foundry and Engineering Company, Limited, v.  
Goodfellow and others (Kay, J., April 5, 1887).*

Upon motion this day made unto this Court by counsel for the plaintiffs, and upon reading the writ issued in this action and affidavit of \_\_\_\_\_, &c. &c., and the plaintiffs by their counsel undertaking during the inspection hereinafter directed, or until further order, not to threaten the defendants, Messieurs Goodfellow and Mathews, or their customers, or any other person or persons, by circulars, advertisements, or otherwise, with any legal proceedings or liability in respect of the manufacture, use, sale, or purchase of refrigerating engines or machines by the said defendants, or the use, sale, or purchase of engines or machines, sold by, or offered for sale by any purchaser from, the said defendants : this Court doth order that the plaintiffs be at liberty, on giving four days' notice, by [*scientific experts*] and solicitor, to inspect refrigerating machines manufactured and in course of manufacture by the defendants, Messieurs Goodfellow and Mathews, for the other defendants, or one of them, which are referred to in the said affidavit of R. M. in the said action of Goodfellow v. The Haslam Foundry and Engineering Company, Limited, 1887—G—573. And it is ordered that the costs of this application be costs in the action.

ORDER OF REFERENCE TO INDEPENDENT EXPERT  
FOR REPORT TO THE COURT DURING ACTION OF  
INFRINGEMENT.

*Badische Anilin und Soda Fabrik v. Levenstein.*(a)

The Court, being desirous of obtaining the opinion of Professor R. upon the questions set forth or referred to in the schedule hereto, doth order that such questions be referred to the said Professor for inquiry and report, and that a specification of the patent, dated 25th February, 1878, No. 786, be supplied to the Professor.

SCHEDULE.

(a) 2 P. O. R. 77.

ORDER FOR EXPERIMENTS BEFORE SCIENTIFIC  
EXPERT AND HIS REPORT TO THE COURT DURING  
ACTION OF INFRINGEMENT.

*Edison and Swan United Electric Light Company, Limited, v.  
Holland and others (Kay, J., January 1, 1888).*

This Court, being desirous that experiments should be conducted as hereinafter mentioned, doth hereby order that experiments confined to the repetition of experiments of which evidence has already been given before this Court on behalf of the plaintiff and defendants respectively upon the patent of \_\_\_\_\_, dated the \_\_\_\_\_ day of \_\_\_\_\_, and numbered \_\_\_\_\_, be conducted before one of the following persons in the following rotation [*names of scientific experts*]. And the plaintiffs and defendants respectively are to repeat in the presence of the person before whom such experiments are conducted, and of two experts on each side, any of their said experiments of which evidence has been given as aforesaid which they may think fit, with the aid of assistants. Each side to choose the place at which its experiments shall be made. And it is ordered that such one of them the said \_\_\_\_\_ before whom such experiments shall be conducted do report to the Court the nature and result of each experiment made before him.



## FEES.

FEES IN REFERENCE TO THE REGISTRATION  
OF PATENT AGENTS.(a)

Nature of Fee.	When to be Paid.	To whom to be Paid.	Amount.
For registration of name of patent agent who had been bonâ fide in practice prior to the passing of the Act.	On application and before registration.	To the Registrar at the Institute.	£ s. d. 5 5 0
For registration of name of any person other than as above.	Do. do.	Do.	5 5 0
Annual fee to be paid by every registered patent agent.	On or before November 30 of each year, in respect of the year commencing January 1st following	Do.	3 3 0
On entry of a candidate for the final qualifying examination.	At time of entering name.	Do.	2 2 0

(a) This list forms Appendix C. to the Register of Patent Agents' Rules, 1889.

LIST OF FEES PAYABLE ON AND IN CONNECTION  
WITH LETTERS PATENT.(b)

*Up to Sealing.*

	£	s.	d.	£	s.	d.
1. On application for provisional protection . . . . .	1	0	0			
2. On filing complete specification . . . . .	3	0	0			
	—————			4	0	0
	or					
3. On filing complete specification with first application . . . . .				4	0	0
4. On appeal from Comptroller to law officer. By appellant . . . . .				3	0	0
—————						
5. On notice of opposition to grant of patent. By opponent . . . . .				0	10	0
6. On hearing by Comptroller. By applicant and by opponent respectively . . . . .				1	0	0
—————						
7. On application to amend specification :—						
Up to sealing. By applicant . . . . .	1	10	0			
8. After sealing. By patentee . . . . .	3	0	0			
9. On notice of opposition to amendment. By opponent . . . . .				0	10	0
10. On hearing by Comptroller. By applicant and by opponent respectively . . . . .				1	0	0
11. On application to amend specification during action or proceeding. By patentee . . . . .				3	0	0
—————						
12. On application to the Board of Trade for a compulsory licence. By person applying . . . . .				5	0	0

(b) This list forms the first schedule to the Patent Rules, 1890.

