

WESTERN AUSTRALIA

ANNO QUINQUAGESIMO

VICTORIÆ REGINÆ

No. 5

An Act to alter the law relating to the procedure under
‘The Designs and Trade Marks Act, 1884,’ and ‘An
Act to regulate grants of Patents for Inventions in
the Colony of Western Australia.’

[Assented to 12th July, 1886.]

BE it enacted by His Excellency the Governor of Western Australia
and its Dependencies, by and with the advice and consent of
the Legislative Council thereof, as follows :—

1. There shall be provided for the purposes of ‘The Designs and

Patent Office

Patent Office—Registrar of Patents, Designs, and Trade Marks

Trade Marks Act, 1884,' and the Act intituled 'An Act to regulate grants of Patents for Inventions in the Colony of Western Australia,' an Office with all requisite conveniences, which shall be called the Patent Office.

Registrar
*See 52 Vic.,
No. 5*

2. The Patent Office shall be under the immediate control of an Officer called the Registrar of Patents, Designs, and Trade Marks.

Duties in ab-
sence of
Registrar

3. Any act or thing directed to be done by or to the Registrar may in his absence be done by or to any officer for the time being in that behalf authorised by the Governor.

Patent Office
Seal

4. There shall be a Seal for the Patent Office, and impressions thereof shall be judicially noticed and admitted in evidence.

Powers and
duties of Colonial
Secretary trans-
ferred

5. All the powers, duties, privileges, and rights conferred upon or to be done or exercised by the Colonial Secretary, and all acts or things directed to be done by or to the Colonial Secretary under the provisions of either of the Acts aforesaid, or any general rules made under the provisions of 'The Designs and Trade Marks Act, 1884,' shall be conferred upon and done or exercised by or to the Registrar of Patents, Designs, and Trade Marks; and all applications, notices, documents, matters, and things required by either of the Acts or rules aforesaid to be furnished, given or sent to or left or deposited at the office of the Colonial Secretary, shall be furnished, given, or sent to or left or deposited at the Patent Office.

Substitution of
Patent Office
for Office of
Colonial Secre-
tary

Reading of words
in 36 Vic. 1 and
48 Vic. 7

6. The words 'Colonial Secretary' and 'Colonial Secretary's Office,' wherever they may occur in either of the aforesaid Acts, or in any general rules made under the provisions of 'The Designs and Trade Marks Act, 1884,' shall be respectively read 'Registrar of Patents, Designs, and Trade Marks,' and 'Patent Office.'

Seal of Patent
Office to be used

7. All instruments, records, certified copies, matters, documents, and things required under the provisions of either of the Acts aforesaid or of any general rules as aforesaid shall be sealed with the seal of the Patent Office and not with the Public Seal of the Colony, except in the case of Letters Patent and Letters of registration of a Patent which shall be sealed in each case with both seals.

To be read with
48 Vic. 7 as one
Act

8. This Act shall be read and construed together with 'The Designs and Trade Marks Act, 1884,' as one Act.

To be read with
36 Vic. 1 as one
Act

9. This Act shall be read and construed together with an Act intituled 'An Act to regulate grants of Patents for Inventions in the Colony of Western Australia,' as one Act.

F. NAPIER BROOME,
GOVERNOR.