

*Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1853.* Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1853.

16 Victoria – Chapter 46

**An Act to authorise the granting Letters Patent for the manufacture of Malleable Iron from the Ore. Passed 3rd May 1853.**

Whereas one John Cairns, of Dundas, in the County of Kent, has made application to the Government to obtain Letters Patent for an improved mode of smelting and manufacturing malleable or bar iron from the ore without reducing it to pig iron: And whereas under the present Law the Government is not authorised to grant Letters Patent to any but the original inventor or assignee of the whole Patent: And whereas the said John Cairns alleges that he is the proprietor of a share in a Patent taken out in Great Britain by one William Neale Clay, for such process, which has not been worked under in consequence of the death of the original inventor: And whereas the benefits of such process cannot be obtained unless such Patent be granted to the said John Cairns;

Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, as follows:—

1. That the Lieutenant Governor in Council be and he is hereby authorised and empowered to grant Letters Patent to the said John Cairns, and to all or any other proprietor of said patent so granted in Great Britain, or his representative or assignee, when any such person or assignee may apply for the same, for the said process of smelting and manufacturing malleable or bar iron direct from the ore, if upon his application it be made to appear to the satisfaction of His Excellency in Council, that a cheaper or better material can be thus obtained, and private rights not be interfered with.
2. The patent so granted is not to be of longer duration than ten years, and is to be subject to the same provisions and entitled to all the benefits of protection in this Province, as if the said John Cairns had been the original inventor; provided always, that the Lieutenant Governor in Council may at the time of granting such Letters Patent, make such further conditions or provisions for the regulation of such patent, or the protection of the public interest, or the rights of individuals, as may be deemed necessary, in order that the other proprietors or joint owners, or their representatives, may have the like advantage of the said patent when granted; and that the patent shall not issue until the provisions of any law in force at the time of such issue, relating to the assignee of any patent obtained in any other country, are complied with.