## APPENDIX.

	£	s.	d.
13. On opposition to grant of compulsory licence. By patentee . . . . .	5	0	0
14. On certificate of renewal :—			
Before end of 4 years from date of patent .	50	0	0
15. Before end of 7 years, or in the case of patents granted under the "Patents, Designs, and Trade Marks Act, 1883," before the end of 8 years from date of patent . . . . .	100	0	0
or in lieu of the fees of £50 and £100, the following annual fees :—			
16. Before the expiration of the 4th year from the date of the patent	10	0	0
17.     "     "     5th     "     "	10	0	0
18.     "     "     6th     "     "	10	0	0
19.     "     "     7th     "     "	10	0	0
20.     "     "     8th     "     "	15	0	0
21.     "     "     9th     "     "	15	0	0
22.     "     "     10th     "     "	20	0	0
23.     "     "     11th     "     "	20	0	0
24.     "     "     12th     "     "	20	0	0
25.     "     "     13th     "     "	20	0	0
On enlargement of time for payment of renewal fees :—			
26. Not exceeding 1 month . . . . .	3	0	0
27.     "     2 months . . . . .	7	0	0
28.     "     3 months . . . . .	10	0	0
29. For every entry of an assignment, transmission, agreement, licence, or extension of patent .	0	10	0
30. For duplicate of letters patent . . . . . each	2	0	0
31. On notice to Comptroller of intended exhibition of a patent under section 39 . . . . .	0	10	0
32. Search or inspection fee . . . . . each	0	1	0
33. For office copies . . . . . every 100 words (but never less than one shilling)	0	0	4
34.     "     of drawings, cost according to agreement.			
35. For certifying office copies, MS. or printed, each	0	1	0

	£	s.	d.
36. On request to Comptroller to correct a clerical error .. . . . up to sealing	0	5	0
			after sealing
	1	0	0
37. For certificate of Comptroller under section 96 . . . . .	0	5	0
38. For altering address in register . . . . .	0	5	0
39. For enlargement of time for filing complete specification, not exceeding one month . . . . .	2	0	0
40. For enlargement of time for acceptance of complete specification—			
Not exceeding one month . . . . .	2	0	0
,, two months . . . . .	4	0	0
,, three months . . . . .	6	0	0

M. E. HICKS-BEACH,

President of the Board of Trade.

31st March 1890.

Approved :

R. E. WELBY,

For the Lords Commissioners of

Her Majesty's Treasury,

31st March 1890.



## WAR OFFICE MEMORANDUM FOR INVENTORS.

WAR OFFICE,

*January 1, 1886.*

In consequence of the numerous claims for compensation for loss of time and for expenses incurred by private individuals in working out inventions of various kinds, as well as for rewards in consequence of the use of such inventions, the Secretary of State for War considers it necessary to make known the following regulations:—

(a) With regard to unpatented inventions—

(1) Persons who desire to submit any unpatented invention for consideration should do so by letter addressed to the Under-Secretary of State for War. The letter should state the nature of the invention, and whether the person who offers it for consideration desires to make any claim to remuneration in connection with it. In the absence of such a statement, it will be assumed that no such remuneration is expected.

(2) Expenses incurred before the submission of an unpatented invention will not be considered to give a claim for repayment. No liability on behalf of the public will be recognised on account of loss of time or expenses incurred in connection with an invention after such submission, unless authority for such expenses has been previously given by letter, signed by one of the Under-Secretaries of State, or the Director of Artillery; and the liability will be strictly confined to the limits of expenditure authorised in such letter.

(3) All claims for reward for an unpatented invention will be examined by a joint council of the Admiralty and War Office, to be held at the War Office, and if any payment be recommended by the council and approved by the Secretary of State for War, the sum will, with the concurrence of the Treasury, be included in the Estimates, but it will not be due to the claimant until after the vote is passed by the House of Commons.

- (4) No claim for reward for an unpatented invention will be held to be established unless the invention has been adopted into the Service.
- (b) With regard to patented inventions—
- (5) By section 27 of the Patents, Designs, and Trade Marks Act, 1883, it is enacted as follows:—
- “A patent shall have to all intents the like effect as against her Majesty the Queen, her heirs and successors, as it has against a subject.
- “But the officers or authorities administering any department of the service of the Crown may by themselves, their agents, contractors, or others, at any time after the application, use the invention for the service of the Crown, on terms to be before or after the use thereof agreed on, with the approval of the Treasury, between those officers or authorities and the patentee, or, in default of such agreement, on such terms as may be settled by the Treasury after hearing all parties interested.”
- (6) Persons desiring to submit patented inventions should proceed on all points as laid down in paragraph (1).
- (7) Should there be a statement to the effect that remuneration is expected in the event of the adoption and use of the invention by the Secretary of State for War, his agents, contractors, or others, and should there be such adoption and use, or an intention to adopt and use it, then in default of an agreement between the Secretary of State for War and the patentee, or his agent, as to the terms of remuneration, the Treasury will settle the terms after hearing all parties interested.

RALPH THOMPSON.

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