



TRINIDAD AND TOBAGO

No. 17—1959

[L.S.]

I ASSENT,

SOLOMON HOCHOY

Acting Governor.

23rd October, 1959.

AN ORDINANCE to amend the law relating to Patents for inventions, and Designs.

[29th October, 1959.]

Commence-
ment.

Enactment.

ENACTED by the Governor of Trinidad and Tobago with the advice and consent of the Legislative Council thereof.

Short title.

Ch. 31, No. 18.

1. This Ordinance may be cited as the Patents and Designs (Amendment) Ordinance, 1959, and shall be read as one with the Patents, Designs and Trade Marks Ordinance, hereinafter referred to as the Principal Ordinance.

2. The long title to the Principal Ordinance shall have effect as if for the words and stop "Designs, and Trade Marks" there were substituted the words "and Designs".

Long title to Principal Ordinance amended.

3. Section 1 of the Principal Ordinance is hereby repealed and replaced as follows:—

Section 1 of Principal Ordinance repealed and replaced.

"Short title.

1. This Ordinance may be cited as the Patents and Designs Ordinance."

4. Section 16A of the Principal Ordinance is hereby repealed and replaced as follows:—

Section 16A of Principal Ordinance repealed and replaced.

"Power of Court to adjudicate on privileges conferred by a certificate of registration.

16A (1) The Court shall have power, upon the application of any person who alleges that his interests have been prejudicially affected by the issue of a certificate of registration under subsection (2) of section 16 of this Ordinance, to declare that the exclusive privileges and rights conferred by such certificate of registration have not been acquired on any of the grounds upon which the United Kingdom patent might be revoked under the law for the time being in force in the United Kingdom.

(2) The grounds upon which a United Kingdom patent might be revoked shall be deemed to include the manufacture, use or sale of the invention in the Colony before the priority date applicable to the patent in the United Kingdom, but not to include the manufacture, use or sale of the invention in the Colony by some person or persons on or after the priority date applicable to the patent in the United Kingdom and before the date of the issue of the certificate of registration under subsection (2) of section 16 of this Ordinance.

(3) For the purposes of this section the expression "priority date" in its application to a patent in the United Kingdom has the meaning assigned to it in section 5 of the Patents Act, 1949."

12, 13 and 14 Geo. VI. c. 87.

Passed in Council this third day of October, in the year of Our Lord one thousand nine hundred and fifty-nine.

G. R. LATOUR

Acting Clerk of the Council.